

**TOWN OF MINTURN, COLORADO
ORDINANCE NO. 07 - SERIES 2017**

**AN ORDINANCE OF THE TOWN OF MINTURN,
COLORADO, AMENDING SECTION 8-1-30 OF THE
MINTURN MUNICIPAL CODE TO AMEND THE MODEL
TRAFFIC CODE AND SET A NEW FEE SCHEDULE FOR
VIOLATIONS OF THE TOWN'S PARKING ORDINANCES**

WHEREAS, the Town of Minturn ("Minturn" or the "Town") is a home-rule municipality organized under Article XX of the Colorado Constitution and with the authority of the Minturn Home Rule Charter; and

WHEREAS, Title 42, Article 4 of the Colorado Statutes sets forth the Colorado Model Traffic Code for the administration and enforcement of vehicular traffic in the state; and

WHEREAS, by Section 8-1-10 of the Minturn Municipal Code, the Town has adopted the Model Traffic Code by reference; and

WHEREAS, Section 1701 of the Model Traffic Code sets forth a penalty and fee schedule for the violations thereof, including for violations of parking regulations; and

WHEREAS, geographical constraints limit the Town's growth and require maximization of the Town's area for vehicular traffic and commercial/retail activities within the Town; and

WHEREAS, improper vehicular parking can impede safety and emergency response within the Town; and

WHEREAS, improperly parked vehicles can further complicate utility maintenance and lead to the unnecessary expenditure of the Town's resources; and

WHEREAS, the Minturn Town Council finds and declares that it is in the interest of the public health, safety, and welfare to amend the Model Traffic Code's parking penalty and fee schedule to deter the improper parking of vehicles in the Town's streets, parking areas, and rights-of-way.

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

1. Incorporation of Recitals. The foregoing recitals are incorporated herein as if set forth in full.
2. Code Amendment. Section 8-1-30 of the Minturn Municipal Code is hereby amended as follows, with double underlined text added.

Sec. 8-1-30. – Amendments


(3) Section 1701(4)(a)(I), paragraph (M) is hereby repealed and reenacted to read as follows:

“Parking violations:

	<u>First 20 Days</u>	<u>After 20 Days</u>
<u>42-4-1201</u>	<u>\$30</u>	<u>\$50</u>
<u>42-4-1202</u>	<u>\$30</u>	<u>\$50</u>
<u>42-4-1204</u>	<u>\$30</u>	<u>\$50</u>
<u>42-4-1205</u>	<u>\$25</u>	<u>\$50</u>
<u>42-4-1206</u>	<u>\$30</u>	<u>\$50</u>
<u>42-4-1207</u>	<u>\$30</u>	<u>\$50</u>
<u>42-4-1208(3)(b), (3)(c), and (3)(d)</u>	<u>\$150</u>	<u>\$150”</u>

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 15TH DAY OF MARCH, 2017. 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 5TH DAY OF APRIL, 2017 AT 6:30P.M. AT THE MINTURN TOWN HALL 302 PINE STREET, MINTURN COLORADO 81645.

TOWN OF MINTURN, COLORADO

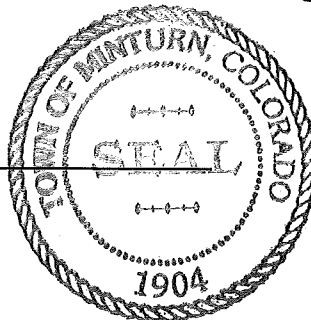


Matt Scherr, Mayor

ATTEST:


By: 

Jay Brunvand, Town Clerk



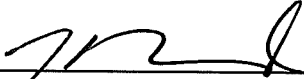
THE TOWN OF MINTURN, COLORADO, ORDAINS THIS ORDINANCE ENACTED ON SECOND READING AND ORDERED PUBLISHED BY TITLE ONLY AND POSTED IN FULL ON THE OFFICIAL TOWN WEB SITE THIS 5TH DAY OF APRIL, 2017.

TOWN OF MINTURN, COLORADO

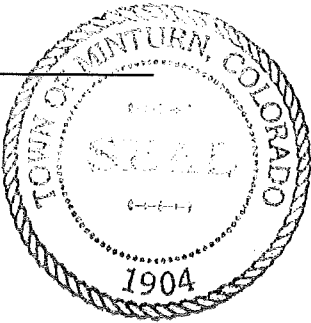


Matt Scherr, Mayor

ATTEST:

By: 

Jay Brunvand, Town Clerk



Thu, Mar 16, 2017
12715593

15:47:16

Ad Ticket #5

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

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

City: MINTURN
State: CO

Zip: 81645

Receipt

Ad Name: 12715593A

Original Id: 12715571

Editions: 8VDI/8VD/

Class: 0990

Start: 03/18/17

Stop: 03/18/17

Color:

Issue 1

Copyline: 6 vd Ordinance 07-2017 traffic cod

Rep: Pam Schultz

TOWN OF MINTURN, COLORADO
ORDINANCE NO. 07 - SERIES 2017

Lines:	30
Depth:	2.51
Columns:	1
Discount:	0.00
Commission:	0.00
Net:	0.00
Tax:	0.00
Total	14.40
Payment	0.00

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TOWN OF MINTURN, COLORADO
Matt Scherr, Mayor

ATTEST:
By: Jay Brunvand, Town

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(12715571)

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***All correspondence should be sent to the
Glenwood Springs office

March 9, 2017

TO: Mayor and Town Council, Town of Minturn

FROM: Karp Neu Hanlon, P.C.

RE: **Town Code Amendment – Parking Violation Penalties**

At Council's direction, we have worked in collaboration with Town Staff including Deputy Cusick to revise the penalty schedule for violations of the Town's parking restrictions. The resulting ordinance will add a new paragraph under Section 8-1-30, amending the Colorado Model Traffic Code ("MTC"), which the Town has previously adopted.

Section 1701(4)(a)(I)(M) of the MTC sets forth a penalty schedule for the parking violations identified in MTC Part 12. However, the MTC fine schedule for parking violations sets standard fines at just \$15 or \$30. These parking tickets are lower than the cost of many paid parking areas servicing the Vail ski area, leading some people to park in Minturn and bus to Vail with the expectation of receiving a parking ticket that will be less costly than other parking accommodations. This issue leads to congestion in Town and limits already scarce parking for retail customers and Town residents. The low fine amounts are also insufficient to offset the costs of enforcement and collection. Section 1701 sets fines for parking violations as follows, regardless of when the fine is paid:

- 1201 – Unsafely starting a parked vehicle (\$30).
- 1202 – Abandonment of a vehicle (\$30).
- 1204 – Stopping, standing, or parking in prohibited places (\$15).
- 1205 – Parking at curb or edge of a roadway (\$15).
- 1206 – Vehicle left unattended (\$15).
- 1207 – Unsafely opening the door of a parked vehicle (\$15).
- 1208 – Reserved parking for persons with disabilities (\$150).

Most relevant to the Town is Section 1204 of the MTC, which prohibits parking in marked areas. This fine is currently set at just \$15. By increasing the standard fines to \$30, or \$50 if paid after 20 days of the ticket, the incentive to violate the Town's parking restrictions should end. The one exception to this new fine schedule is for violations of MTC Section 1208, unlawful use of a handicap space. Fines for that violation will remain fixed at \$150 under the ordinance.

*1203 – ski areas to install parking signs – is not referenced in the fine schedule.