TOWN OF MINTURN, COLORADO
ORDINANCE NO. 08 – SERIES 2014

AN ORDINANCE OF THE TOWN OF MINTURN, COLORADO REPEALING AND REENACING CHAPTER 8, ARTICLE 1 OF THE MINTURN MUNICIPAL CODE TO ADOPT BY REFERENCE THE 2010 EDITION OF THE MODEL TRAFFIC CODE FOR COLORADO WITH AMENDMENTS THERETO

WHEREAS, by Ordinance No. 15, Series of 2008, the Town adopted by reference the Model Traffic Code for Colorado, 2003 Edition, which regulations are now codified at Chapter 8, Article 1 of the Minturn Municipal Code; and

WHEREAS, the Colorado Department of Transportation has revised the Model Traffic Code and adopted the Model Traffic Code, 2010 Edition; and

WHEREAS, Town staff has undertaken a review of the 2010 Model Traffic Code and recommends to the Town Council that it be adopted by the Town, with amendments; and

WHEREAS, the Town Council desires to adopt by reference the Model Traffic Code, 2010 Edition, pursuant to the procedures set forth in C.R.S. § 31-16-201 *et. seq*; and

WHEREAS, pursuant to C.R.S. § 31-16-203, the Town Council held a duly-noticed public hearing on the 15th day of October, 2014 to solicit public opinion on the adoption of the 2010 Model Traffic Code; and

WHEREAS, the Town Council finds and determines that the adoption of the 2010 Model Traffic Code is in the best interest of the public health, safety and welfare of the citizens of Minturn.

NOW THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF MINTURN, COLORADO:

SECTION 1. Recitals. The foregoing recitals are incorporated herein as if set forth in full.

SECTION 2. Repeal and Adoption. Chapter 8, Article 1 of the Minturn Municipal Code is hereby repealed and reenacted to read as follows:

The provisions of the Model Traffic Code as contained in the 2003 Edition of the "Model Traffic Code for Colorado Municipalities" (Model Traffic Code), promulgated and published by the Colorado Department of Transportation, Staff Traffic and Safety Projects Branch, 4201 East Arkansas Avenue, Denver, CO 80222 as adopted by reference by the Town of Minturn No. 15, Series of 2008 is hereby repealed and replaced by the adoption of the 2010 edition of said Model

Traffic Code as set forth above. All other provisions of Ordinance No. 15, Series of 2008 not specifically referenced and amended or modified below shall remain in full force and effect.

SECTION 3. Amendments. The 2010 Model Traffic Code is adopted in full, with the following amendments.

1. Section 105: "Local traffic control devices." is hereby amended with additions shown in **bold, double underlined text**, and ~~strike through language is deleted~~.

(a) Local authorities shall place and maintain such traffic control devices upon highways under their jurisdiction as they may deem necessary to indicate and to carry out the provisions of this Code or local traffic ordinances or to regulate, warn, or guide traffic, subject in the case of state highways to the provisions of sections 42-4-110 and 43-2-135 (1) (g), C.R.S. All such traffic control devices shall conform to the state manual and specifications for statewide uniformity as provided in section 42-4-104 C.R.S.

(b) The Town Police Chief or designated law enforcement official in consultation with the Town Administrator may direct the erection of temporary parking and traffic control signs. On any street or at any place within the Town where official signs (whether permanent or temporary in nature) are posted giving notice of stopping, standing, or parking restrictions or prohibitions, no person shall stop, stand, or park a vehicle in any manner in violation of the provisions contained on such signs except when necessary to avoid conflict with other traffic or in compliance with the directions of a law enforcement officer or other traffic control devise or official, and except for the purpose of loading or unloading passengers when such standing does not obstruct, impede, or endanger any traffic or pedestrian.

(c) The Town Police Chief or designated law enforcement official in consultation with the Town Administrator shall have the right to place and maintain such parking control signs and devices they deem necessary for regulating parking in the Town. Such parking control signs and devices may deviate from the state manual and specifications for statewide uniformity to accommodate the unique physical constraints that exist in the Town's right-of-ways and alleys.

