

**TOWN OF OPHIR
ORDINANCE 2005-1**

WINTER PARKING REGULATIONS

WHEREAS, the adequate and efficient plowing of Town streets is an important function to promote the health, safety and welfare of the Town of Ophir; and

WHEREAS, improperly parked or abandoned vehicles present a hazard and obstruction to the proper and efficient snow removal from town streets; and

WHEREAS, it is in the interest of the Town of Ophir to authorize the Town Manager to promulgate and enforce regulations for winter parking on town streets;

THEREFORE BE IT ORDAINED BY THE GENERAL ASSEMBLY OF THE TOWN OF OPHIR, COLORADO:

SECTION 1. ORDINANCE NO. 93-5 REPEALED

Ordinance No. 93-5 AN ORDINANCE ESTABLISHING WINTER TOWING AUTHORITY AND REGULATIONS is hereby repealed in its entirety.

SECTION 2. AUTHORITY

The Town Manager of the Town of Ophir is authorized to promulgate regulations regarding parking on the Town of Ophir public streets. The regulations may provide for enforcement by the Town Manager by towing vehicles in violation of the winter parking regulations at the vehicle owner's expense. Public notice of any winter parking regulations promulgated by the Town Manager shall be in the form of a sign announcing such regulations with 12 feet of a town street. Regulations shall become effective and enforceable upon erecting the appropriate signage. In the event that the winter parking regulations are the same for all town streets, one sign noticing the public of such winter parking regulations may be posted at or near the West boundary of Town.

SECTION 3. FINES

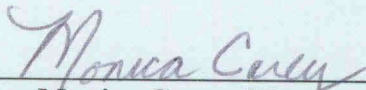
The Town Manager, or his designee, are authorized to issue citations for violation of winter parking regulations. The fine amount shall be \$15.00 for each day of violation of winter parking regulations. Each fine which is not paid within 45 days of the date of issuance shall automatically increase to \$50.00. The citation shall specify that the fine is due and payable within 45 days of the date of issuance or the fine amount automatically shall increase to \$50.00. Fines for violation of winter towing regulations shall be issued against the owner of a vehicle that is parked in violation of winter parking regulations. Failure to pay a fine shall be deemed a violation of this ordinance and the owner of such vehicle in violation of winter parking regulations may be summoned into municipal court and shall be subject to additional fines of up to \$300.00 or 30 days in jail.

SECTION 4. PUBLICATION

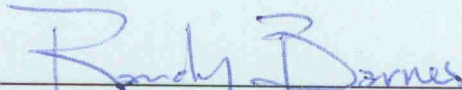
This Ordinance shall be effective upon final adoption. After final adoption, a public notice shall be published which notice shall contain the number and title of this ordinance, a brief description of the ordinance, its effective date and a notice that copies of the ordinance are available for inspection at the Town Clerk's office.

INTRODUCED, READ, APPROVED AND ADOPTED BY THE GENERAL ASSEMBLY OF THE TOWN OF OPHIR on the 18th day of January, 2005.

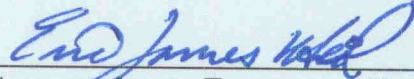
READ AND APPROVED ON SECOND AND FINALLY READ BY THE GENERAL ASSEMBLY OF THE TOWN OF OPHIR on the 15th day of February, 2005.



By: **Monica Carey, Mayor**



Attest: **Randy Barnes, Town Clerk**
[Town Seal]



Approved as to Form: **Eric James Heil, Esq.**
Town Attorney