

ORDINANCE NO. 7

ORDINANCE RELATING TO STATE HIGHWAYS WITHIN THE TOWN OF BRECKENRIDGE:

PROVIDING FOR CERTAIN TRAFFIC REGULATIONS ⁷⁸⁺⁷⁹³ THEREON: AND PARTICULARLY RELATING TO STATE HIGHWAY NO. 9 ALONG MAIN STREET BEGINNING AT THE NORTH CITY LIMITS (SURVEY STATION 13+41.2) AND EXTENDING SOUTH ON STATE HIGHWAY NO. 9 TO THE SOUTH CITY LIMITS (SURVEY STATION ~~58+76.4~~) OF BRECKENRIDGE, COLORADO: DEDICATING THE SAME TO THE PEOPLE OF THE STATE OF COLORADO AS A PART OF THE STATE HIGHWAY NO. 9 AND RECOGNIZING THE RIGHT OF THE DEPARTMENT OF HIGHWAYS OF THE STATE OF COLORADO TO CONSTRUCT AND MAINTAIN THE SAME.

BE IT ORDAINED BY THE TOWN COUNCIL OF BRECKENRIDGE:

Section 1. That the public necessity and convenience requires that the portion of State Highway No. 9, which lies in and on a street within said Town, be widened and reconstructed in accordance with the plans and specifications of Project F 015-1(1) of the Department of Highways, State of Colorado.

Section 2. That the portion of said Street is hereby dedicated to the People of the State of Colorado as a connecting link and as a part of Colorado State Highway No. 9; that this Ordinance shall constitute an agreement on behalf of the Town with the Department of Highways, State of Colorado, that said portion of said Street shall be included in said Colorado State Highway No. 9 as a necessary and convenient connecting link for carrying such highway through said Town, subject to relocation or abandonment, as provided by law for State Highways.

Section 3. That this Ordinance shall be, and is, recognition by the said Town of the right of the Department of Highways, State of Colorado, and its contractor or contractors, to proceed at once or at any time in the future to construct said connecting link of said Colorado State Highway No. 9, in the town of Breckenridge, on the portion of the Street involved.

Section 4. That said portion of said Street, when constructed and improved, shall remain a through Street, and the Town recognizes hereby the right of the Department of Highways, State of Colorado, to place signs and

warnings at points selected by the Department for the purpose of informing the traveling public that the said portion of the said Street is a through Street, and for the purpose of requiring such stops and speeds as may be necessary to protect the traveling public in the use of said Street.

Section 5. That no curb lines shall be established or permitted nor shall any curbing be constructed on said Main Street with the curb line less than 27' from the centerline between the north city limits and Washington Avenue, and 34' from the centerline between Washington Avenue and the south city limits.

Section 6. That on no portion of any State Highway or connecting link within the said Town shall any person violate any of the provisions of Chapter 13, Colorado Revised Statutes, 1953, nor any of the laws amending the same nor any of the rules or regulations issued in pursuance thereof.

Section 7. That parking is hereby prohibited at those points along said portions of said Streets which are within twenty (20) feet of any intersection; that parking when and where permitted shall be parallel as provided by law for parallel parking. Upon the basis of engineering and traffic investigations by the Department of Highways, State of Colorado, and by said Town, it has been determined that a reasonable and true prima facie speed limit on said portion of said Street shall be thirty-five (35) miles per hour, provided that standard signs are erected giving notice of the authorized speed as provided by Chapter 13, Article 4, Section 33 (4), and 34 (2), Colorado Revised Statutes, 1953.

Section 8. That there shall be no parking whatsoever on any roadway or contiguous shoulder of any State Highway nor connecting link within said Town during the time and at the places where snow removal operations are in progress.

Section 9. That all violations of this Ordinance shall be punishable in the police court of said Town, by penalty as provided by Ordinance No. 7 of the said Town regulating the use of public streets. Any police officer of the said Town is hereby authorized and required to enforce the provisions of this Ordinance and the Police Magistrate shall have jurisdiction to hear and try any person charged with violating this Ordinance and if such person be guilty to punish such person as provided in the above mentioned Town Ordinance regulating the use of public streets.

Section 10. That all traffic and parking regulations hereafter adopted pertaining to the streets and roadways forming a part of the State Highway System or being a connecting link thereof shall be submitted to the Department of Highways, State of Colorado, for approval in accordance with the provisions of Chapter 120, Article 13, Section 35 (7), Colorado Revised Statutes, 1953, before they shall become effective.

Section 11. That all parts of Ordinances in conflict herewith are hereby repealed.

Section 12. That if any provision of this Ordinance, or application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of this Ordinance which can be given effect without the invalid provision or applications, and to this end provisions of the Ordinance are declared to be severable.

Section 13. That this Ordinance is necessary for the immediate protection and preservation of the public health, safety, convenience and general welfare and that certain funds now available for the construction of a portion of said Highway must be used within a short period of time or be forfeited and it is enacted for that purpose and shall be in force and effective five (5) days after passage and final publication.

Approved on First Reading JUL 27 1961

ATTEST:

TOWN OF BRECKENRIDGE, COLORADO

Alice Wilson

By

Frank P. Durr

Town Clerk

Mayor

Approved on Second and Final Reading (one reading necessary only)

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TOWN OF BRECKENRIDGE, COLORADO

Alice Wilson

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