

Legals

AN ORDINANCE FOR THE REGULATION OF TRAFFIC BY THE TOWN OF MT. CRESTED BUTTE, COLORADO; ADOPTING BY REFERENCE THE 2020 EDITION OF THE "MODEL TRAFFIC CODE"; REPEALING ALL ORDINANCES IN CONFLICT THEREWITH; AND PROVIDING PENALTIES FOR VIOLATION THEREOF

NOW THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF MT. CRESTED BUTTE AS FOLLOWS:

Section 1. Adoption.

Pursuant to Parts 1 and 2 of Article 16 of Title 31, C.R.S. and part 4 of article 15 of title 30, C.R.S., there is hereby adopted by reference the 2020 Edition of the "Model Traffic Code" promulgated and published as such by the Colorado Department of Transportation, Traffic Engineering and Safety Branch, 2829 W. Howard Place, Denver, CO 80204. The subject matter of the Model Traffic Code relates primarily to comprehensive traffic control regulations for the town. The purpose of this article and the Code adopted herein is to provide a system of traffic regulations consistent with state law and generally conforming to similar regulations throughout the state and the nation. Three (3) copies of the Model Traffic Code adopted herein are now filed in the office of the clerk of the town and may be inspected during regular business hours.

Section 2. Deletions.

The 2010 Edition of the Model Traffic Code is adopted as if set out at length save and except the following articles and/or sections which are declared to be inapplicable to this municipality and are, therefore, expressly deleted: sections 706, 707, and 708, 1701 (except 42-4-1701(4)(e)(II)), 1705, 1707, and any references to classification of offense and/or penalties imposed for violation of the Model Traffic Code.

Section 3. Additions or modifications.

The adopted Model Traffic Code is subject to the following additions or modifications:

Section 109.7 is added to read as follows:

109.7 Neighborhood electric vehicles.

(a) The operation of neighborhood electric vehicles is authorized on all streets and roads within the Town of Mt. Crested Butte.

(b) For purposes of this section, *neighborhood electric vehicle* means a self-propelled, electrically-powered motor vehicle that meets the equipment standards set forth in Title 42, Article 4, Part 2, Colorado Revised Statutes, and has a speed attainable

in one (1) mile that does not exceed twenty-five (25) miles per hour.

Part 5, Size, Weight, Load, Section 509, Vehicles Weighed—Excess Removed, shall be amended to read as follows:

(a) The operator or driver of any laden truck or other commercial vehicle designed and used primarily for the transportation of property, while operating or moving such vehicle within the town, shall have a gross vehicle weight slip or scale ticket evidencing the total weight of the vehicle and load being transported, issued by properly licensed or certified scales, which gross vehicle weight slip shall be produced for inspection by any police officer of this town.

(b) Upon being asked to stop by a police officer of this town, under this article, any driver of such vehicle who fails or refuses to stop, or who fails or refuses to produce such gross vehicle weight slip shall be in violation of this subsection and shall also be presumed to be in violation of section 508.

(c) Except as provided in paragraph (d) of this subsection, whenever an officer determines that the weight is unlawful such officer shall require the driver to stop the vehicle in a suitable place and remain standing until such portion of the load is removed as may be necessary to reduce the gross weight of such vehicle to such limit as permitted under sections 501 to 512 and 1407. All material so unloaded shall be cared for by the owner or operator of such vehicle, at the risk of such owner or operator.

(d) Whenever an officer determines that the weight is unlawful and the load consists solely of either explosives or hazardous materials, as defined in section 41-1-102(32), C.R.S., such officer shall permit the driver of such vehicle to proceed to the driver's destination without requiring such person to unload the excess portion of such load.

Section 513 is added to read as follows:

513 Spilling loads; exceptions.

No vehicle shall be driven or moved on any street or right-of-way within the town unless such vehicle is constructed or loaded or the load thereof securely covered to prevent any of its load from dropping, sifting, leaking or otherwise escaping therefrom; except that sand may be dropped for the purpose of securing traction, or water or other substance can be sprinkled on a roadway in cleaning or maintaining such roadway.

Part 11(1) and (2), Speed Regulations, is hereby amended to read as follows: Section 1101 Speed Limits.

**—ORDINANCE NO. 1—
SERIES 2021**

(1) No person shall drive a vehicle on a street or road within this town at a speed greater than is reasonable and prudent under the circumstances existing, and in no event greater than thirty (30) miles per hour.

(2) Except when a special hazard exists that requires a lower speed, the following speeds shall be lawful:

a. Thirty (30) miles per hour on that portion of Gothic Road, from the southern town boundary to the south edge of the intersection of Gothic Road with Snowmass Road;

b. Twenty-five (25) miles per hour on all other parts of Gothic Road;

c. Fifteen (15) miles per hour on Emmons Road between Treasury Road and Crested Mountain Lane;

d. Twenty (20) miles per hour on all other roadways.

