

**OURAY COUNTY, COLORADO****ORDINANCE NO. 92-2**

**AN ORDINANCE ADOPTING THE 1977 EDITION OF THE "MODEL TRAFFIC CODE FOR COLORADO MUNICIPALITIES" PROMULGATED AND PUBLISHED AS SUCH BY THE COLORADO DEPARTMENT OF TRANSPORTATION, WHICH CODE RELATES PRIMARILY TO THE COMPREHENSIVE TRAFFIC CONTROL REGULATIONS FOR THE COUNTY OF OURAY AND WHICH PROVIDES PENALTIES FOR THE VIOLATION THEREOF.**

**WHEREAS**, pursuant to Colorado Revised Statutes 30-15-401, as amended, the Board of County Commissioners of Ouray County has the power to adopt ordinances for control or licensing of those matters of purely local concern; and

**WHEREAS**, pursuant to Colorado Revised Statutes 30-15-401, as amended, matters of purely local concern include the regulation and movement and parking of motor vehicles on public property; and

**WHEREAS**, it has come to the attention of the Board of County Commissioners of Ouray County that it is desirable for the County to adopt the Model Traffic Code promulgated by the Colorado Department of Transportation; and

**NOW, THEREFORE, BE IT ORDAINED**, by the Board of County Commissioners of Ouray County as follows:

Section I - Adoption of Model Traffic Code

Pursuant to Colorado Revised Statutes, Section 30-15-401, as amended, there is hereby adopted, by reference, Articles I through XXVI, inclusive, of the 1977 Edition of the "Model Traffic Code for Colorado Municipalities," promulgated and published as such by the Colorado Department of Transportation, 4201 East Arkansas Avenue, Denver, CO 80222. The subject matter of the Model Traffic Code relates primarily to the comprehensive traffic control regulations for the County of Ouray. The purpose of this code and the code adopted herein is to provide a system of traffic regulations consistent with state law and generally conforming to similar regulations without the state and nation. The entire text of the Code, as amended by this Ordinance, has been submitted in writing to the Board of County Commissioners prior to adoption. The 1977 Edition of the Model Traffic Code is hereby adopted as if set out in length.

## Section II - Application of Model Traffic Code

This Ordinance shall apply to every street, alley, sidewalk area, driveway and every other public place or public way or public parking area within the unincorporated limits of Ouray County.

## Section III - Speed Limits

Schedule 2 of the Model Traffic Code, as adopted above by the Board of County Commissioners, is hereby amended to read as follows:

1. The speed limit on all state highways lying in the unincorporated portions of Ouray County are deemed, by statute, to be a matter of state interest and shall be as determined by the State of Colorado.

2. The speed limit on all county roads, except as specified below, and except as otherwise posted by order of the Board of County Commissioners, shall be 25 m.p.h.

3. The speed limit on the following specified county roads shall be as follows except as otherwise posted by order of the Board of County Commissioners:

- a. The entire length of County Roads 1, 8, 10, 12, 24, and 24A - 30 m.p.h.
- b. County Road 26 - 15 m.p.h.

## Section IV - Penalties

Any person violating any of the provisions of this Ordinance or of the Code hereby enacted shall be deemed guilty of a Class II Petty Offense and, upon conviction thereof, shall be punished by a fine of not more than \$300.00 for each separate violation. The penalty assessments procedure provided in C.R.S. 16-2-201 may be followed by any arresting law enforcement officer for any such violation. The Court hereby adopts the schedule for penalty assessments used by the State of Colorado.

## Section V - Enforcement

Provisions of this Ordinance shall be enforced by the Ouray County Sheriff's Department.

## Section VI - Disposition of Fines

All fines imposed and collected for the violation of this Ordinance shall be paid into the General Fund of Ouray County.

Section VII - Severability

If any of the various provisions of this Ordinance are determined by a court of law to be invalid, such determination shall not affect the remaining provisions of this Ordinance.

**INTRODUCED, READ AND ORDERED PUBLISHED** on the 9<sup>th</sup> day of September, 1992.

**PUBLISHED** on the 24<sup>th</sup> day of September, 1992.

7<sup>th</sup> **ADOPTED, APPROVED AND ORDERED PUBLISHED AS ADOPTED** the day of October, 1992.

Board of County Commissioners of  
Ouray County, Colorado

By: Don A. Caddy  
Don A. Caddy, Vice-Chairman

## Clerk's Certification:

I, Addie A. Sim, Clerk & Recorder of Ouray County, Colorado, do hereby attest and certify the Ordinance set forth above was introduced, read, and ordered published at a regular meeting of the Board of County Commissioners of Ouray County, Colorado, on the 9<sup>th</sup> day of September, 1992. The Ordinance was then published in the Ouray County Plaindealer on the 24<sup>th</sup> day of September, 1992. It was thereafter passed at a regular meeting of the Board of County Commissioners of Ouray County, Colorado, on the 7<sup>th</sup> day of October, 1992, and published in the Ouray County Plaindealer, by title only, but setting forth the full text of any amendments, on the 22<sup>nd</sup> day of October, 1992.

Addie A. Sim  
Addie A. Sim  
Clerk to the Board of County  
Commissioners

(County Seal)

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Revised 10-13-92

## AUTHENTICATION

We, Howard B. Williams, Chairman of the Board of County Commissioners of the County of Ouray and Addie A. Sim, Clerk and Recorder of Ouray County, hereby certify as follows:

Ordinance No. 92-2 adopting by reference the Model Traffic Code for Colorado Municipalities, introduced on first reading on September 9, 1992. The ordinance was published in the Ouray County Plaindealer on September 24, 1992. The ordinance, as amended, was then passed on second reading on October 7, 1992. The ordinance was published, by title only, re-publishing also amendments on October 22<sup>nd</sup>, 1992.

The attached copy of the Ordinance is hereby certified to be a true copy of such Ordinance, as it has been adopted by the Board of County Commissioners of Ouray County, Colorado.

THE BOARD OF COUNTY  
COMMISSIONERS OF OURAY COUNTY,  
COLORADO:

By: Howard B. Williams  
Howard B. Williams, Chairman

Addie A. Sim  
Addie A. Sim, Clerk and Recorder