

ORDINANCE NO. 43

Series 2020

AN EMERGENCY ORDINANCE AMENDING ORDINANCE NO. 41, SERIES 2020,
CONCERNING THE EFFECTIVE DATE OF THE 2020 MODEL TRAFFIC CODE ORDINANCE

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF BRECKENRIDGE,
COLORADO:

Section 1. Section 7 of Ordinance No. 41, Series 2020, is amended to read as follows:

Section 7. This ordinance shall be published as provided by Section 5.9 of the Breckenridge Town Charter, and shall become effective on March 1, 2021.

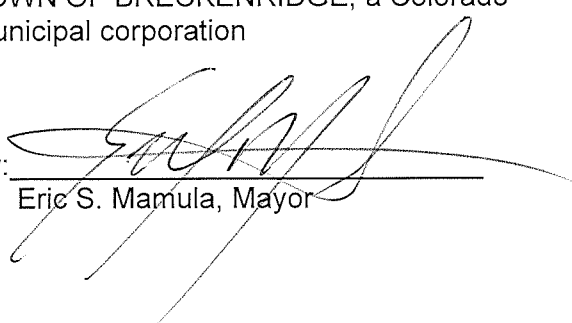
Section 2. The Town Council of the Town of Breckenridge hereby finds, determines, and declares that an emergency exists and that this ordinance is necessary for the immediate preservation of public property, health, welfare, peace, or safety. The Town Council adopted Ordinance No. 41, Series 2020 on November 24, 2020. The ordinance adopted and amended the 2020 Model Traffic Code published by the Colorado Department of Transportation ("CDOT"). The ordinance has an effective date of January 1, 2021. However, pursuant to Sections 42-4-110(1)(e) and 43-2-135(1)(g), C.R.S., the Town cannot enforce Ordinance No. 41, Series 2020 on a state highway within the Town until the ordinance is approved by CDOT. Although such approval has been requested, CDOT has not yet had adequate time to review Ordinance No. 41, Series 2020. The Town does not want to be unable to enforce its traffic laws on Colorado Highway 9 within the Town pending CDOT's review of Ordinance No, 41, Series 2020. It is therefore necessary to delay the effective date of Ordinance No. 41, Series 2020 until March 1, 2020, to give CDOT adequate time to review Ordinance No. 41, Series 2020. Pending CDOT's review of Ordinance No, 41, Series 2020 the Town will be able to continue to enforce its current traffic ordinances on Colorado Highway 9 within the Town without interruption. The Town Council further determines that the adoption of this ordinance as an emergency ordinance is in the best interest of the citizens of the Town of Breckenridge.

Section 3. Pursuant to Section 5.11 of the Breckenridge Town Charter this Ordinance shall take effect and be in full force upon adoption of this ordinance by the affirmative votes of at least five (5) members of the Town Council.

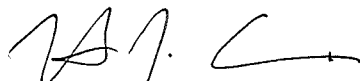
Section 4. This ordinance shall be published in full within ten (10) days after adoption, or as soon thereafter as possible, as required by Section 5.11 of the Breckenridge Town Charter.

ADOPTED AND APPROVED as an Emergency Ordinance this 29th day of December,


TOWN OF BRECKENRIDGE, a Colorado
municipal corporation

By: 
Eric S. Mamula, Mayor

ATTEST:


Helen Cospolich, CMC,
Town Clerk

APPROVED IN FORM

 12/29/20
Town Attorney