

BRUSH, GRASS AND WEEDS

Chapter 61

BRUSH, GRASS AND WEEDS

- § 61-1 Purpose.
- § 61-2. Local Advisory Board Established.
- § 61-3. Administration and Implementation.
- § 61-4. Definitions.
- § 61-5. Control of Weeds.
- § 61-6. Failure to Control or Remove Weeds.

[HISTORY: Adopted by the Mayor and Town Council of the Town of Frisco: Art., 9-3-91, Ord. 91-17, Repealed and reenacted 11-7-00, Ord. 00-17]

ARTICLE I

Noxious Weeds

[Repealed and reenacted 11-7-00, Ord. 00-17]

§ 61-1. Purpose.

It is the purpose of this Article to require the control of weeds and removal of noxious weeds from property within the Town in the manner provided by state law.

§ 61-2. Local Advisory Board Established. [Amended 7-2-02, Ord. 02-19]

- A. The Summit County Weed Advisory Board is hereby appointed to act as the noxious weed advisory board for the Town of Frisco. The Summit County Weed Advisory Board shall exercise the powers and duties set forth in the Intergovernmental Agreement Regarding the Summit County Weed Advisory Board, as amended from time to time.
- B. The Town Council may, at its discretion, replace the Summit County Advisory Weed Board by creating a new board, designating an existing board or creating, by intergovernmental agreement, a board to act as the noxious weed advisory board for the Town. Such creation or designation shall be made by ordinance, pursuant to 13-2 of the Town Charter.
- C. If the Town Council replaces the Summit County Advisory Weed Board, the noxious weed advisory board created or designated by the Town Council to replace the Summit County Advisory Weed Board shall exercise such powers and duties as are and shall hereafter be established by state statute or this Code.

§ 61-3. Administration and Implementation.

- A. The Director of Public Works is hereby appointed to administer and implement the provisions of this Article. The Director of Public Works may delegate his duties hereunder to any noxious weed advisory board designated or created by the Town Council pursuant to section 61-2(B), or to such board designee.

BRUSH, GRASS AND WEEDS

- B. A list of plants or parts thereof designated as noxious weeds by the Colorado Department of Agriculture or the local noxious weed advisory board for the Town of Frisco shall be maintained at the office of the Town Clerk.

§ 61-4. Definitions.

DIRECTOR shall mean the Director of Public Works or his authorized representative.

NOXIOUS WEED shall mean a plant or part thereof that aggressively invades or is detrimental to economic crops or native plant communities or is a carrier of detrimental insects, diseases, or parasites and that is designated as a noxious weed by the Colorado Department of Agriculture or the local noxious weed advisory board for the Town of Frisco.

PROPERTY shall mean any real property located within the Town limits.

WEEDS shall mean any vegetation, including grass or brush, but not including flowers or vegetables, plots of shrubbery, ornamental landscaping, grain plots, or pastures used for feed, fodder or forage.

§ 61-5. Control of Weeds.

- A. It shall be the duty of the owner or occupant of any property to control the growth of weeds on such property as required by this Article, including all sidewalk areas and parking areas abutting the property.
- B. It is unlawful for the owner or occupant of any property to permit noxious weeds to grow on such property.
- C. It is unlawful for the owner or occupant of any property, except property zoned agricultural, to permit weeds to grow to a height in excess of twelve inches. It is unlawful for the owner or occupant of property developed for residential use to permit weeds to grow to a height in excess of six inches.
- D. It is unlawful for the owner of any property zoned agricultural to permit weeds to grow to a height in excess of twelve inches if such property is located within a distance of 100 feet from:
1. Any dedicated street;
 2. Any property that is not zoned agricultural; or
 3. Any property that is zoned agricultural but is not used solely for agricultural or commercial crop purposes, solely for animal production purposes, or solely as a horse stable.

In such event, it shall be the duty of the owner or occupant of such property to control the growth of the weeds as required under this section a distance of 100 feet from the adjacent property line or dedicated street.

- E. It shall be the duty of the Town to ensure that all public rights-of-way are in compliance with the provisions of this Article.

BRUSH, GRASS AND WEEDS

- F. Any wildlife preserve or wildlife area designated by the Town shall be exempt from the requirements of this Section.

§ 61-6. Failure to Control or Remove Weeds.

- A. If any weeds or noxious weeds are not controlled or removed by the owner or occupant of any property, the Director may send written notification advising such owner or occupant of the need for removal or control of such weeds and that corrective action should be taken within ten calendar days of such notification.
- B. In the event the owner or occupant of the property does not take appropriate action, the Director shall have the right to:
 - 1. Enter the property and take whatever corrective actions are determined to be necessary; and
 - 2. Assess the property owner or occupant for the actual cost of the weed control or removal; and
 - 3. Assess the property owner or occupant for the costs incurred by the Town to enforce collection of the costs of the weed control or removal, including inspection, attorneys' fees and court costs.