

**TOWN OF TIMNATH**

**ORDINANCE NO. 21-2007**

**AN ORDINANCE AMENDING CHAPTER 1, ARTICLE IV, SECTION 1.4.7  
DESIGNATING AUTHORIZED TOWN OFFICIALS AS PEACE OFFICERS FOR THE  
PURPOSES OF SERVING SUMMONS AND COMPLAINTS FOR MUNICIPAL COURT**

**WHEREAS**, the Town Council of the Town of Timnath ("Town") operates a municipal court pursuant to C.R.S. § 13-10-101, et seq. and the Town of Timnath, Colorado Home Rule Charter Article VIII; and

**WHEREAS**, pursuant to Colorado Municipal Court Rules of Procedure ("C.M.C.R.") 204, a summons and complaint is to be served by a peace officer; and

**WHEREAS**, presently, the Town does not maintain a Town police department; and

**WHEREAS**, the Town Council is desirous of designating "any authorized town official" as a peace officer for the purposes of serving summons and complaints to municipal court.

**NOW, THEREFORE, THE COUNCIL OF THE TOWN OF TIMNATH, COLORADO, ORDAINS:**

**Section 1.** Chapter 1, Article IV, new Section 1.4.7 of the Timnath Municipal Code is hereby added to read:

1.4.7: Authority to issue summons and complaints: Any enforcement of the provisions of this Code shall be by the issuance of a summons and complaint to municipal court by a peace officer. Any authorized town official is a peace officer pursuant to C.M.C.R. 204 for the purpose of serving a summons and complaint.

**Section 2. Severability.** If any article, section, paragraph, sentence, clause, or phrase of this Ordinance is held to be unconstitutional or invalid for any reason, such decision shall not affect the validity or constitutionality of the remaining portions of this Ordinance. The Council hereby declares that it would have passed this Ordinance and each part or parts hereof irrespective of the fact that any one or parts be declared unconstitutional or invalid.

**Section 3. Repealer.** All ordinances or resolutions, or parts thereof, in conflict with this Ordinance are hereby repealed, provided that such repealer shall not repeal the repealer clauses of such ordinance nor revive any ordinance thereby.

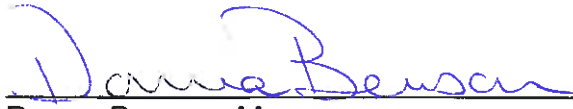
**Section 4. Effective Date.** This Ordinance shall take effect upon adoption at second reading, as provided by Section 3.5.5 of the Charter.

RECEPTION#: 20080037153, 06/10/2008 at  
12:10:52 PM,  
1 OF 2, R \$11.00 TD Pgs: 0  
Scott Doyle, Larimer County, CO

Town of Timnath  
Town Clerk  
4800 Goodman Street ✓  
Timnath, CO 80547

INTRODUCED, MOVED, AND ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF TIMNATH ON FIRST READING, SET FOR PUBLIC HEARING AND SECOND READING AT 7:00 P.M. ON DECEMBER 19, 2007 AT THE TIMNATH ELEMENTARY SCHOOL, 3909 MAIN STREET, TIMNATH COLORADO AND ORDERED PUBLISHED BY TITLE THIS 5TH DAY OF DECEMBER, 2007.

TOWN OF TIMNATH, COLORADO

  
Donna Benson, Mayor

ATTEST:

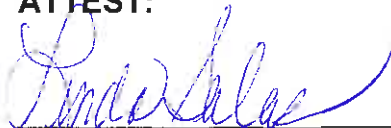
  
Linda Salas, Town Clerk

MOVED, SECONDED AND FINALLY ADOPTED ON SECOND READING FOLLOWING PUBLIC HEARING BY THE TIMNATH TOWN COUNCIL ON Dec 19, 2007.

TOWN OF TIMNATH, COLORADO

  
Donna Benson, Mayor

ATTEST:

  
Linda Salas, Town Clerk