2. Section 1101(2) is hereby repealed and reenacted to read as follows:

(2) Except when a special hazard exists that requires a lower speed, the following speeds shall be lawful:
(a) Fifteen (15) miles per hour on streets and highways owned by the Town of Minturn unless otherwise posted.
(b) Any speed not in excess of a speed limit designated by an official traffic control device.

SECTION 4. Additions. The 2010 Model Traffic Code is adopted in full, as amended above, and with the following additions:

1. New Section 1203: "Illegal Parking."

(a) It is unlawful for any person to park or place any vehicle in any posted "No Parking" area.

(b) It is unlawful for any person to leave any vehicle unattended on any portion of a street or highway right-of-way in the Town of Minturn for a period of seventy-two (72) hours or longer. Vehicles left on any portion of a street or highway right-of-way in the Town of Minturn for a period in excess of seventy-two (72) hours or longer shall be considered abandoned and may towed at the expense of the owner and/or given a citation to appear in municipal court.

(c) Vehicles not registered and insured shall be considered abandoned and may towed at the expense of the owner and/or given a citation to appear in municipal court for failure to register or insure a vehicle.

(d) It is unlawful for any person to leave in the public right-of-way any pickup camper, boat or detached trailer for longer than seventy-two (72) hours. Such detached trailers may be towed by, or at the direction of, the Town and such pickup campers and boats may be removed and impounded at the expense of the owner. For purposes of this section, "trailer" means any wheeled vehicle without motor power and designed to be drawn by a motor vehicle. A "pickup camper" means a camper body capable of being loaded or unloaded from or to the bed of a pickup truck.

(e) It is unlawful for any person to leave unattended on any portion of a street or highway right-of-way in the Town of Minturn any "oversized vehicles," except for the purposes of temporary loading and unloading. Such "oversized vehicles" may be towed by, or at the direction of, the Town and may be removed and impounded at the expense of the owner. For the purposes of this section, "oversized vehicles" include semi-trucks, large delivery trucks, buses, heavy construction equipment, and any vehicles greater than thirty-five (35) feet in length.

2. New Section 1212: "Hazard Parking Violations."

Any vehicle parked or placed such that it creates an immediate hazard or affects the flow of traffic in any travelled right-of-way is in violation of this Section and may be towed without prior notice to the owner by the Town, or otherwise, at the owner's expense, and the owner of said vehicle shall pay the towing and storage fees for the vehicle's release.

3. New Section 1213: "Towing."

Any vehicle parked or left in violation of this chapter, but that does not appear to create an immediate hazard in the opinion of the Police Department may be either (1) towed by,

or at the direction of, the Town after an officer of the Town has conspicuously affixed to such vehicle a parking violation notice informing the user or owner that a particular parking or stopping violation has occurred at that time and place and after the violation has not been corrected within 2 hours (in which case the owner of the vehicle shall pay the actual towing and storage fees for the release of the vehicle); or (2) assess a parking violation fine to be paid by the owner of such vehicle within 20 days of the date of such notice. The notice shall set forth the nature of the violation, the fine for the particular violation, and the procedure for payment or dispute of the charge. The owner receiving said notice shall pay the fine within 20 days of the date of such notice or contact the Clerk of the Municipal Court and sign a written request in order to dispute the charge. Failure to pay the fine or dispute the charge within 20 days of the date of such notice shall cause a late penalty to be added to the fine and cause the assessment to be submitted to a collection agency for the collection of the delinquent fees plus the cost of collection or be grounds for issuance of a bench warrant.

SECTION 5. Effective Date. The effective date of this ordinance shall be ~~thirty (30)~~ seven (7) days after final publication thereof.

INTRODUCED, READ BY TITLE, APPROVED ON THE FIRST READING AND ORDERED PUBLISHED BY TITLE ONLY AND POSTED IN FULL ON THE OFFICIAL TOWN WEB SITE THE 1st DAY OF OCTOBER, 2014. A PUBLIC HEARING ON THIS ORDINANCE SHALL BE HELD AT THE REGULAR MEETING OF THE TOWN COUNCIL OF THE TOWN OF MINTURN, COLORADO ON THE 15th DAY OF OCTOBER, 2014 AT 6:30 p.m. AT THE MINTURN TOWN HALL 302 PINE STREET, MINTURN COLORADO 81645.

