



## **CHAPTER 7: POLICE REGULATIONS**

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See Ord. #16-2006 Adopted Sept. 11, 2006  
See Ord. #19-2009 Adopted April 27, 2009

See Ord. #10-2007 Adopted Nov. 12, 2007  
See Ord. #17-2011 Adopted Sept. 26, 2011

## **CHAPTER 7: POLICE REGULATIONS**

### **ARTICLE 3: OFFENSES AGAINST PROPERTY**

#### **7-3-1 Injuring or Destroying Public Property**

It shall be unlawful for any person to either willfully, maliciously, wantonly, negligently or in any other manner injure or destroy real property or improvements thereto, or moveable or personal property, belonging to the Town of Grand Lake.

#### **7-3-2 Injuring of Destroying Private Property**

It shall be unlawful for any person to either willfully, maliciously, or wantonly injure or destroy real property or improvements thereto, or moveable or personal property, belonging to any person, persons, corporation, partnership, or association.

#### **7-3-3 Injury or Removal of Street Signs**

It shall be unlawful for any person without proper authorization to remove, deface, injure, or destroy any street sign, or sign erected or placed in or adjacent to any street, indicating the name of such street.

#### **7-3-4 Obstruction of Public Rights of Way**

It shall be unlawful for any person to place any obstruction on any portion of the public right of way, which shall include but not be limited to, any public highway, roadway, street, alley, way, easement, or any other public way or public right of way in the Town of Grand Lake, without first obtaining written approval from the Town Manager or his designee.

1. An obstruction is defined as any post, fence, box, barrel, dumpster, or any other object or intrusion whether temporary or permanent, which interferes with or which could interfere with or encroach upon or over the public right of way.
2. Objects placed upon the public right of way pursuant to Colorado Revised Statutes or the Town of Grand Lake Municipal Code, as well as objects placed on the public right of way by employees of public utilities, and objects placed on the public right of way by duly authorized Town personnel, are exempt from this Section.

#### **7-3-5 Streets, Streams and Water Supply**

It shall be unlawful to throw or deposit, or cause or permit to be thrown or deposited, any offal composed of animal, vegetable substance, or both, any dead animal, excrement, garbage, or other offensive matter whatever, upon any street, avenue, alley, sidewalk or public grounds. No person shall in this Town throw or deposit or cause or permit to be thrown or deposited anything specified in any foregoing part of this section, or any other substance that would tend to have a polluting effect, into the water of any stream, ditch, pond, well, cistern, trough, or other body of water, whether artificially or naturally created, or so near any such place as to be liable to pollute the water.



### 7-3-6 Littering

- (A) It shall be unlawful for any person to throw or deposit upon any street, alley, sidewalk, public grounds, or private property any paper, old clothes, cloth of any kind, boots, shoes, hats, leather, hair, grass, junk cars, straw or hay, trash, or any other thing except in public receptacles and authorized private receptacles.
- (B) It shall be unlawful for any person to allow their pet animal to deposit excrement upon any street, alley, sidewalk, public grounds, or another's private without disposing of it in an appropriate receptacle immediately thereafter.
- (C) No person shall drive or move any truck or other vehicle unless such vehicle is constructed or loaded as to prevent any load, contents or litter from being blown or deposited upon any street, alley, sidewalk, public grounds, or private property.
- (D) Garbage Transport Vehicles: Every cart or vehicle used to transport manure, garbage, swill, or offal on any street, alley, sidewalk, public grounds, or private property shall be fitted with a substantial tight box thereon, so that no portion of such manure, garbage, swill, or offal will be scattered or thrown onto any street, alley, sidewalk, public grounds, or private property.

### 7-3-7 Lug Wheels Prohibited

It shall be unlawful for any vehicles injurious to pavement to be permitted upon public thoroughfares unless the operator of such vehicles shall first plank and protect such streets from damage.

### 7-3-8 Pesticide and Fertilizer Use Regulations

- (A) In order to protect the health, safety and welfare of the inhabitants of the Town, the Board of Trustees does hereby declare that the use of fertilizers containing phosphorus or pesticides in the Town of Grand Lake needs to be regulated.
- (B) Definitions
  1. Fertilizer – has the meaning as set forth in (C.R.S 35-12-103, 1973).
  2. Fertilizer containing phosphorus – a fertilizer with a nutritional analysis of more than 0.67% of phosphate or has labeling which shows a phosphorus content exceeding zero percent (0%).
  3. Pesticide – has the meaning as set forth in (C.R.S. 35-10-103, 1973).
- (C) It shall be unlawful for any person to use, permit, or allow the use of any fertilizer containing phosphorus or pesticide in a manner which is inconsistent with the label directions and warnings for said chemicals or in violation of any Federal, State, or local law pertaining to the use and storage of said chemicals.
- (D) Notwithstanding the provisions of sub-section C, it shall be unlawful for any person to use, permit, or allow the use of any fertilizer containing phosphorus or pesticide within thirty feet (30') of any water source in the Town, including, but not limited to:



1. Town water wells, or
  2. Any body of water including any lake, river, stream, canal, creek, pond, wetland, or irrigation ditch (wet or dry), or
  3. Private water wells with the condition that a reasonable effort shall be made to determine if a private well exists in the setback area which should include, but not be limited to, asking property owners or occupants, if available, and visual inspections for wellheads.
- (E) An applicator duly licensed with the State of Colorado may use pesticides closer than thirty feet (30') to a water source when it is deemed necessary for the welfare of the public by a Federal, State, or local governmental agency.
- (F) Each application of substances prohibited by this ordinance, and each application of permitted substances in a manner prohibited by this ordinance, to a separate piece of property shall constitute a separate offense.

#### 7-3-9 Trespass

It shall be unlawful to commit trespass in the Town of Grand Lake. Private property within this section shall include private property where the public is a business invitee. A person commits trespass if he or she unlawfully:

- (A) Enters upon or refuses to leave any private property of another, where such property has been posted with "No Trespass" signs, which are visible to persons entering upon the private property or have been posted at reasonable intervals along the property boundary.
- (B) Enters upon or refuses to leave any private property of another, when immediately prior to such entry or refusal to leave, oral or written notice is given by the owner, a Grand Lake Police Officer or Fireman acting in the course of his employment, or person responsible for the care of the property that such entry or continued presence is prohibited.
- (C) Enters upon or refuses to leave any public place after being ordered to do so by any Police Officer or Fireman acting in the course of his employment and duties.
- (D) Refuses to leave the property of any parochial school, private school, or public district where such property is used for the education of persons, when asked to do so by the principal, teacher, staff member, or by any person entrusted with the authority to maintain and supervise the property.