

SENATE FILE NO. SF0022

County nuisance abatement authority.

Sponsored by: Senator(s) Ross and Representative(s)  
Samuelson

A BILL

for

1 AN ACT relating to counties; providing for regulation of  
 2 nuisances by counties; and providing for an effective date.

3

4 *Be It Enacted by the Legislature of the State of Wyoming:*

5

6 **Section 1.** W.S. 18-2-101(a) by creating a new  
 7 paragraph (viii) and 35-10-408 are amended to read:

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9 **18-2-101. General powers.**

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11 (a) Each organized county in the state is a body  
 12 corporate and politic. The powers of the county shall be  
 13 exercised by a board of county commissioners which may:

14

15 (viii) Declare and abate nuisances through  
 16 resolution. No person shall create, continue or permit

1 nuisances to exist in violation of a resolution adopted by  
2 a board of county commissioners under this paragraph. Any  
3 resolution, passed by a board of county commissioners under  
4 this paragraph is enforceable, in addition to other  
5 remedies provided by law, by injunction, mandamus or  
6 abatement. Whoever violates a resolution passed pursuant  
7 to this paragraph shall be fined not more than seven  
8 hundred fifty dollars (\$750.00) for each offense.

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10 **35-10-408. Additional authority of counties, cities**  
11 **and towns to regulate nuisances.**

12  
13 (a) Nothing in this act contained shall be so  
14 construed as to prevent any city, town or village,  
15 incorporated under the laws of this state, or the proper  
16 corporate authority thereof, from passing or enforcing any  
17 ordinance, bylaw, regulation or rule, regulating,  
18 restraining, or prohibiting nuisances of any kind or  
19 character, or from enforcing any ordinance, bylaw, rule or  
20 regulation thereupon, already passed and in force.

21  
22 (b) Nothing in this act contained shall be so  
23 construed as to prevent any county from passing or  
24 enforcing any resolution regulating, restraining, or

1 prohibiting nuisances of any kind or character pursuant to  
2 W.S. 18-2-101(a)(viii), or from enforcing any resolution  
3 already passed and in force.

4

5 **Section 2.** This act is effective July 1, 2007.

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(END)