

TOWN OF TIMNATH, COLORADO

ORDINANCE NO. 8, SERIES 2012

AN ORDINANCE AMENDING CHAPTER 8, VEHICLES AND TRAFFIC, ARTICLE 1, TRAFFIC CODE, SECTIONS 1.7 AND 1.8 OF THE TOWN OF TIMNATH MUNICIPAL CODE CONCERNING THE DEFINITION OF SCHOOL ZONES AND PENALTY ASSESSMENTS WITHIN DESIGNATED SCHOOL ZONES

WHEREAS, the Town Council of the Town of Timnath ("Town") pursuant to C.R.S. § 31-15-103 has the power to make and publish Ordinances; and

WHEREAS, pursuant to that power, the Town Council has previously enacted Chapter 8 of the Timnath Municipal Code ("Code"); and

WHEREAS, in order to ensure Chapter 8, Sections 1.7 and 1.8 reflect the desires of the Town and include enforcement and applicability provisions which are fair to all, the Town Council desires to amend certain provisions of that Chapter.

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

Section 1. Amendments

Chapter 8, Article 1 is amended to read as follows:

8.1.7: Designation of school zones . (Ord. 11-2002 9-2007)

For purposes of the increased penalties provided for in Section 8.1.8 and any other provision of this Chapter, school zones shall be defined as provided in Section 8.1.2.D of this Code:

8.1.8: Increase in penalties for moving traffic violations in school zones (Ord. 11-2002, 9-2007)

A. Any person who commits a moving traffic violation in a school zone is subject to increased penalties and surcharges which shall include a fine of double the fines set by the Municipal Judge for the same violation outside of a school zone.

B. This Section shall not apply if the penalty and surcharge for a violation has been doubled pursuant to the Model Traffic Code because such violation also occurred within a highway maintenance, repair or construction zone.

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



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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.

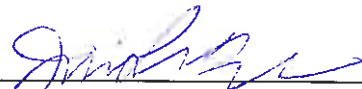
Section 3. Effective Date

This Ordinance shall take effect upon adoption at second reading, as provided by Section 3.5.5 of the Charter. The Town Clerk shall certify to the passage of this ordinance and make not less than one copy of the adopted Code available for inspection by the public during regular business hours.

INTRODUCED, MOVED, AND ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF TIMNATH ON FIRST READING, ON SEPTEMBER 11, 2012, AND SET FOR PUBLIC HEARING AND SECOND READING AT 7:00 P.M. ON SEPTEMBER 25, 2012, AT THE TIMNATH ADMINISTRATION BUILDING, 4800 GOODMAN STREET, TIMNATH COLORADO AND ORDERED PUBLISHED BY TITLE THIS 11TH DAY OF SEPTEMBER, 2012.

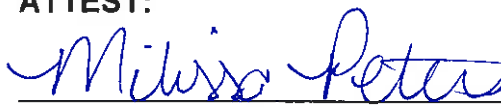
MOVED, SECONDED AND FINALLY ADOPTED ON SECOND READING FOLLOWING PUBLIC HEARING BY THE TIMNATH TOWN COUNCIL ON SEPTEMBER 25, 2012.

TOWN OF TIMNATH, COLORADO



Jill Grossman-Belisle, Mayor

ATTEST:



Milissa Peters, Town Clerk

