

ORDINANCE NO. 2012 - 1

TITLE AND PURPOSE:

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

BE IT ORDANINED BY THE BOARD OF TRUSTEES OF THE TOWN OF LA JARA, COLORADO, AS FOLLOWS:

Section 1 – Adoption. Pursuant to parts 1 and 2 of Article 16 of Title 31 and part 4 of Article 15 of Title 30, Colorado Revised Statutes, there is hereby adopted by reference 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 matter of the Model Traffic Code relates primarily to comprehensive traffic regulations for the Town. 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 nation. Three (3) copies of the Model Traffic Code adopted herein are on file in the Office3 of the Clerk of the Town of La Jar, 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:

NONE

Section 3 - Additions or Modifications. The said adopted Coded is subject to the following additions or modifications:

NONE

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 THREE HUNDRED DOLLARS (U.S. \$300.00), or by imprisonment not exceeding ninety (90) day, or by both such fine and imprisonment.

Section 5 - Application. This Ordinance shall apply to every street, alley, sidewalk area, driveway, part, and to every other public way or public place or public parking area, wither 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 14014, 1402, 1413 of the adopted Model Traffic Code, respectively, concerning reckless driving, careless driving, eluding a police officer shall apply not only to public places ay ways, but also throughout this municipality.

Section 6 - Validity. If any part or parts of this Ordinance are fore any reasons held to be invalid such decision shall not affect the validity of the remaining portions of this Ordinance. The Board of Trustees of the Town of La Jara 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 Ordinance No. 2003- 3 covering the same matters as embraced in this Ordinance is 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 act5 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 (3) copies of the adopted Code available for inspection by the public during regular business hours.

INTRODUCED, READ, APPROVED AND PASSED BY AN AFFIRMATIVE VFOTE OF NOT LESS THAN THREE-FOURTHS OF THE MEMBERS OF THE BOARD OF TRUSTEES OF THE TOWN OF LA JARA AFTER PUBLICHEARING AND SIGNED THIS 14th DAY OF JUNE, 2012.

THE BOARD OF TRUSTEES OF
THE TOWN OF LA JARA

By: /s/ Larry Zaragoza
Larry Zaragoza, Mayor

ATTEST

/s/ Karol Wilson
Karol Wilson, La Jara Town Clerk

Date of Publication: 6/15/12.

NOTICE OF HEARING

NOTICE is hereby given of a public hearing before the Board of Trustees of the Town of La Jara, Colorado, at 6.00 P.M. of the 14th day of June, 2012, at the La Jara Town Hall, 221 Broadway, La Jara, Colorado, for the purpose of considering the adoption by reference of the "2010 Revised Edition of the Model Traffic Code" as the traffic ordinance of the Town of La Jara.

Copies of the Model Traffic Code are on file at the Office of the La Jara Town Clerk and may be inspected during regular business hours. If enacted as an ordinance of the Town of La Jara, the Model Traffic Code will not be published in full, but in accordance with state law, copies will be kept on file at the Office of the La Jara Town Clerk.

The "Model Traffic Code" is published by the Colorado Department of Transportation, Safety and Traffic Engineering Branch, 4201 East Arkansas Avenue, EP 700, Denver, Colorado. The subject matter of the Model Traffic Code relates primarily to comprehensive traffic control regulations for the Town of La Jara. The purpose of the Ordinance and the Code adopted therein is to provide a system of traffic regulations consistent with state law and generally conforming to similar regulations throughout the state and the nation.

At its next regular meeting following this hearing, the Board of Trustees of the Town of La Jara will consider passage of the adopting ordinance.

This notice is given and published by the order of the Board of Trustees of the Town of La Jara, Colorado.

Dated this 8th day of May, 2012

TOWN OF LA JARA, COLORADO

By: /s/ Karol Wilson
La Jara Town Clerk



First Notice of Hearing: June 14, 2012

Second Notice of Hearing _____, 2012.