TOWN OF MINTURN, COLORADO

Hawkeye Flaherty, Mayor

ATTEST:

By: _____
Jay Brunvand, Town Clerk

TOWN OF MINTURN, COLORADO SEAL 1904

THE TOWN OF MINTURN, COLORADO, ORDAINS THIS ORDINANCE ENACTED ON SECOND READING AND ORDERED PUBLISHED BY TITLE ONLY AND POSTED IN FULL ON THE OFFICIAL TOWN WEB SITE THIS 15 DAY OF OCTOBER, 2014.

TOWN OF MINTURN, COLORADO

Hawkeye Flaherty, Mayor

ATTEST:

By: _____
Jay Brunvand, Town Clerk

Fri, Sep 26, 2014 14:07:00

10591328

Ad Ticket #5

Acct: 1032852
Phone: (970)827-5645
E-Mail: MANAGER@MINTURN.OR
Client:
Caller: Jay Brunvand
Receipt

Name: Town of Minturn
Address: P.O. Box 309

City: MINTURN
State: CO **Zip:** 81645

Ad Name: 10591328A
Editions: 8VD/8VDI/
Start: 10/01/14
Color:
Copyline: vd 2nd Ordinance08-2014

Original Id: 0
Class: 0990
Stop: 10/01/14
Issue 1
Rep: Pam Schultz

Lines:	42
Depth:	3.51
Columns:	1
Discount:	0.00
Commission:	0.00
Net:	0.00
Tax:	0.00
Total	21.31
Payment	0.00

TOWN OF MINTURN, COLORADO
ORDINANCE NO. 08 - SERIES 2014

AN ORDINANCE OF THE TOWN OF MINTURN, COLORADO REPEALING AND REENACING CHAPTER 8, ARTICLE 1 OF THE MINTURN MUNICIPAL CODE TO ADOPT BY REFERENCE THE 2010 EDITION OF THE MODEL TRAFFIC CODE FOR COLORADO WITH AMENDMENTS THERETO.

INTRODUCED, READ BY TITLE, APPROVED ON THE FIRST READING AND ORDERED PUBLISHED BY TITLE ONLY AND POSTED IN FULL ON THE OFFICIAL TOWN WEB SITE THE 1st DAY OF OCTOBER, 2014. A PUBLIC HEARING ON THIS ORDINANCE SHALL BE HELD AT THE REGULAR MEETING OF THE TOWN COUNCIL OF THE TOWN OF MINTURN, COLORADO, ON THE 15th DAY OF OCTOBER 2014 AT 6:30 p.m. AT THE MINTURN TOWN HALL, 302 PINE STREET, MINTURN COLORADO. COPIES OF THE 2010 EDITION OF THE MODEL TRAFFIC CODE FOR COLORADO AND THE FULL TEXT OF ORDINANCE NO. 08-2014 ARE ON FILE WITH THE TOWN CLERK AND ARE OPEN FOR PUBLIC INSPECTION. THE TOWN OF MINTURN CURRENTLY HAS ADOPTED THE 2003 EDITION OF THE MODEL TRAFFIC CODE FOR COLORADO MUNICIPALITIES (ADOPTED BY ORDINANCE NO. 15, SERIES 2008). THE MODEL TRAFFIC CODE IS PROMULGATED AND PUBLISHED BY THE COLORADO DEPARTMENT OF TRANSPORTATION, STAFF TRAFFIC AND SAFETY PROJECTS BRANCH, 4201 EAST ARKANSAS AVE. DENVER, CO 80222. THE PURPOSE OF THE MODEL TRAFFIC CODE IS TO REGULATE VEHICLE TRAFFIC AND PARKING WITHIN THE TOWN OF MINTURN.

