

ORDINANCE 15-03

AN ORDINANCE AMENDING CHAPTER 8, BLUE RIVER MUNICIPAL CODE, RELATING TO THE MODEL TRAFFIC CODE

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF BLUE RIVER, COLORADO:

Section 1. Amendment. Section 8-1-30, Article I, Chapter 8, Blue River Municipal code, is amended by the addition of a Paragraph (4) to provide as follows:

(4) Section 1709 of the Model Traffic Code is amended by the addition of the following language:

“(5.5)If a person receives a penalty assessment notice for a violation under Section 1709 and such person pays the fine and surcharge for the violation on or before the date the payment is due, the points assessed for the violation are reduced as follows:

“(a)For a violation having an assessment of three (3) or more points under Section 42-4-1701 (5), Colorado Revised Statutes, the points are reduced by two (2) points;

“(b)For a violation having the assessment of two (2) points under Section 42-4-1701(5), Colorado Revised Statutes, the points are reduced by one (1) point.

“(6)Whenever the Town of Blue River reduces a traffic offense the reduced offense and the points assessed for such reduced offense shall conform to the point assessment schedule under Section 42-2-127(5), Colorado Revised Statutes.”

Section 2. Amendment. Section 8-1-60, Article I, Chapter 8, Blue River Municipal code, is amended to provide as follows:

Section 8-1-60 Violation; 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 set forth or adopted in this Article.
- (2) Every person convicted of a violation of any provision stated or adopted in this Article shall be punished in accordance with the provisions of Section 1-4-20 of this Code.
- (3) The following is a schedule of fines for infractions which are eligible for payment as a penalty assessment, by mail or by payment at the Violations Bureau of the Court Clerk's office:

BRTC	Title	PA	Sur.	Pts
1101	5-9 MPH Over ___ in a ___MPH Zone	\$70.00	\$10	1
1101	10-19 MPH over ___in a ___MPH Zone	\$135.00	\$16	4
1101	20-24 MPH over ___in a ___MPH Zone	\$200.00	\$32	6

1101	25+MPH over ___in a ___MPH Zone	Summons		
1101(3)	Drove too Fast for Conditions	\$100.00	\$16	3
1401	Reckless Driving	Summons		
1402	Careless Driving	\$150.00	\$16	4
1402	Careless Driving (with injury, fatality or substantial property damage)	Summons		
703(3)	Failed to Stop at Stop Sign	\$80.00	\$10	4
1005(3)	Passed when prohibited	\$80.00	\$10	4
1007(1)(A)	Weaving from Traffic Lane	\$60.00	\$10	3
1008	Following too closely	\$80.00	\$10	4
805(3)	Pedestrian Intoxicated on roadway	\$35.00	\$6	0
711	Improper Mountain Driving	\$60.00	\$10	3
1204	Stopping, Standing or Parking in Prohibited places	\$50.00	\$6	0

All traffic offenses, except as provided for above requiring mandatory court appearance, are eligible for Violations Bureau disposition, via mail, in the form of a penalty assessment.

Section 3. Emergency. The adoption of this ordinance is necessary to the immediate protection of the public health and safety, an emergency is declared to exist and this ordinance shall become effective upon publication.

ADOPTED AND ORDERED PUBLISHED the 17<sup>th</sup> day of February, 2015.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
Town Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
Town Attorney

Published in the Summit County Journal, February 27, 2015.