Section 1101(12) is amended to read as follows:

The fact that the speed of a vehicle is lower than the limits established by law, or as set forth in traffic control schedules as provided in this section of the Model Traffic Code pursuant to law, shall not relieve the driver from the duty to decrease speed when approaching and going around a curve, when approaching a hill crest, when traveling upon any narrow or winding roadway, or when special hazards exist or may exist with respect to pedestrians or other traffic or by reason of weather or roadway conditions; and speed shall be decreased as may be necessary to avoid colliding with any person, vehicle, or other conveyance or object on or entering the street in compliance with legal requirements and the duty of all persons to use due care.

Section 1204(1) is amended by the addition of subsection (l), to read as follows:

At any place for a period of time longer than permitted by official signs.

Part 8, Section 805(2), Pedestrians is hereby amended to read as follows:

No person shall stand in a roadway for the purpose of soliciting a ride from the driver of any private vehicle, except in a designated area. Section 1213 is added to read as follows:

1213 Parking; traffic restriction on Crested Butte Way.

(a) Except as otherwise provided by this chapter, or designated by appropriately-posted traffic control signs, there shall be no parking or standing on any portion of the town right-of-way of any street or road within the town limits of Mt. Crested Butte, Colorado. Whenever any town police officer finds a vehicle, attended or unattended, standing upon any portion of such right-of-way in such a

manner as to constitute an obstruction to traffic or proper highway maintenance, or necessary snow plowing or snow removal, such officer is hereby authorized to cause such vehicle to be moved to eliminate such obstruction, and, if necessary, in such officer's determination, towed to the town's impound lot, and neither the officer, nor anyone operating under his/her direction, shall be liable for any damage to such vehicle occasioned by such removal or towing. In addition, the owner of the vehicle shall be subject to a minimum penalty of one hundred fifty dollars (\$150.00).

(b) Crested Butte Way is hereby restricted to pedestrian traffic only, except that necessary construction and service vehicles which have no other reasonable route of access except Crested Butte Way, in the determination of the town manager, will be allowed. Such vehicles may only use Crested Butte Way after first obtaining a permit therefor, issued by the town manager or designated representative, which permit shall be for the length of time determined to be reasonably necessary by the town manager, and further conditioned upon such requirements and restrictions as will adequately protect the pedestrian traffic using Crested Butte Way, and to protect the integrity of the roadway of Crested Butte Way. Emergency vehicles are exempted from provisions of this section when they are responding to a bona fide emergency call.

Section 1214 is added to read as follows:

1214 Parking in transit loop/visitor drop off (SV1).

Except for public transit, emergency, and other vehicles authorized by the town manager, the transit loop/visitor drop off area (SV1) is restricted to pedestrian traffic only. Unauthorized driving through or parking in the transit loop/visitor drop off area shall be a violation subject to fine and/or towing.

Section 8. Penalties.

The following penalties, herewith set forth in full, shall apply to this ordinance:

A. It is unlawful for any person to violate any of the provisions adopted in this ordinance.

B. Violations of any provision of this Code that are classified as a traffic infraction shall constitute a civil matter and are punishable by a fine of not less than Fifteen Dollars (\$15.00) nor more than One Hundred Dollars (\$100.00), according to the fine schedule as published by the Colorado State Patrol.

C. Every person convicted of a violation of any provisions adopted in

this ordinance, which is classified as a misdemeanor, shall be punished by a fine not exceeding Two Thousand Six Hundred and Fifty Dollars (\$2,650.00) or by imprisonment not exceeding three hundred sixty five (365) days, or by both such fine and imprisonment.

D. If a person receives a penalty assessment notice for a violation under this code and such person pays the fine and surcharge for the violation on or before the date the payment is due, the points assessed for the violation are reduced as provided for in 42-2-127(5.5), C.R.S.

Section 9. Application.

Provisions of this Chapter 20 shall apply to every street, alley, sidewalk area, driveway, park, and to every other public way or public place or public parking area, either within or outside the corporate limits of this municipality, the use of which this municipality has jurisdiction and authority to regulate. The provisions of sections 1401, 1402, and 1413 and part 16 of the adopted Model Traffic Code, respectively concerning reckless driving, careless driving, eluding a police officer, and accidents and accident reports shall apply not only to public places and ways but also throughout this municipality.

Section 10. Validity.

If any part or parts of this chapter are for any reason held to be invalid such decision shall not affect the validity of the remaining portions of this chapter.

Section 11. Interpretation.

This chapter shall be so interpreted and construed as to effectuate its general purpose to conform with the state's uniform system for the regulation of vehicles and traffic. Article and section headings of the chapter and adopted Model Traffic Code shall not be deemed to govern, limit, modify or in any manner affect the scope, meaning or extent of the provisions of any article or section thereof.

INTRODUCED, READ AND APPROVED at a regular meeting of the Town Council on the 6th day of April, 2021 at Mt. Crested Butte, Colorado. PASSED, ADOPTED AND APPROVED upon second reading at a public meeting of the Town Council this 4th day of May, 2021 at Mt. Crested Butte, Colorado.