Published in the Vail Daily October 1, 2014.
(10591328)

Ad shown is not actual print size

Fri, Sep 26, 2014 13:58:46

10591297

Ad Ticket #5

Acct: 1032852
Phone: (970)827-5645
E-Mail: MANAGER@MINTURN.OR
Client:
Caller: Jay Brunvan
Receipt

Name: Town of Minturn
Address: P.O. Box 309

City: MINTURN
State: CO **Zip:** 81645

Ad Name: 10591297A
Editions: 8VD/8VDI/
Start: 09/29/14
Color:
Copyline: vd MTC Ordinance 8-20104

Original Id: 0
Class: 0990
Stop: 09/29/14
Issue 1
Rep: Pam Schultz

Lines:	42
Depth:	3.51
Columns:	1
Discount:	0.00
Commission:	0.00
Net:	0.00
Tax:	0.00
Total	14.23
Payment	0.00

TOWN OF MINTURN, COLORADO
ORDINANCE NO. 08 - SERIES 2014

AN ORDINANCE OF THE TOWN OF MINTURN, COLORADO REPEALING AND REENACING CHAPTER 8, ARTICLE 1 OF THE MINTURN MUNICIPAL CODE TO ADOPT BY REFERENCE THE 2010 EDITION OF THE MODEL TRAFFIC CODE FOR COLORADO WITH AMENDMENTS THERETO.

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Published in the Vail Daily September 30, 201.
(10591297)

Ad shown is not actual print size

Thu, Oct 02, 2014 14:09:47
10611411

Ad Ticket #5

Acct: 1032852 **Name:** Town of Minturn
Phone: (970)827-5645 **Address:** P.O. Box 309
E-Mail: MANAGER@MINTURN.OR
Client:
Caller: Jay Brunvand **City:** MINTURN
Receipt **State:** CO **Zip:** 81645

Ad Name: 10611411A **Original Id: 0**
Editions: 8VD/8VDI/ **Class: 0990**
Start: 10/06/14 **Stop: 10/06/14**
Color: **Issue 1**
Copyline: vd Ordinance NO 08-2014 **Rep: Pam Schultz**

Lines:	31
Depth:	2.6
Columns:	1
Discount:	0.00
Commission:	0.00
Net:	0.00
Tax:	0.00
Total	14.88
Payment	0.00

TOWN OF MINTURN, COLORADO
ORDINANCE NO. 08 - SERIES 2014

AN ORDINANCE OF THE TOWN OF MINTURN, COLORADO REPEALING AND REENACING CHAPTER 8, ARTICLE 1 OF THE MINTURN MUNICIPAL CODE TO ADOPT BY REFERENCE THE 2010 EDITION OF THE MODEL TRAFFIC CODE FOR COLORADO WITH AMENDMENTS THERETO

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TOWN OF MINTURN, COLORADO
Hawkeye Flaherty, Mayor

ATTEST:
By: Jay Brunvand, Town Clerk

Published in the Vail Daily October 6, 2014.
(10611411)

Ad shown is not actual print size

Fri, Oct 17, 2014 10:25:19

10649366

Ad Ticket #5

Acct: 1032852
Phone: (970)827-5645
E-Mail: MANAGER@MINTURN.OR
Client:
Caller: Jay Brunvand
Receipt

Name: Town of Minturn
Address: P.O. Box 309

City: MINTURN
State: CO **Zip:** 81645

Ad Name: 10649366A
Editions: 8VD/8VDI/
Start: 10/18/14
Color:
Copyline: vd Ordinance No 08-2014

Original Id: 0
Class: 0990
Stop: 10/18/14
Issue 1
Rep: Pam Schultz

Lines:	26
Depth:	2.18
Columns:	1
Discount:	0.00
Commission:	0.00
Net:	0.00
Tax:	0.00
Total	12.48
Payment	0.00

TOWN OF MINTURN, COLORADO
ORDINANCE NO. 08 - SERIES 2014

AN ORDINANCE OF THE TOWN OF MINTURN, COLORADO REPEALING AND REENACING CHAPTER 8, ARTICLE 1 OF THE MINTURN MUNICIPAL CODE TO ADOPT BY REFERENCE THE 2010 EDITION OF THE MODEL TRAFFIC CODE FOR COLORADO WITH AMENDMENTS THERETO

THE TOWN OF MINTURN, COLORADO, ORDAINS THIS ORDINANCE ENACTED ON SECOND READING AND ORDERED PUBLISHED BY TITLE ONLY AND POSTED IN FULL ON THE OFFICIAL TOWN WEB SITE THIS 15 DAY OF OCTOBER, 2014.

TOWN OF MINTURN, COLORADO
Hawkeye Flaherty, Mayor

ATTEST:
By: Jay Brunvand, Town Clerk

Published in the Vail Daily October 18, 2014. (10649366)

Ad shown is not actual print size