

**TOWN OF TIMNATH, COLORADO  
ORDINANCE NO. 16, SERIES 2023**

**AN ORDINANCE AMENDING CHAPTER 8, ARTICLE 5 OF  
THE TIMNATH MUNICIPAL CODE  
REGARDING EXPIRED LICENSE PLATES**

**WHEREAS**, the Town of Timnath (the “Town”) is a home rule municipality operating under the Timnath Home Rule Charter (the “Charter”) and the Town’s Municipal Code (the “Code”);

**WHEREAS**, pursuant to the Charter, the Code, and the authority given home rule municipalities, the Town may adopt and amend ordinances;

**WHEREAS**, currently, violations for expired vehicle license plates / improper use of title or registrations are written into County Court as a violation of state statutes;

**WHEREAS**, the Town of Timnath would like to add such items to the Code, so that violations can be processed by the Municipal Court within its authority; and

**WHEREAS**, the Town Council hereby finds, determines, and declares that this Ordinance is promulgated under the general police power of the Town, that it is promulgated for the preservation of public health, welfare, peace, safety and property and that this Ordinance is necessary for the protection of public convenience and welfare.

**NOW, THEREFORE, BE IT ORDAINED BY THE TOWN BOARD OF THE TOWN OF TIMNATH, COLORADO, THAT:**

**Section 1.** A new Article V of Chapter 8 of the Timnath Municipal Code is hereby adopted to read as follows:

ARTICLE 5 – License Plates, Title and Registration

**8-5-10 Expired License Plates / Improper Use of Title or Registration.**

- (1) Pursuant to State law, Section 42-3-114, C.R.S., as amended, every vehicle registration issued by the State of Colorado shall expire on the last day of the month at the end of each twelve-month registration period, unless renewed, upon application by the owner, by the payment of the fees required by law not later than the last day of the month following the date of expiration.
- (2) No person may operate or permit the operation, upon any street or highway within the Town, of a motor vehicle, trailer coach or trailer subject to registration under Article 3 of Title 42, C.R.S., that is not registered or that does not display number plates issued for such vehicle or trailer coach for the current year (expiring no more than one month before the current date), except for trailer coaches or trailers owned by a licensed dealer or licensed manufacturer while being held for sale or resale or while operated on the streets

or highways with dealer plates or depot tags authorized pursuant to Section 42-3-116, C.R.S.

- (3) No person shall lend to or knowingly permit the use by one not entitled thereto of any certificate of title, registration card, or registration number plate issued to the person so lending or permitting the use thereof.
- (4) Any person who violates subsection (2) or (3) of this section commits a class B traffic infraction.
- (5) Violations of this Section shall be subject to the penalties set by the Municipal Court of the Town pursuant to Colorado Municipal Court Rule 210(b)(5) and [Section 1-4-20](#) of this Code.

#### **Sec. 8-5-20. - Application.**

This Article shall apply to every public and private street, alley, sidewalk area, driveway, park and every other way, place or parking area open to the public, either within or outside the corporate limits of the Town, the use of which the Town has jurisdiction and authority to regulate.

#### **Section 2. Severability**

If any part or provision of this Ordinance, or its application to any person or circumstance, is adjudged to be invalid or unenforceable, the invalidity or unenforceability of such part, provision, or application shall not affect any of the remaining parts, provisions or applications of this Ordinance that can be given effect without the invalid provision, part or application, and to this end the provisions and parts of this Ordinance are declared to be severable.

#### **Section 3. Code Revisions**

Minor changes such as the format and other changes to unify the revised Code may be necessary. The Town Clerk is hereby authorized to make such changes, provided that neither the intent nor substantive content will be altered by such changes.

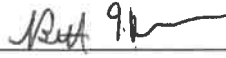
#### **Section 4. Effective Date**

This Ordinance shall take effect on January 1, 2024. The Town Clerk shall certify to the passage of this ordinance and make not less than one copy of the adopted Ordinance 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 OCTOBER 10, 2023 AND SET FOR PUBLIC HEARING AND SECOND READING AT 6:00 P.M. ON OCTOBER 24, 2023 AT THE TIMNATH TOWN CENTER, 4750 SIGNAL TREE DRIVE, TIMNATH COLORADO AND ORDERED PUBLISHED BY TITLE THIS 10TH DAY OF OCTOBER 2023.**

**MOVED, SECONDED AND FINALLY ADOPTED ON SECOND READING FOLLOWING PUBLIC HEARING BY THE TIMNATH TOWN COUNCIL ON OCTOBER 24, 2023.**

**TOWN OF TIMNATH, COLORADO**



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Brett Hansen, Mayor Pro Tem

**ATTEST:**



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Milissa Peters-Garcia, CMC  
Town Clerk

