

ORDINANCE NO. 573

AN ORDINANCE FOR THE REGULATION OF TRAFFIC BY THE CITY OF LAS ANIMAS, COLORADO; ADOPTING BY REFERENCE THE 1995 EDITION OF THE "MODEL TRAFFIC CODE FOR COLORADO MUNICIPALITIES"; REPEALING ALL ORDINANCES IN CONFLICT THEREWITH; AND PROVIDING PENALTIES FOR VIOLATION THEREOF.

WHEREAS, the City of Las Animas is desirous of adopting a Model Traffic Code which is a traffic code constructed for uniformity and which is used widely throughout the State of Colorado and the continental United States; and

WHEREAS, the Model Traffic Code 1995 edition has been recently released; and

WHEREAS, it is the desire of the City of Las Animas to update its traffic code provisions to reflect current regulation of the flow of traffic;

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAS ANIMAS, COLORADO:

**SECTION 1. Adoption.** Pursuant to parts 1 and 2 of Article 16 of Title 31, C.R.S., as amended, there is hereby adopted by reference Articles I and II, inclusive, of the 1995 edition of the "Model Traffic Code for Colorado Municipalities", promulgated and published as such by the Colorado Department of Transportation, Staff Traffic and Safety Projects Branch, 4201 East Arkansas Avenue, Denver, Colorado, 80222. The subject matter of the Model Traffic Code relates primarily to comprehensive traffic control regulations for the City. 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 Clerk of the City of Las Animas, Colorado, and may be inspected during regular business hours.

**SECTION 2. Deletions.** The 1995 edition of the Model Traffic Code is adopted as if set out at length, except the following sections which are declared to be inapplicable to this municipality and are therefore expressly deleted: None.

**SECTION 3. Additions or Modifications.** The said adopted Code is subject to the following additions or modifications: None.

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**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 to exceed \$300.00, or by imprisonment not to exceed 90 days or by both such fine and imprisonment.

**SECTION 5. Application.** This ordinance shall apply to every street, alley, sidewalk area, driveway, park and to every other public way or 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 provision of Sections 1401, 1402, 1413, and part 16 of the adopted 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.

**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 City Council 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.** Municipal Code Section 13-1, 13-1.1, and 13-1.2 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 so 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 or any provisions of any article or section thereof.

**SECTION 9. Certification.** The City 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 business hours.

ADOPTED on first reading this 14th day of November, 1995.

PASSED on second reading this 12th day of December, 1995.

CITY OF LAS ANIMAS

*Bill Howland*  
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Bill Howland, Mayor



ATTEST:

*Leslie J. Unfel*  
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Leslie J. Unfel, City Clerk

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