TOWN OF MT. CRESTED BUTTE, COLORADO
By: *S./ Janet R. Farmer*
Janet R. Farmer, Mayor

ATTEST:
By: *S./ Tiffany O'Connell*
Tiffany O'Connell, Town Clerk

Published in the *Crested Butte News*. Issue of May 14, 2021. #051401

—NOTICE OF PUBLIC HEARING—

**CRESTED BUTTE BOARD OF ZONING AND ARCHITECTURAL REVIEW
TOWN OF CRESTED BUTTE, COLORADO
4 TREASURY HILL ROAD**

PLEASE TAKE NOTICE THAT a public hearing, which may result in the granting of a vested property right, will be held on May 25, 2021 beginning at **6:00 p.m.** in the Crested Butte Town Hall located at 507 Maroon Ave. in Crested Butte, Colorado. specific information can be found on the agenda on the Town website regarding access to the virtual meeting, for the purpose of considering the following:

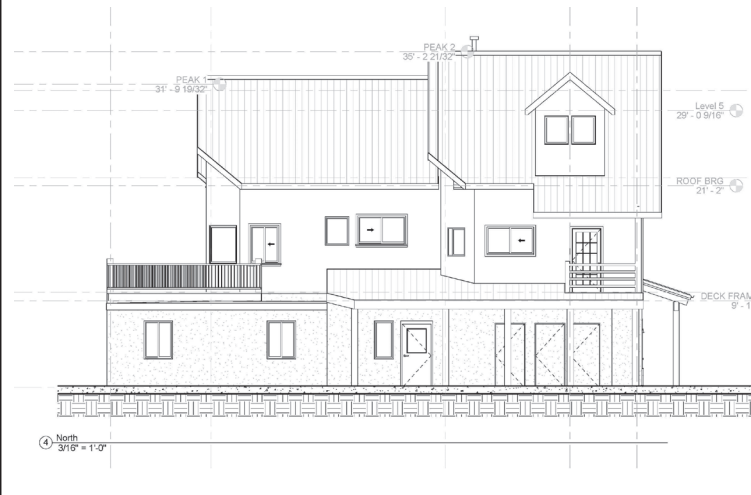
The application of **Christy Higgins Hooper Revocable Trust DTD 5/30/1997** to site an bedroom addition (first floor) and deck addition (second floor) at the existing single family residence located at 4 Treasury Hill Road, Lot 2, Treasury Hill in the R1B zone.

Additional requirements:

- **Architectural approval is required.**

(See attached drawing)
TOWN OF CRESTED BUTTE
By Jessie Earley, Planner II

Published in the *Crested Butte News*. Issues of May 14 and 21, 2021. #051410



—NOTICE OF PUBLIC HEARING—

**CRESTED BUTTE BOARD OF ZONING
AND ARCHITECTURAL REVIEW
TOWN OF CRESTED BUTTE, COLORADO
501 SECOND STREET**

PLEASE TAKE NOTICE THAT a public hearing, which may result in the granting of a vested property right, will be held on May 25, 2021 beginning at **6:00 p.m.** in the Crested Butte Town Hall located at 507 Maroon Ave. in Crested Butte, Colorado, specific information can be found on the agenda on the Town website regarding access to the virtual meeting, for the purpose of considering the following:

The application of **Best Haus LLC, a Colorado limited liability company** to propose a revision to the entry on the north elevation and window and door changes at the existing historic single family residence located at 501 Second Street, Block 32, North 50 feet of Lots 1 and 2 and the north 50 feet of the east 19 feet of Lot 3 in the R3C zone.

Additional requirements:



NORTH ELEVATION
SCALE: 1/4"=1'-0"



- **Architectural approval is required.**
(See attached drawing)
TOWN OF CRESTED BUTTE
By Jessie Earley, Planner II

Published in the *Crested Butte News*. Issues of May 14 and 21, 2021. #051413

—REQUEST FOR QUALIFICATION - WAYFINDING PROGRAM - PHASE ONE - DESIGN—

**RFQ PUBLICATION DATE: MAY 11, 2021
PROPOSAL DEADLINE : JUNE 7, 2021**

The Town of Mt. Crested Butte invites all interested, qualified persons, or firms capable of providing the required products, to submit bids for the planning and design of a wayfinding system and signage for the Town. The Town plans to develop a wayfinding system that establishes primary, secondary, and tertiary wayfinding to support pedestrians, bicycles, buses, and vehicular traffic, including destination signage and a graphic standards guide. Once design is complete, it is

intended that subsequent RFQs will be issued for the Fabrication and Installation Phases of the project. RFQ Proposal Submittal Deadline is June 7, 2021, at 11am. For the full RFQ please go to www.mtcrestedbuttecolorado.us

Published in the *Crested Butte News*. Issues of May 14, 21 and 28, 2021. #051415