

CHAPTER 8

Vehicles and Traffic

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ARTICLE I**Model Traffic Code****Sec. 8-1. 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 2003 edition of the *Model Traffic Code for Colorado*, 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 matter of the Model Traffic Code relates primarily to comprehensive traffic control regulations for the Town. (Ord. 03-2003 §1)

Sec. 8-2. Deletions.

The 2003 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: none. (Ord. 03-2003 §2)

Sec. 8-3. Additions or modifications.

Section 1101(2) is amended to read as follows:

"Speed limits within the Town shall be set at 25 mph on Ute Pass Avenue and Green Mountain Falls Road and 20 mph on all other streets unless otherwise posted, as defined in Section 8-8(a) of the Green Mountain Falls Municipal Code."

(Ord. 03-2003 §3)

Sec. 8-4. Application.

This Article shall apply to every street, alley, sidewalk area, driveway and park and to every other public way, public place or public parking

area, either within or outside the corporate limits of this municipality, the use of which this municipality has jurisdiction and authority to regulate. The provisions of Sections 1401, 1402, 1413 and Part 16 of the Model Traffic Code, respectively concerning reckless driving, careless driving, eluding a police officer and accidents and accident reports shall apply not only to public places and ways but also throughout this municipality. (Ord. 03-2003 §5)

Sec. 8-5. Interpretation.

This Article 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 this Article and the adopted Model Traffic Code shall not be deemed to govern, limit, modify or in any manner affect the scope, meaning or extent of the provision of any article or section thereof. (Ord. 03-2003 §8)

Sec. 8-6. Certification.

The Town Clerk shall certify to the passage of the ordinance codified herein and make not less than three (3) copies of the adopted code available for inspection by the public during regular business hours. (Ord. 03-2003 §9)

Sec. 8-7. Four-way stop signs; Hotel Street and Ute Pass Avenue.

(a) Four-way stop signs shall be installed at the intersection of Hotel Street and Ute Pass Avenue in the Town and traffic shall be regulated and controlled by said stop signs. All vehicles shall be required to stop at the intersection of Hotel Street and Ute Pass Avenue before proceeding.

(b) The Maintenance Department and the Marshal's Department shall be and hereby are directed to cooperate in the installation and

maintenance of said stop signs, and the Marshal's Department is hereby directed to enforce the lawful requirement that vehicles stop at the intersection of Hotel Street and Ute Pass Avenue prior to proceeding through said intersection. (Ord. 6-1982)

Sec. 8-8. Speed limits for all streets.

(a) Speed limits within the Town shall be set at 25 MPH on Ute Pass Avenue and Green Mountain Falls Road and 20 MPH on all other streets.

(b) Signs containing the general speed limit of 25 MPH shall be placed at both entrances to the Town. (Ord. 9-1988)

Sec. 8-9. Penalties.

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

(1) It is unlawful for any person to violate any of the provisions adopted in this Article.

(2) Every person convicted of a violation of any provision adopted in this Article shall be punished by a fine not exceeding one thousand dollars (\$1,000.00). (Ord. 03-2003 §4)

Secs. 8-10—8-20. Reserved.

ARTICLE II

Abandoned and Junked Vehicles

Sec. 8-21. Definitions.

The following definitions shall apply in the interpretation of this Article:

Junk vehicle means any of the following:

a. Any inoperable motorized vehicle;

b. Any nonmotorized vehicle which is not capable of highway travel in connection with its normal power source;

c. Any vehicle not bearing current license plates, unless exempt from registration, to be consistent with state statutes regarding licensing and registration.

Person means any person, firm, partnership, association or corporation.

Property means any real property within the incorporated limits of the Town which is not a street or highway.

Vehicle means a machine propelled or pulled by power other than human power designed to travel along the ground by use of wheels, treads, tracks, runners or slides and shall include, without limitation, an automobile, truck, motorcycle, tractor, field machinery, bus, camper, utility and travel trailer, bulldozer, earth moving or compacting equipment, backhoe or truck bed/box. (Ord. 1-1988 §2)

Sec. 8-22. Abandoned vehicles.

No person shall abandon any vehicle within the Town and no person shall leave any vehicle at any place within the Town and for such time or under such circumstances as to cause such vehicle reasonably to appear to have been abandoned. (Ord. 1-1988 §3)

Sec. 8-5. Four-way stop signs; Hotel Street and Ute Pass Avenue.

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Secs. 8-7--8-20. Reserved.

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(2) *Person* means any person, firm, partnership, association or corporation.

(3) *Property* means any real property within the incorporated limits of the Town which is not a street or highway.

(4) *Vehicle* means a machine propelled or pulled by power other than human power designed to travel along the ground by use of wheels, treads, tracks, runners or slides and shall include, without limitation, an automobile, truck, motorcycle, tractor, field machinery, bus, camper, utility and travel trailer, bulldozer, earth moving or compacting equipment, backhoe or truck bed/box. (Ord. 1-1988 §2)

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Sec. 8-23. Junk vehicles on street.

No person shall leave any junk vehicle on any street or highway within the Town. (Ord. 1-1988 §4)

Sec. 8-24. Junk vehicles on property.

