

# City of Rio Communities, New Mexico

## Ordinance No: 2014-18

### CHAPTER 11 HEALTH AND SAFETY

#### ARTICLE 3 TRASH ACCUMULATION

##### SECTION 1 DEFINITIONS

##### SECTION 2 ACCUMULATION PROHIBITED

##### SECTION 3 REMOVAL NOTIFICATION

##### SECTION 4 VIOLATION AND PENALTY

##### SECTION 5 ILLEGAL DUMPING

#### 11-3-1 DEFINITIONS

For the purpose of this Article, the following meanings shall apply:

"Garbage" means animal and vegetable wastes resulting from handling, preparation, cooking and consumption of food.

"Person" means person, individual, firm, partnership, corporation, company, association or any other entity owning or utilizing as tenant, landlord or otherwise, any real property in the City.

"Refuse" includes, but is not limited to garbage, ashes and petroleum products.

"Rubbish" includes, but is not limited to, barrels, bedding, cans, cardboard, car bodies, drums, crockery, glass, grass cuttings, leaves, metal, paper, rags, rubber, sawdust, trees, tree stumps, weeds, wire, wood scraps and similar material.

#### 11-3-2 ACCUMULATION PROHIBITED

No person shall permit debris, refuse, rubbish or garbage, trash or other similar material to accumulate on any portion of their property when the accumulation constitutes a detriment to the public health and a fire hazard to the community.

#### 11-3-3 REMOVAL NOTIFICATION

If any accumulation is allowed to exist by any person or any property within the limit of the City for a period of five days after being notified by a duly authorized agent to remove same, the City may:



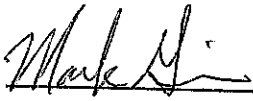
**C. Presumption of violation**

Whenever any litter is discovered to contain any article or articles, including but not limited to letters, bills, publications or other writings that display the name of a person thereon in such a manner as to indicate that the article belongs or belonged to such person, it shall be a rebuttable presumption that such person has violated this subsection.

**D. Penalties**

Offenders shall be prosecuted and may be fined up to \$500 or forfeit their vehicle or forfeit their business license or perform community service as determined by the Municipal court.

APPROVED, ADOPTED AND SIGNED this 13th day of May 2014 by the Governing Body of the City of Rio Communities.



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Mark Gwinn, Mayor

City of Rio Communities

ATTEST:



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Mary Lee Serna, Mayor Pro Tem

City of Rio Communities

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