

ORDINANCE NO.

NO. 15-12

**TITLE: AN ORDINANCE AMENDING THE HUDSON MUNICIPAL CODE TO CLARIFY THE DEFINITION OF WEEDS.**

BE IT ORDAINED BY THE BOARD OF TRUSTEES FOR THE TOWN OF HUDSON, COLORADO, THAT:

Section 1. Section 7-21 of the Hudson Municipal Code is amended by the addition thereto of a new definition to read as follows:

*Weed* means and includes weeds, grass, or brush not otherwise defined as a noxious weed which has grown to maturity or is in excess of six inches (6") in height and shall specifically include: common sunflower (*helianthus canticularis*), dandelion (*leontodore tavaxacum*), or other plant or offending vegetation which is regarded as a common nuisance. The above is not intended to be an exclusive list, but rather is intended to be indicative of those types of plants which are considered a detriment to public health and safety. Notwithstanding the above, "weeds" shall not be interpreted to include flower gardens, plots of shrubbery, vegetable gardens and small grain plots (wheat, barley, oats, rye, etc.).

Section 2. Section 10-56 of the Hudson Municipal Code is amended by the addition thereto of a new subsection (c) to read as follows:

(c) For purposes of this Section 10-56, *weed* means and includes weeds, grass, or brush not otherwise defined as a noxious weed which has grown to maturity or is in excess of six inches (6") in height and shall specifically include: common sunflower (*helianthus canticularis*), dandelion (*leontodore tavaxacum*), or other plant or offending vegetation which is regarded as a common nuisance. The above is not intended to be an exclusive list, but rather is intended to be indicative of those types of plants which are considered a detriment to public health and safety. Notwithstanding the above, "weeds" shall not be interpreted to include flower gardens, plots of shrubbery, vegetable gardens and small grain plots (wheat, barley, oats, rye, etc.).

Section 3. Safety Clause. The Town Board of Trustees hereby finds, determines, and declares that this ordinance is promulgated under the general police power of the Town of Hudson, that it is promulgated for the health, safety, and welfare of the public, and that this ordinance is necessary for the preservation of health and safety and for the protection of public convenience and welfare. The Board of Trustees further determines that the ordinance bears a rational relation to the proper legislative object sought to be attained.

Section 4. Severability. If any clause, sentence, paragraph, or part of this ordinance or the application thereof to any person or circumstances shall for any reason be adjudged by a court of competent jurisdiction invalid, such judgment shall not affect application to other persons or circumstances.

Section 5. Effective Date. This Ordinance shall become effective thirty (30) days after final publication.

INTRODUCED, READ IN FULL, AND ADOPTED this 16<sup>th</sup> day of September, 2015.



Linnette Barker  
Linnette Barker, CMC, Town Clerk

TOWN OF HUDSON, COLORADO

Raymond Patch  
Raymond Patch, Mayor

PASSED ON SECOND AND FINAL READING this 7<sup>th</sup> day of October, 2015, AND ORDERED PUBLISHED ONCE IN FULL.



Linnette Barker  
Linnette Barker, CMC, Town Clerk

TOWN OF HUDSON, COLORADO

Raymond Patch  
Raymond Patch, Mayor

APPROVED AS TO FORM:

Corey Y. Hoffmann, Town Attorney