

TOWN OF MT. CRESTED BUTTE  
ORDINANCE NO.8  
SERIES 2022

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF MT. CRESTED BUTTE, COLORADO AMENDING ORDINANCE NO. 1, SERIES 2021, TO ADD PROVISIONS RELATED TO ELECTRIC MOTOR VEHICLE PARKING AND CHARGING AND TO CHANGE SECTION NUMBERS**

WHEREAS, by Ordinance No. 1, Series 2021, the Town Council adopted the 2020 edition of the Model Traffic Code (MTC) with certain additions and deletions; and

WHEREAS, Section 1213 of the MTC addresses parking in electric motor vehicle charging stations; and

WHEREAS, Town staff recommends adoption of Section 1213 with modification to address parking limitations for electric motor vehicles during winter months, along with changing two sections to correct improper numbering; and

WHEREAS, in connection with updating Code as outlined above, it was determined that changes to Section 1215 Parking in Town Center transit loop easement (bus drop-off)/Emmons Rd within lot SV-1, should be made.

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

Section 1. Sec. 20-3 Additions or modifications, is amended by the following:

**Section 1213. Parking in electric motor vehicle charging stations, Paragraph 3(a)(III), is amended to read as follows:**

(III) Between the hours of 11 p.m. and 5 a.m., except that parking is allowed on Town-owned property between the hours of 11 p.m. and 5 a.m., from April 15 to November 1. From November 2 to April 14, no overnight parking or charging is allowed on Town-owned property.

**Section 1213 is changed to be Section 1214:**

1214 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 changed to be 1215:**

1215 Parking in Town Center transit loop easement (bus drop-off)/Emmons Rd within lot SV-1.

Except for public transit, emergency vehicles, and other vehicles authorized by the town manager, the Town Center Transit Loop Easement (bus drop-off) and the portions of Emmons Rd within the transit loop (SV-1) are restricted to pedestrian traffic only. Unauthorized driving through the Transit Loop Easement (bus drop-off) or parking in the Transit Loop Easement (bus drop-off) or the portions of Emmons Rd within the transit loop (SV-1) shall be a violation subject to fine and/or towing.

Section 2. Severability. Should any section, clause, phrase, or provision of this ordinance be ruled invalid or unenforceable by any court of competent jurisdiction, it is hereby declared the intent of the Town Council of the Town of Mt. Crested Butte, Colorado, that the remaining provisions of this ordinance shall be given full force and effect if it is possible to do so.

INTRODUCED, READ AND APPROVED at a regular meeting of the Town Council on the 4<sup>th</sup> day of October 2022 at Mt. Crested Butte, Colorado.

PASSED, ADOPTED AND APPROVED upon second reading at a public meeting of the Town Council this 1<sup>st</sup> day of November 2022 at Mt. Crested Butte, Colorado.

TOWN OF MT. CRESTED BUTTE, COLORADO

By: Nicholas Kempin  
Nicholas Kempin, Mayor

ATTEST:

By: Tiffany O'Connell  
Tiffany O'Connell, Town Clerk