



TOWN OF PAGOSA SPRINGS, COLORADO

**ORDINANCE NO. 798
(SERIES 2013)**

**AN ORDINANCE OF THE TOWN OF PAGOSA SPRINGS
AMENDING THE FINE, SURCHARGE, AND POINT
SCHEDULE FOR TRAFFIC VIOLATIONS WITH
RESPECT TO THE SNOW ROUTE REGULATIONS**

WHEREAS, the Town of Pagosa Springs (“Town”) is a home rule municipality duly organized and existing under Article XX of the Colorado Constitution and the Pagosa Springs Home Rule Charter of 2003, as amended April 3, 2012 and on April 23, 2013; and

WHEREAS, by Ordinance No. 737 (Series 2009), the Town adopted and amended in part the 2003 edition of the Model Traffic Code for Colorado Municipalities (“MTC”) and simultaneously adopted a modified penalty schedule for traffic violations, codified in the Pagosa Springs Municipal Code at Chapter 18, Article 1 (the “Fine Schedule”); and

WHEREAS, pursuant to Section 1701(3) of the MTC, as amended in the Pagosa Springs Municipal Code, the Town may impose charges through ordinance that will be assessed on fines imposed for violations of local ordinances; and

WHEREAS, by Ordinance No. 797 (Series 2013), the Town adopted a prohibition on parking, stopping, and standing of vehicles on designated snow routes, as more specifically described therein (the “Snow Route Regulations”); and

WHEREAS, the Town Council desires to amend the Fine Schedule to include fines for violations of the Snow Route Regulations.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF PAGOSA SPRINGS, COLORADO, as follows:

I. Amendment to the Fine Schedule. The Municipal Traffic Fine, Surcharge, and Point Schedule adopted by Ordinance No. 737 (Series 2009) is amended by the addition of the following:



Model Traffic Code/Municipal Code Section	Description of Violation	Common Code	Fine and Surcharge	School or Construction Zone	Point(s)	Class
MCSEC18.2.2	Stopped, stood, or parked on designated snow route (Ordinance No. 2013-797)	N/A	\$50/\$100 for subsequent violations within same enforcement period.	N/A	0	T1B

II. Public Hearing. A public hearing on this Ordinance shall be held on the 5th day of November, 2013, at 5 p.m. at the Pagosa Springs Town Hall, 551 Hot Springs Boulevard, Pagosa Springs, Colorado.

III. Severability. If any portion of this Ordinance is found to be void or ineffective, it shall be deemed severed from this Ordinance and the remaining provisions shall remain valid and in full force and effect.

IV. Effective Date. This Ordinance shall become effective and be in force immediately upon final passage at second reading.

INTRODUCED, READ, AND ORDERED PUBLISHED BY TITLE ONLY PURSUANT TO SECTION 3.9, B) OF THE PAGOSA SPRINGS HOME RULE CHARTER, BY THE TOWN COUNCIL OF THE TOWN OF PAGOSA SPRINGS, COLORADO, UPON A MOTION DULY MADE, SECONDED AND PASSED AT ITS REGULAR MEETING HELD AT THE TOWN OF PAGOSA SPRINGS, ON THE 5 DAY OF Nov, 2013.

TOWN OF PAGOSA SPRINGS,
COLORADO

By: Ross Aragón
Ross Aragón, Mayor

Attest:



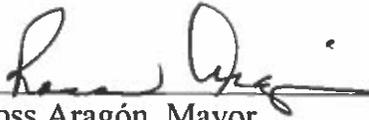
April Hessman, Town Clerk





FINALLY ADOPTED, PASSED, APPROVED, AND ORDERED PUBLISHED BY TITLE ONLY PURSUANT TO SECTION 3.9, D) OF THE PAGOSA SPRINGS HOME RULE CHARTER, BY THE TOWN COUNCIL OF THE TOWN OF PAGOSA SPRINGS, COLORADO, UPON A MOTION DULY MADE, SECONDED AND PASSED AT ITS REGULAR MEETING HELD AT THE TOWN OF PAGOSA SPRINGS, ON THE 21 DAY OF Nov, 2013.

TOWN OF PAGOSA SPRINGS,
COLORADO

By: 
Ross Aragón, Mayor

Attest:




April Hessman, Town Clerk



CERTIFICATE OF PUBLICATION

I, the duly elected, qualified and acting Town Clerk of the Town of Pagosa Springs, Colorado, do hereby certify the foregoing Ordinance No. 798 (Series 2013) was approved by the Town Council of the Town of Pagosa Springs on first reading at its regular meeting held on the 5 day of Nov, 2013, and was published by title only, along with a statement indicating that a violation of the Ordinance is subject to enforcement and punishment pursuant to Article 3, Chapter 1 of the Pagosa Springs Municipal Code, and specifically Section 1.3.3 which provides for a fine not exceeding \$1,000 or incarceration for not to exceed one year, or both, and that the full text of the Ordinance is available at the office of the Town Clerk, on the Town's official website, on Nov 6, 2013, which date was at least ten (10) days prior to the date of Town Council consideration on second reading.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Town of Pagosa Springs, Colorado, this 21 day of Nov, 2013.

April Hessman, Town Clerk

(S E A L)



I, the duly elected, qualified and acting Town Clerk of the Town of Pagosa Springs, Colorado, do hereby certify the foregoing Ordinance No. 798 (Series 2013) was approved by the Town Council of the Town of Pagosa Springs on second reading, at its regular meeting held on the 21 day of Nov, 2013, and was published by title only, along with a statement indicating the effective date of the Ordinance and that the full text of the Ordinance is available at the office of the Town Clerk, on the Town's official website, on Nov 21, 2013.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Town of Pagosa Springs, Colorado, this 21 day of Nov, 2013.

April Hessman, Town Clerk

(S E A L)



Rtn:

Town of Pagosa Springs
P.O. Box 1859
Pagosa Springs, CO 81147