

ORDINANCE NO. 7-A

AN ORDINANCE FOR THE REGULATION OF TRAFFIC WITHIN THE TOWN OF STRATTON, AMENDING ORDINANCE NO. 77 WHICH ADOPTS THE MODEL TRAFFIC CODE FOR COLORADO FOR COLORADO MUNICIPALITIES.

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF STRATTON, COLORADO.

(a) Deletions. Section 24-1 (a) and (b) of the code are deleted.

(b) Additions. Sections 24-1 (a), (b), (c), (d), (e) and 24-7 of the code are added to read.

TRAFFIC VIOLATIONS BUREAU CREATED.

(a) Penalty assessment fines set forth by the court will be mailed into the Town Clerk, Town of Stratton along with the defendants copy.

(b) As to traffic violations specified in sub-section (d) of the section they may be handled in the following manner: At the discretion of the arresting officer, the officer making an arrest for such violations may give notice at the time of the arrest to the person arrested, which notice shall be in the form of a penalty assessment, if the person arrested elects forthwith at the time of such arrest to accept and agree to pay such penalty assessment in lieu of further proceedings or defense of such violation in court. Acceptance and payment of the prescribed penalty assessment set forth in sub-section (d) of this section, shall be deemed a complete satisfaction for the violation and the violator shall be given a receipt which so states when such penalty assessment is paid in currency or other form of legal tender. Such penalty assessment in the amount specified in sub-section (d) hereof, must be paid to the established Bureau, within five days or with persons not living in the Town of Stratton or any one else who the arresting officer deems necessary must deposit the set fine into the mail box in the presence of the officer in a preaddressed envelope. If defendant refuses to do so he or she must post bond determined by set schedule set up by the court.

(c) If such penalty assessments be no so paid, said violator shall be proceeded against as by law provided for the violation of the applicable traffic ordinances and said violator shall be subject to all fines, jail sentences of other penalties set forth in the ordinance when said violator is found guilty of a violation by the municipal court. The notice is specified in sub-section (d) of the section, shall be construed to be a summons for a charge of violation under said ordinances in the event that the violator fails or refuses to pay the penalty assessment herein proscribed under the time period set forth. And such notice shall be in such form as prescribed by law so as to show the nature of the charge and the venue of the court in which said charges shall be heard in the event that the penalty assessment prescribed herein is not paid, and the prosecution as for a violation of said Ordinance shall be thereafter heard in such court. In the event that a prosecution shall be had hereunder, the violator shall be privileged to answer the charge made against him in the manner and within the time and subject to the other provisions of

ORDINANCE 7-A CONTINUED

said ordinance relating to prosecution for violation thereof.

(d) The violations for which the penalty assessment may be accepted and paid by the violator under the privileges of the section shall be as herein set forth, subject to any such changes or amendment as may be promulgated by the municipal court after the effective date of this ordinance: