

TOWN OF GYPSUM, COLORADO

ORDINANCE NO 01.
SERIES (2019)

An Ordinance to Repeal and Readopt Section 5 of Title 10.01.020 Subsections (9) and (11) regarding on street parking.

WHEREAS, the Town of Gypsum (“Town”) is a home rule municipality duly organized and existing under Articles XX of the Colorado Constitution and the Town’s Home Rule Charter effective October 21, 1982; and

WHEREAS, the Town’s regulations regarding International Codes are contained in Chapter 10.01.020 of Title 10 of the Gypsum Municipal Code (“Code”); and

WHEREAS, The Town Council desires for Chapter 10.01.020 of Title 10 of the Code to be as up to date and comprehensive as possible; and

WHEREAS, the Town Council wishes to amend or repeal and readopt portions of Chapter 10.01.020 of Title 10 of the Code regarding enforcement of parking regulations.

NOW, THEREFORE, be it ordained by the Town Council of the Town of Gypsum, Colorado, as follows:

Title 10: Subsection 1204 of Section 10.01.020. Repeal and Re-adoption of subsection (9) of the Gypsum Municipal Code.

(9) No person shall stop, stand or park a vehicle, except when necessary to avoid conflict with other traffic or in compliance with the directions of a police officer or an official traffic control device, in any of the following places at the designated times: (Ord. 01, 2019, SI)

a) On any street or highway within any residential, commercial or light industrial zoned district between the hours of 7:00 a.m. and 5:00 p.m. This subsection shall not apply: (Ord. 01, 2019, SI)

(i) From 5.00 p.m. Friday to 7.00 a.m. Monday; (Ord. 01, 2019, SI)

(ii) Adjacent to residences on First Street and Second Street between Eagle Street and Railroad Avenue which do not have driveways; (Ord. 01, 2019, SI)

(iii) Adjacent to residences located on Eagle Street which do not have driveways; or (Ord. 13, 1997, SI)

(iii) On Federal, State and Town holidays. (Ord. 01, 2019, SI)

iv. Fourth violation of the parking restrictions above may result in a summons to court. (Ord. 01, 2019)

(11) Guest parking permits shall be issued at the Community Development office for areas where no on street parking restrictions exist. In addition to any other restrictions contained within the Gypsum Municipal Code for the parking of vehicles, such permits shall be issued pursuant to the following guidelines:

- a) Parking permits shall be issued with no fee.
- b) Parking permits for up to six (6) guest cars for one day will be issued for a residence as many as two (2) times annually.
- c) Parking permits for a maximum of two (2) guest cars at a time, for a period not to exceed fourteen (14) days will be issued for a residence as many as two (2) times annually.
- d) Parking permits must be displayed on front windshield or dash when cars are parked on the street. Failure to properly display a permit may result in removal or impoundment of the vehicle.
- e) Commercial service vehicles shall be allowed to park on-street without a permit while parked adjacent to a property to which the operator of the vehicle is providing service; but only during the time services are actually being provided.
- f) On-street parking, even with a permit and even for commercial service vehicles, shall not be allowed on trash or snow days as defined in subsection 9 subsection e of the Gypsum Municipal Code. Violation of this provision may result in removal or impoundment of the vehicle pursuant to subsection 9 subsection e of the Gypsum Municipal Code.

Section 3. Public Inspection. Copies of this Ordinance and the Gypsum Municipal Code are available for public inspection at the office of the Gypsum Town Clerk.

Section 4. Public Hearing. A public hearing on this Ordinance shall be held on the 26th day of February, 2019, at 7:00 p.m., at the Town of Gypsum Town Hall, 50 Lundgren Boulevard, Gypsum, Colorado.

Section 5. Effective Date. This Ordinance shall become effective as a permanent Ordinance five (5) days after publication, following final adoption after a public hearing held on the 26th day of February, 2019, at 7:00 p.m., at the Gypsum Town Hall, 50 Lundgren Boulevard, Gypsum, Colorado.

Section 6. Severability. If any portion of this Ordinance is found to be void or ineffective, it shall be deemed severed from this Ordinance and the remaining provisions shall remain valid and in full force and effect.

b) On any street or highway adjacent to Gypsum parks between 11:00 p.m. and 6:00 a.m. (Ord. 01, 2019, SI)

c) In addition to any other restrictions contained within the Gypsum Municipal Code for the parking of vehicles, things or objects, no person shall stop, stand or park, except when necessary to avoid conflict with other traffic or in compliance with the directions of a police officer or a traffic control device, at any time on any street, highway, or public right-of-way or easement, any recreation vehicle, camper, fifth-wheel trailer, trailer, tractor, farm machinery, boat, commercial vehicle, machinery, construction equipment, dump truck, junk vehicle, inoperable vehicle, unlicensed vehicle, or any other object or thing. (Ord. 01, 2019, SI)

d) Should any vehicle violate this subsection 9 resulting in the inability of Gypsum to collect trash as regularly scheduled, such vehicle may be immediately removed and impounded. If an additional trip is required by Gypsum to collect trash, the owner or operator of the vehicle shall be fined \$25.00 (Ord. 13, 1997, SI) (Ord. 13-2010) (Ord. 01, 2019)

e) In addition to Town Enforcement Officers, this subsection 9 may be enforced by, a fine, summons for violations issued, and unauthorized vehicles authorized to be removed and impounded, at the owners expense, by any Gypsum refuse collection driver or other Public Works Department employee involved in refuse collection or snow removal who is so authorized by the Town Manager. (Ord.13, 1997, S 1) (Ord. 13-2010) (Ord. 01, 2019)

f) Any vehicle displaying a valid, state issued disabled parking permit on the rearview mirror or on the vehicle's license plates may park in any of the areas otherwise restricted by subsections (9) (a) and (9) (b) of this subsection 1204, except on trash or snow days as defined in Section 10.01.020 (a) of the Gypsum Municipal Code, in which case the vehicle may be removed or impounded pursuant to such subsections. (Ord. 13-2010) (Ord. 01, 2019)

g.) Enforcement is as follows:


i. First violation of the parking restrictions listed above will result in a warning. Unless it is a trash or snow day then immediate removal can occur at owner's expense.

ii. Second violation of the parking restrictions listed above will result in a ticket being issued by the Eagle County Sheriff's office.

iii. Third violation of the parking restrictions listed above will be an immediate tow at owner's expense.

INTRODUCED, READ AND ORDERED PUBLISHED BY THE TOWN COUNCIL OF THE TOWN OF GYPSUM, COLORADO, UPON A MOTION DULY MADE, AND PASSED AT FIRST READING OF REGULAR MEETING HELD AT THE TOWN OF GYPSUM ON THE 12th day OF FEBRUARY, 2019, BY A VOTE OF 7 IN FAVOR AND 0 AGAINST.

TOWN OF GYPSUM

By: 
~~Stephen M. Carver, Mayor~~ *Pro Tem*
Tom Edwards


Attest:


Danette Schlegel, Town Clerk



FINALLY ADOPTED, PASSED AND APPROVED ON FEBRUARY 26th, 2019.

TOWN OF GYPSUM

By: 
~~Stephen M. Carver, Mayor~~ *Pro Tem*
Tom Edwards

Attest:


Danette Schlegel, Town Clerk

