

ORDINANCE NO. 53

AN ORDINANCE PROHIBITING CERTAIN ANIMALS AND FOWLS FROM RUNNING AT LARGE WITHIN THE LIMITS OF THE TOWN OF HUDSON, PROVIDING PENALTIES FOR THE VIOLATION HEREOF AND REPEALING ALL ORDINANCES IN CONFLICT HEREWITH.

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF HUDSON,
WELD COUNTY, COLORADO:

Section 1. It shall be unlawful for any person or persons to allow to run at large, or to herd, picket, or graze, any hogs, swine, cattle, horses, sheep, mules, asses, goats, dogs, fowls or any other animals upon or in any street, avenue, alley or public place within the corporate limits of the Town of Hudson, or upon any vacant or unenclosed lots or blocks, or other unenclosed or vacant premises, whether or not said animals are attended by any person or persons. Any animal or animals found grazing or being herded or picketed within the corporate limits of said town in violation of the foregoing provisions shall be deemed and taken to be running at large and shall be dealt with as hereinafter provided.

Section 2. The owner or owners and any person or persons in charge of any such animal or animals found to be running at large in violation of any of the provisions of this ordinance, shall for each and every such violation, be fined in a sum not less than Five (\$5.00) Dollars and not more than Three Hundred (\$300.00) Dollars, and costs of prosecution.

Section 3. Any such animal or animals found running at large contrary to the provisions of Section one (1) of this ordinance shall be taken up by the Town Marshal and impounded in the public pound of the Town of Hudson or in any suitable place for keeping of the same, and the Town Marshal shall, within twenty-four (24) hours after taking up such animal or animals, make complaint to the Police Magistrate for proceedings and adjudge such owner or owners the penalty and costs incurred.

Section 4. The Police Magistrate shall give notice to the owner or owners of the impounded animal or animals, if known; and by publication in a newspaper of the Town, if unknown; describing the stock and a time therein

when such complaint shall be heard, the said time to be not less than seven (7) days from the time of entering the complaint. It shall be the duty of the Town Marshal to attend before the Police Magistrate at the time fixed for the hearing of the aforesaid complaint and present the facts in the case. If the owner or owners be found guilty, the Police Magistrate shall enter judgment against such owner or owners for the penalty, fees and costs as herein prescribed, and shall enter an order directing the Town Marshal to sell the property to make the penalty, fees and costs, notice of ten (10) days, as in constable sales on execution to be given, and the costs as provided in Section five (5) of this ordinance to be shown on trial shall be allowed as costs against the owner or owners.

Section 5. The Town Marshal shall be entitled to compensation as follows: for each and every such animal described above received into said pound, one dollar (\$1.00) for impounding and one dollar (\$1.00) additional for each and every day such animal shall be kept therein; for selling such animal described above, one dollar (\$1.00).

Section 6. The money received by the Town Marshal after deducting the costs and charges allowed by this ordinance, shall be paid to the Town Treasurer and the same shall be delivered to the owner or owners of the animal or animals from the sale of which such money shall have accrued, whenever such owner or owners shall appear and render satisfactory proof to the Board of Trustees of ownership.

Section 7. The owner or owners of any animal or animals mentioned in this ordinance which shall have been impounded may claim the release of such animal or animals at any time previous to the sale of such animals on payment to the Town Marshal of the charges and fees that shall be due according to the provisions of this ordinance and giving the Town Marshal satisfactory proof of ownership.

Section 8. It shall be the duty of the Town Marshal to provide the necessary sustenance for all animals impounded in the Town pound or pounds without further charge than is prescribed by this ordinance.

Section 9. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 10. The Board of Trustees of the Town of Hudson hereby finds, determines and declares this ordinance to be necessary for the immediate preservation of the public peace, health and safety.

Section 11. In the opinion of the Board of Trustees, an emergency exists, therefore this ordinance shall take effect and be in force from and after its passage and be published as required by law.

Passed, adopted and approved this 1st ^{AUGUST} day of ~~Aug~~, A. D. 1955.

Fred E. Wilmer
Mayor

ATTEST:

E. D. Booth
Town Clerk