

ORDINANCE NO. 237

AN ORDINANCE FOR THE REGULATION OF TRAFFIC UPON THE PUBLIC STREETS OF THE TOWN OF BERTHOUD, ADOPTING BY REFERENCE "THE MODEL TRAFFIC ORDINANCE FOR COLORADO MUNICIPALITIES AS AMENDED HEREIN AND REPEALING ORDINANCES Nos. 70, 196, and 230 and ALL OTHER ORDINANCES AND SECTIONS OF ORDINANCES IN CONFLICT THEREWITH.

BE IT ORDAINED by the Board of Trustees of the Town of Berthoud, Colorado:

Section 1. Pursuant to the authority conferred by Section 2, Chapter 242, Colorado Session Laws of 1949, there is hereby adopted as the traffic ordinance for the Town of Berthoud, "The Model Traffic Ordinance for Colorado Municipalities", with the exception of the following sections of the said Model Ordinance, which are not so adopted and which are expressly deleted, namely:

Section 35; section 69; section 98; section 99; section 100; section 101; section 102; and section 103.

Section 2. "The Model Traffic Ordinance for Colorado Municipalities" is published by the Colorado Highway Safety Council State Capitol Building, Denver, Colorado, for the purpose of providing uniform traffic laws for municipalities throughout the State of Colorado. The model ordinance includes comprehensive provisions covering:

A. Rules of the Road, including rules for drivers, pedestrians, and operators of bicycles and, B. Enforcement and Violations, including the policing of accidents and other violations, the establishment of a traffic violations bureau, and traffic administration. It was published in March, 1952.

Section 3. At least three certified copies of the model ordinance are on file at the office of the Town Clerk and may be inspected during regular business hours. In addition, copies are available for distribution and sale to the public at a price not to exceed fifty cents a copy.

Section 3 (a). The following schedules as required by Article XXI of the Model Ordinance are hereby adopted:

Schedule 1.

Section 1. Increased speed limits. None.

Section 2. Decrease of State speed limit at certain intersections. None.

Section 3. Increasing State speed in certain zones. None.

Section 4. Decreased of State Law maximum speed.

It is hereby declared that the prime facia speed limit shall be 15 miles per hour on the parts of streets herein designated at the times herein specified when signs are erected giving notice thereof. Name of Street: Mountain Avenue and Massachusetts Avenue, between Sixth and Seventh Streets: Sixth and Seventh Streets between Mountain Avenue and Massachusetts Avenue.

During following hours: 8:00 a. m. to 4:00 p. m. on school days; during public gatherings at District No. 13 Public School and for one-half hour before and one-half hour after such gatherings.

Schedule II

Section 1. None.

Schedule III

Section 1. Through Streets. In accordance with the provisions of Section 155, and when signs are erected giving notice thereof, drivers of vehicles shall stop at every intersection Before entering any of the following, or parts of streets.

<u>Name of Street</u>	<u>Portion affected</u>
Mountain Avenue	From western end to junction with Marsh Avenue, inclusive.
Marsh Avenue	Entire length

Schedule IV

Section 1. Parking prohibited at all times on certain streets. None.

Schedule V

Section 1. Parking prohibited during certain hours on certain streets. None.

Schedule VI.

Section 1. Parking time limited on certain streets. None.

Schedule VII.

Section 1. Parking time limited in metered Parking Zones. None.

Schedule VIII.

Section 1. Operation of farm tractors, trailers, semi-trailers, and trucks, and commercial vehicles limited on certain streets. None.

Section 2. Operation of farm tractors, trailers, semi-trailers, and trucks and commercial vehicles prohibited on certain streets at specified time. None.

Section 4. The following sections of "The Model Traffic Ordinance for Colorado Municipalities" contain penalty clauses which are herewith set forth in full as amended by this adopting ordinance:

Section 105. (Bicycles)

Every person not a juvenile, as such defined by the laws of the State of Colorado found guilty of a violation of any provision of this article shall be punished by a fine of not more than twenty-five (\$25.00) dollars, or by impounding of such person's bicycle for a period not to exceed ninety (90) days.

Section 116 (b). (Driving under the influence of liquor or drugs) Every person who is found guilty of a violation of this section shall be punished by imprisonment for not more than ninety (90) days or by fine of not more than three hundred (\$300.00) dollars.

Section 117 (b) (Reckless driving) Every person found guilty of reckless driving shall be punished by imprisonment for a period of not more than ninety (90) days, or by fine of not more than three hundred (\$300.00) dollars.

Section 118 (b) (Careless driving) Every person found guilty of careless driving shall be punished by a fine of not more than three hundred (\$300.00) dollars, or by imprisonment

for a period of not more than ninety (90) days.

Section 119 (b) (Accidents involving death or personal injuries or damage to vehicles) Any person failing to stop or comply with said requirements under such circumstances shall be guilty of violations of this ordinance and shall upon being found guilty be punished by imprisonment for not more than ninety(90) days or a fine of not more than three hundred (\$300.00) dollars.

Section 135. (Penalties) Unless another penalty is expressly provided herein, every person found guilty of a violation of any provision of this ordinance may be punished by a fine of not more than three hundred (\$300.00) dollars, or by imprisonment for not more than ninety (90) days.

Section 5. Ordinances Nos. 70, 196 and 230 and all other former traffic ordinances of this municipality are hereby repealed and all ordinances or parts of ordinances in conflict with or inconsistent with this ordinance are hereby repealed, except that this repeal shall not affect or prevent the prosecution or punishment of any person for any act done or committed in violation of any ordinance hereby repealed prior to the taking effect of this ordinance.

Section 6. Whereas, in the opinion of the Board of Trustees, an emergency exists and this ordinance is necessary for the immediate preservation of the public peace, health, and safety, therefore this ordinance shall be in full force and effect upon the expiration of five days from and after its final passage and publication.

The above Ordinance was passed and adopted by the Board of Trustees of the Town of Berthoud, Colorado, at its regular meeting held on Tuesday, June 10, 1952.

Signed and approved this 10th day of June, 1952.

O. D. Maye
Mayor

Attest:

Viola Barrowman
Town Clerk