

ORDINANCE NO. 3
(Series 2008)

AN ORDINANCE OF THE TOWN OF LAKE CITY, COLORADO, GENERALLY PROHIBITING THE USE AND OPERATION OF OFF-HIGHWAY VEHICLES ON THE STREETS, HIGHWAYS, ALLEYWAYS AND OTHER PUBLIC THOROUGHFARES OF THE TOWN OF LAKE CITY.

WHEREAS, off-highway vehicles (OHVs) are defined under provisions of CRS 33-14.5-101 et seq. and, under other provisions of said statutes, the operation of such vehicles is generally prohibited on public streets and roadways within Colorado counties and municipalities unless expressly permitted by resolution or ordinance adopted by the local governments having jurisdiction over such streets and roadways; and

WHEREAS, the Board of Trustees of the Town of Lake City desires to confirm the State's prohibition of OHVs as a matter of local traffic regulation in the Town of Lake City so as to facilitate its enforcement in the Town's municipal court.

NOW, THEREFORE, BE IT ORDAINED by the Board of Trustees of the Town of Lake City, Colorado as follows:

Section 1. No off-highway vehicle, as the same is defined by CRS 33-14.5-101 et seq., shall be used or operated upon or within any street, highway, alleyway, sidewalk, pathway or other public thoroughfare within the territorial limits of the Town of Lake City unless such use and operation is expressly authorized under written special use permit issued by the Town pursuant to formal resolution hereafter adopted by the Town's Board of Trustees.

Section 2. Any person who is convicted of a violation of this ordinance shall be subject to a fine not to exceed three hundred dollars or a jail sentence not to exceed ninety days, or both.

Section 3. The Board of Trustees hereby declares an emergency and finds this ordinance to be necessary for the immediate preservation of the public peace and welfare, and it shall take effect immediately upon adoption.

August 6, 2008

TOWN OF LAKE CITY, COLORADO

By: *Jerry Dinn*
Mayor

ATTEST:

Cindy Nelson
Town Clerk