

TOWN OF LAKE CITY, COLORADO
ORDINANCE NO. 2019-03

AN ORDINANCE OF THE TOWN OF LAKE CITY, COLORADO, IN THE FORM PROPOSED BY PETITION PURSUANT TO C.R.S. § 31-11-104, REPEALING SECTION 20-76 OF ARTICLE IV OF THE MUNICIPAL CODE OF THE TOWN OF LAKE CITY REGULATING THE OPERATION OF OFF-HIGHWAY VEHICLES WITHIN THE TOWN OF LAKE CITY AND ENACTING A NEW SECTION 20-78 TO ARTICLE IV OF THE MUNICIPAL CODE OF THE TOWN OF LAKE CITY PROHIBITING THE USE AND OPERATION OF OFF-HIGHWAY VEHICLES WITHIN THE TOWN OF LAKE CITY.

NOW THEREFORE, be it ordained by the Board of Trustees of the Town of Lake City, Colorado, as follows:

Section 1:

Section 20-76 of Article IV of the Municipal Code of the Town of Lake City is hereby repealed.

Section 2:

A new Section 20-78 to Article IV of the Municipal Code of the Town of Lake City is hereby enacted with the following provisions:

Sec. 20-78.

(a) Except as provided for in section 20-77 of Article IV of the Municipal Code of the Town of Lake City, 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.

(b) The adoption of any new ordinance allowing the use or operation of any off-highway vehicle on or within any street, highway, alleyway, sidewalk, pathway or other public thoroughfare within the territorial limits of the Town of Lake City shall be decided by the registered voters of the Town of Lake City at a regular or special election.

Section 3:

This ordinance shall become effective on the thirty-first day following publication, pursuant to COLO. REV. STAT. § 31-16-105.

Section 4:

The repeal and amendment of various provisions of the Town of Lake City Municipal Code by this ordinance shall not affect any offense or act committed, any penalty incurred, any contract, right, or duty established or accruing before the effective date of this ordinance.

Section 5:

If any provision of this ordinance or the application of it to any person or circumstance is held invalid by a court of competent jurisdiction, such invalidity shall not affect other provisions or applications of this ordinance which can be given effect without the invalid provisions or applications. The provisions of this ordinance are expressly declared to be severable.

INTRODUCED AND ADOPTED by the Board of Trustees of the Town of Lake City, Colorado, this 6th day of March, 2019.

TOWN OF LAKE CITY, COLORADO

Bruce Vierheller, Mayor

I, Jamie Turrentine, certify and attest that Ordinance 2019-03 was introduced and adopted by the Board of Trustees for the Town of Lake City at the regular meeting on the 6th day of March, 2019.

ATTEST:

Jamie Turrentine, Town Clerk