No person in charge or control of any property within the Town, whether as owner, tenant, occupant, lessee or otherwise, shall allow any junk vehicle to remain on such property longer than thirty (30) days; except that this Section shall not apply with regard to a vehicle within an enclosed building, a vehicle on the premises of a business enterprise operated in a lawful place and manner when necessary to the operation of such business enterprise, or a vehicle in an appropriate storage place maintained in a lawful manner by the Town. (Ord. 1-1988 §5)

Sec. 8-25. Filling stations and garages.

Repair or dismantling of automobiles and other vehicles and storing of parts and accessories thereto shall be permitted as an accessory use to filling stations and garages only when such repairing or dismantling is conducted within an entirely enclosed building. (Ord. 1-1988 §6)

Sec. 8-26. Collector's items.

Vehicles defined as *collector's items* by Section 42-15-101, C.R.S., shall be allowed, subject to the limitation that no more than one (1) vehicle so defined which has not been rebuilt shall be kept outside of a building on any property. (Ord. 1-1988 §7)

Sec. 8-27. Notice of violation.

Before a summons and complaint may be issued, the Town Marshal shall deliver a notice to the occupant and owner of the property, requesting removal of the

junk/abandoned vehicle from the property within thirty (30) days. If the junk/abandoned vehicle is not removed within thirty (30) days, both the owner and the occupant of the property may be issued a summons and complaint for violation of this Section. Delivery of the notice may be in person or by certified mail, return receipt requested, addressed to the owner or occupant at his or her last known address, effective upon mailing. (Ord. 1-1988 §8)

Sec. 8-28. Impoundment.

After proper notice as provided in Section 8-27 above, the Town Marshal is authorized to remove or have removed any vehicle left any place in the Town which reasonably appears to be in violation of this Article. All costs incurred by such impoundment, including towing expenses, shall be the responsibility of the owner and occupant of the property. If such costs are not paid after billing, the Town may place a lien against the property upon which the junk/abandoned vehicle was stored for the amount of any costs the Town has incurred. Such lien shall remain against the property and may be foreclosed through court at the option of the Town. (Ord. 1-1988 §9)

Secs. 8-29-8-40. Reserved.

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(2) *Person* means any person, firm, partnership, association or corporation.

(3) *Property* means any real property within the incorporated limits of the Town which is not a street or highway.

(4) *Vehicle* means a machine propelled or pulled by power other than human power designed to travel along the ground by use of wheels, treads, tracks, runners or slides and shall include, without limitation, an automobile, truck, motorcycle, tractor, field machinery, bus, camper, utility and travel trailer, bulldozer, earth moving or compacting equipment, backhoe or truck bed/box. (Ord. 1-1988 §2)

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Before a summons and complaint may be issued, the Town Marshal shall deliver a notice to the occupant and owner of the property, requesting removal of the junk/abandoned vehicle from the property within thirty (30) days. If the junk/abandoned vehicle is not removed within thirty (30) days, both the owner and the occupant of the property may be issued a summons and complaint for violation of this Section. Delivery of the notice may be in person or by certified mail, return receipt requested, addressed to the owner or occupant at his or her last known address, effective upon mailing. (Ord. 1-1988 §8)

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and may be foreclosed through court at the option of the Town. (Ord. 1-1988 §9)

Secs. 8-29–8-40. Reserved.

ARTICLE III

House Cars and Tents

Sec. 8-41. Definitions.

Whenever in this Article the words hereinafter defined or construed in this Section are used, they shall, unless the context requires other uses, be deemed to have the following meanings:

(1) *House car* shall be defined as a portable structure designed for or capable of human habitation, mounted on wheels and being either self-propelled or drawn by a stock motor vehicle or designed to be loaded onto or affixed to the bed or chassis of a truck or portable structure mounted on wheels and constructed with collapsible partial side walls of fabric, plastic or other pliable material which folds for towing by another vehicle and unfolds at a campsite to provide temporary living quarters for recreational camping or travel use. The term *house car* shall include units designated as *campers*, *camper buses*, *motor homes*, *tent trailers*, *travel trailers* or any other portable structure designed for or used for human habitation.

(2) *Tent* shall be defined as a collapsible, temporary and portable structure of canvas or other fabric, supported internally or externally by wood, metal poles or framework, wire or cable. (Ord. 2-1988 §1)

Sec. 8-42. Placement on public property.

(a) No person shall permit any house cars to be parked or stand upon any public street, alley, park or way of the Town for longer than four (4) hours during any twenty-four (24) hour period. However, the Board of Trustees may by resolution designate locations within the Town on property owned by the Town where house cars may be maintained and which house cars may be used for living purposes, provided that the same shall pose no threat to the public health.

(b) No house car shall be permitted to be parked upon any street within the corporate limits of the Town so as to extend outward into the street a distance in excess of ten (10) feet measured at right angles with the curb or to project into or obstruct any traffic lane.

(c) No person shall cause or permit any tent to be erected upon any public street, alley, park or way of the Town. (Ord. 2-1988 §2)

Sec. 8-43. Placement on private property.

(a) No person shall maintain or permit to be maintained any house car upon any private property within the Town when the same is used for living purposes.

(b) No person shall cause or permit any tent to be erected and/or maintained on private property when the same is used for living purposes. (Ord. 2-1988 §3)

Secs. 8-44-8-60. Reserved.