

TOWN OF ARRIBA, COLORADO

ORDINANCE NO. 158

AN ORDINANCE ESTABLISHING MANDATORY RESIDENTIAL SOLID WASTE COLLECTION SERVICE, AUTHORIZING A CONTRACTED TRASH SERVICE PROVIDER, REQUIRING MONTHLY FEES FOR ALL HOUSEHOLDS, AND REGULATING APPROVED TRASH CONTAINERS

WHEREAS, The Town of Arriba (hereinafter referred to as the “Town”) in the County of Lincoln in the State of Colorado, is the body corporate operating as a statutory town pursuant to the general statutes of the State of Colorado; and

WHEREAS, the Board of Trustees of the Town of Arriba (hereinafter referred to as the “Board”) is considering contracting with a private trash service and in such event, wishes to include the monthly trash statement in the monthly municipal utility billing;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF ARRIBA, COLORADO:

SECTION 1. PURPOSE AND INTENT

The purpose of this Ordinance is to:

1. Ensure regular, sanitary, and efficient collection of residential solid waste;
2. Promote public health and environmental protection;
3. Establish a mandatory, Town-wide solid waste collection program; and
4. Regulate the type and condition of trash containers used within the Town.

SECTION 2. DEFINITIONS

For purposes of this Ordinance, the following terms shall have the meanings set forth below:

- **“Town”** means the Town of Arriba, Colorado.
- **“Household”** means any occupied residential dwelling unit located within the Town limits.
- **“Contracted Trash Service Provider”** means the solid waste collection company selected and contracted by the Town.
- **“Polycart”** means a wheeled residential trash container approved by the contracted trash service provider.
- **“Three-Yard Dumpster”** means a stationary dumpster with a capacity of approximately three (3) cubic yards.
- **“Solid Waste”** means household trash, refuse, and non-hazardous waste normally generated by residential use.

SECTION 3. EXCLUSIVE TRASH SERVICE PROVIDER

- A. The Town shall contract with a single solid waste collection company to provide residential trash service within the Town limits.
- B. The contracted trash service provider shall be the **exclusive provider** of routine residential solid waste collection services within the Town.
- C. No household shall contract independently with any other trash hauler for routine residential solid waste collection.

SECTION 4. MANDATORY PARTICIPATION AND MONTHLY FEES

- A. Participation in the Town's contracted residential trash service is **mandatory for every household** within the Town limits.
- B. Each household shall be charged a **monthly fee** for trash service.
 - 1. The fee amount shall be established by resolution of the Town Board of Trustees.
 - 2. The fee may be billed through the Town's utility billing system.
 - 3. Failure to use the service or placing trash in alternative locations shall **not exempt** a household from payment of the monthly fee.

SECTION 5. APPROVED TRASH CONTAINERS

- A. The **only approved trash containers** for residential use within the Town shall be:
 - 1. A polycart approved by the contracted trash service provider; **or**
 - 2. A three-yard (3-yard) dumpster approved by the contracted trash service provider and the Town.
- B. No other container types shall be permitted for routine residential trash collection.

SECTION 6. CONTAINER CONDITION AND MAINTENANCE

- A. All trash containers shall be maintained in **good condition** and must meet the **standards and requirements of the contracted trash service provider**, including but not limited to:
 - 1. Structural integrity;
 - 2. Properly functioning lids and wheels;
 - 3. Compatibility with collection equipment; and
 - 4. Absence of holes, sharp edges, or excessive rust.

B. Containers that are damaged, unsafe, or not meeting service provider standards may be refused for collection.

SECTION 7. PLACEMENT AND USE OF CONTAINERS

A. Trash containers shall be placed for collection only at times and locations designated by the contracted trash service provider.

B. Containers shall be removed from public rights-of-way as soon as reasonably practicable after collection.

SECTION 8. ENFORCEMENT AND PENALTIES

A. The Town or its authorized agents may enforce this Ordinance.

B. Violations of this Ordinance may result in:

1. Written notice of non-compliance;
2. Refusal of service by the trash service provider;
3. Fines or penalties as established by resolution of the Town Board;

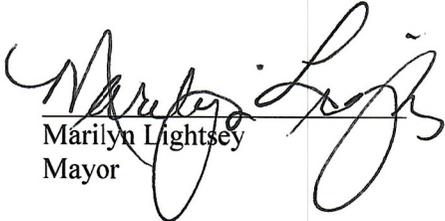
SECTION 9. SEVERABILITY

If any section, subsection, or provision of this Ordinance is held invalid, such invalidity shall not affect the remaining provisions.

SECTION 10. EFFECTIVE DATE

This Ordinance shall become effective immediately following publication, public hearing and the approval of the Town of Arriba Board of Trustees.

INTRODUCED, READ, AND ADOPTED by the Town Board of Trustees of the Town of Arriba, Colorado, on this 10th day of February 2026.


Marilyn Lightsey
Mayor

SEAL

Attest:


Josie Hart
Town Clerk