

ORDINANCE NO. 518
SERIES 2014

AN ORDINANCE FOR THE REGULATION OF TRAFFIC BY THE TOWN OF DOLORES, MONTEZUMA COUNTY; ADOPTING BY REFERENCE THE 2010 EDITION OF THE "MODEL TRAFFIC CODE" REPEALING ALL ORDINANCES IN CONFLICT THEREWITH; AND PROVIDING PENALTIES FOR VIOLATION THEREOF.

BE IT ORDAINED BY THE TOWN BOARD, OF THE TOWN OF DOLORES,
MONTEZUMA COUNTY, COLORADO

Section 1. Adoption.

Pursuant to parts 1 and 2 of article 16 of title 31 and part 4 of article 15 of title 30, C.R.S., there is hereby adopted by reference Articles I and II, inclusive, of the 2010 edition of the "Model Traffic Code" promulgated and published as such by the Colorado Department of Transportation, Safety and Traffic Engineering Branch, 4201 East Arkansas Avenue, EP 700., Denver, CO 80222. The subject of the Model Traffic Code relates primarily to comprehensive traffic control regulations for the Town of Dolores. The purpose of this Ordinance and the Code adopted herein is to provide a system of traffic regulations consistent with state law and generally conforming to similar regulations throughout the state and the nation. Three (3) copies of the Model Traffic Code adopted herein are now filed in the office of the Town Clerk of Dolores, Colorado, and may be inspected during regular business hours.

Section 2. Deletions.

The 2010 edition of the Model Traffic Code is adopted as if set out at length save and except the following articles and/or sections which are declared to be inapplicable to this municipality and are therefore expressly deleted:

Part 17 Penalties and Procedure

Section 3. Additions or Modifications.

The said adopted Code is subject to the following additions or modifications:

Section 4. Penalties.

The following penalties, herewith set forth in full, shall apply to this ordinance:

- (a) It is unlawful for any person to violate any of the provisions adopted in this ordinance.
- (b) Every person convicted of a violation of any provision adopted in this ordinance shall be punished by a fine not exceeding five hundred dollars (\$500), or by imprisonment not exceeding one hundred and eighty (180) days, or by both

such fine and imprisonment except as set forth in Section 2.12.130 Dolores Municipal Code.

Section 5. Applications.

This ordinance shall apply to every street, alley, sidewalk area, driveway, park, and to every other public place or public parking area, either within or outside the corporate limits of the Town of Dolores, the use of which the Town of Dolores has jurisdiction and authority to regulate. The provisions of sections 1401, 1402, 1413, 1211 and part 16 of the adopted Model Traffic Code, respectively concerning reckless driving, careless driving, eluding a police officer, limitations on backing and accidents and accident reports shall apply not only to public places and ways but also throughout the Town of Dolores.

Section 6. Validity.

If any part or parts of this ordinance are for any reason held to be invalid such decision shall not affect the validity of the remaining portions of this ordinance. The Town Board hereby declares that it would have passed this ordinance and each part or parts thereof, irrespective of the fact that any one part or parts be declared invalid.

Section 7. Repeal.

Existing or parts of ordinances covering the same matters as embraced in this ordinance are hereby repealed and all ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed, except that this repeal shall not affect or prevent the prosecution or punishment of any person for any act done or committed in violation of any ordinance hereby repealed prior to the taking effect of this ordinance.

Section 8. Interpretation.

This ordinance shall be so interpreted and construed as to effectuate its general purpose to conform with the State's uniform system for the regulation of vehicles and traffic. Article and section headings of the ordinance and adopted Model Traffic Code shall not be deemed to govern, limit, modify or in any manner affect the scope, meaning or extent of the provisions of any article or section thereof.

Section 9. Certification.

The Town Clerk shall certify to the passage of this ordinance and make not less than three copies of the adopted Code available for inspection by the public during regular hours.

Repealer. All orders, bylaws, ordinances, and resolutions of the Town, or parts thereof, inconsistent or in conflict with this Ordinance, are hereby repealed to the extent only of such inconsistency or conflict.

Severability. If any section, paragraph, clause, or provision of this Ordinance shall for any reason be held to be invalid or unenforceable, the invalidity or

unenforceability of such section, paragraph, clause, or provision shall not affect any of the remaining provisions of this Ordinance, the intent being that the same are severable.

Recording and Authentication. Upon adoption hereof, this Ordinance shall be recorded in a book kept for that purpose and shall be authenticated by the signatures of the Mayor and the Town Clerk.

PUBLIC HEARING. This ordinance shall be considered for second and final reading on the 12th day of January, 2015 at the hour of 6:30 p.m. in the Town Board Chambers in Town Hall, Dolores, Colorado, at which time and place all persons may appear and be heard concerning the same.

This Ordinance shall take effect upon adoption as it is necessary for the immediate preservation of the public health and safety by virtue of its providing for the orderly and necessary enforcement of traffic control regulations.

PASSED, ADOPTED AND APPROVED ON FIRST READING THIS 8TH DAY OF DECEMBER, 2014.

TOWN OF DOLORES

ATTEST:


LANA HANCOCK, TOWN CLERK


DUVALL TRUELSEN, MAYOR

PASSED, ADOPTED AND APPROVED ON SECOND AND FINAL READING THIS 12th DAY OF January, 2015.

TOWN OF DOLORES

ATTEST:


LANA HANCOCK, TOWN CLERK


DUVALL TRUELSEN, MAYOR

APPROVED AS TO FORM:


MICHAEL F. GREEN, Town Attorney

