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ORDINANCE NO. 21, 1921.

AN ORDINANCE CONCERNING AWNINGS.

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE
TOWN OF FLEMING:

Section 1: From and after the adoption and publication of this ordinance, it shall be unlawful for any person to erect, place, or maintain, or cause to be left, any awning connected in any manner with the sidewalk in the business district of the Town of Fleming, as such business district is hereinafter defined; and it shall be unlawful for any person to erect, place, or maintain, or cause to leave erected, any awning constructed of any materials other than canvas, within the business district of the Town of Fleming, as such business district is hereinafter defined.

Section 2: All awnings heretofore constructed in the business district of the Town of Fleming, as hereinafter defined, constructed of any materials other than canvas, are hereby declared to be a nuisance, and the owner, or owners, of any property supporting an awning made of materials other than canvas, is hereby directed to remove the same within ten (10) days from the publication of this ordinance; and upon their failure so to do, it shall be the duty of the town marshal to remove such awning, and abate said nuisance. All persons keeping and maintaining an awning constructed of materials other than canvas, within the business district of the Town of Fleming, as hereinafter defined, for a period of more than ten (10) days after the publication of this ordinance, shall be guilty of maintaining a nuisance, and shall be subject to the penalties hereinafter provided.

SECTION 3: The business district of the Town of Fleming, Colorado, shall include the following described territory:

Logan Avenue from Champa to Hall Street, and all streets crossing Logan Avenue at right angles between Fremont Avenue and Custer Avenue.

SECTION 4: All ordinances, or parts of ordinances, in conflict with this ordinance, are hereby repealed.

SECTION 5: Any person violating any of the provisions of this ordinance shall be guilty of an offense against the Town, and, upon conviction thereof, shall be fined in a sum of not less than ten dollars (\$10.00), nor more than twenty-five dollars (\$25.00), for each and every day that the said offense shall continue, together with costs of suit, and shall stand committed to jail until the fine and costs assessed against the offender shall have been paid, but in no case shall confinement in jail extend beyond a period of thirty (30) days.

It shall be the duty of the town marshal to tear down any awning, and to abate said nuisance, upon discovering that such awning has been erected contrary to the provisions of this ordinance, or allowed to remain contrary to the provisions of this ordinance.

Passed, approved, and adopted, this 18 day of June, A. D. 1921.

Frank P. Lulford
Mayor.

McLeary
Town Clerk.