

ORDINANCE NO. 6
(Series 2020)

**AN ORDINANCE AMENDING TITLE 10 OF THE GEORGETOWN MUNICIPAL CODE
CONCERNING TRACTION CONTROL DEVICES REQUIRED**

WHEREAS, the Town of Georgetown is a Colorado municipal corporation operating under a Territorial Charter and governed by its Board of Selectmen; and

WHEREAS, the Georgetown Board of Selectmen (“Board”) is authorized by the Territorial Charter and the Colorado Revised Statutes to enact ordinances for the preservation of the public health, safety, and welfare; and

WHEREAS, the Board finds that failure by certain commercial vehicles to apply alternate traction control devices or chains when required causes dangerous delays and closures on roadways within the Town; and

WHEREAS, the Board finds it is necessary to adopt a new section of the Municipal Code to protect public health and safety and to reflect the language of the state statute authorizing enforcement of traction control devices and allow citation into municipal court.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF SELECTMEN OF THE TOWN OF GEORGETOWN COLORADO:

Section 1. Municipal Code amended. A new Section 10.04.120 of the Georgetown Municipal Code is adopted, entitled “Traction Control Devices” to read as follows:

10.04.120. TRACTION CONTROL DEVICES

(1) DEFINITIONS:

(a) “Alternate traction device” means a device that is approved by the Colorado department of transportation as capable of providing traction comparable to that of metal chains or tire cables under similar conditions.

(b) “Equipped” means that a motor vehicle uses or carries the appropriate traction equipment for icy or snow-packed conditions.

(c) “Tire chains” means metal chains consisting of two circular metal loops, one on each side of the tire, connected by no fewer than nine evenly spaced chains across the tire tread and any other traction devices differing from such metal chains in construction, material, or design but capable of providing traction equal to or exceeding that of such metal chains under similar conditions.

(2) TRACTION CONTROL DEVICE REQUIRED: Any person operating a commercial vehicle on Interstate 70 (I-70) within the town shall equip said vehicle with tire chains or alternate traction control devices when the requirement for same is posted by signage including temporary or electronic signs erected by the Town, County or state of Colorado.

PENALTY: Violation of this subsection (2) is a traffic infraction. Upon plea of guilty or conviction in the municipal court, the penalty for the same shall be \$500.

- (3) **OBSTRUCTING ROADWAY:** When any person operating a commercial vehicle on Interstate 70 (I-70) within the town fails to equip said vehicle with tire chains or alternate traction control devices as required by this subsection (2) of this section, and the result of said violation is an incident that causes the closure of a travel lane in one or both directions, it is a violation of this Section.

PENALTY: Violation of this subsection is a traffic infraction. Upon plea of guilty or conviction in the municipal court, the penalty for the same shall be \$1000.

Section 2. Effective Date. This ordinance shall take effect upon final adoption as provided by Section 5.26 of the Territorial Charter.

INTRODUCED, READ, APPROVED AND ORDERED POSTED IN FULL ON FIRST READING on the 24 day of November 2020.


INTRODUCED ON SECOND READING, FINALLY ADOPTED AND ORDERED POSTED AFTER PUBLIC HEARING on the 8th day of December, 2020.

TOWN OF GEORGETOWN



Lynette Kelsey, Police Judge

ATTEST:



Jennifer Yobski, Town Clerk

Posted up in full on the Town's website and at Town Hall and two (2) other designated posting locations within the limits of the Town after final adoption, in accordance with Section 5.26 of the Territorial Charter.





Jennifer Yobski, Town Clerk

Date: 12-10-20