

**Rubbish, debris, junk, stale or uncovered garbage and junked, unlicensed or inoperable motor vehicles.**

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(a) Definitions. The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:

Completely enclosed building or garage shall not include a carport.

Junked or inoperable motor vehicle shall mean any motor vehicle not capable of travel under its own power in its existing condition or is dismantled, partially dismantled or damaged to the extent that it would be unlawful to use or operate on public streets or highways in the State of Colorado.

Rubbish, debris and junk shall include, but not be limited to, scrap lumber, scrap metals and materials, discarded furniture, discarded fixtures, discarded appliances, worn motor vehicle parts and tires not in current use, and all wrecked, abandoned, demolished, dismantled, partially dismantled, and junked or inoperable motor vehicles, machinery, trailers and other goods that are so worn or deteriorated as to make them unusable in their existing condition. Rubbish shall also consist of nonputrescible solid wastes consisting of both combustible and noncombustible wastes, such as paper, cardboard, tin cans, yard clippings, wood, glass, bedding, crockery and similar materials.

Stale or uncovered garbage shall mean any garbage which is stored otherwise than in covered cans or sealed containers or which creates odor or stench or is accessible to animals or otherwise creates a health hazard.

Travel under its own power shall mean the motor vehicle must be able to be started, stopped, driven forward and backward and all tires inflated.

Unlicensed motor vehicle shall mean the motor vehicle which is not currently and validly registered pursuant to the laws of the State of Colorado or any other governmental authority having lawful authority to license motor vehicles.

(b) Prohibited. It shall be deemed a nuisance and unlawful to deposit, accumulate, store, keep, abandon or to allow the deposit, accumulation, storage, keeping or abandonment of rubbish, debris, junk and junked, unlicensed or inoperable motor vehicles on private or public property within the city other than in areas zoned for the deposit, accumulation, storage, keeping or abandonment of rubbish, debris, junk and junked, unlicensed or inoperable motor vehicles other than as authorized in this section.

(c) Exceptions:

(1) This section shall not apply to a motor vehicle collector's item as defined and regulated by C.R.S. 42-3-138, so long as the keeping and storing of such motor vehicle is in compliance with said statute.

(2) With the prior approval of the city manager, or his designee, the department of finance may issue a 180-day permit for junked, unlicensed or inoperable motor vehicles, which are being kept for the purpose of repair or restoration, but there shall be no extensions of the permit granted, and only one (1) permit may be granted per property per year. If, at the end of the 180-day permit period, the vehicle is still junked, unlicensed or inoperable, such motor vehicle shall be deemed a nuisance.

(3) The prohibition contained in this section shall not apply to junked, unlicensed or inoperable motor vehicles defined in subsection (a) of this section if said motor vehicles are stored or kept within a completely enclosed building.

(d) Restrictions on areas authorized for keeping junked, unlicensed or inoperable motor vehicles. Any area zoned and used for storage, keeping or abandoning of any junked, unlicensed or inoperable motor vehicles shall be kept free of weeds and any junk, rubbish and debris other than the authorized junked, unlicensed or inoperable motor vehicle(s).

(Ord. No. 27-2000, 8-22-00, eff. 9-1-00)