

**A RESOLUTION OF THE
BOARD OF COUNTY COMMISSIONERS OF OURAY COUNTY, COLORADO
TO RESTRICT THE USE OF CERTAIN ROADS DURING THE IMOGENE PASS RUN**

WHEREAS, the Imogene Pass Run (“IPR”) is an annual foot race in Ouray County, Colorado that begins in Ouray, Colorado and then continues up Ouray County Road 361 (“CR 361”) to the top of Imogene Pass; and

WHEREAS, representatives of the IPR appeared before the Board of County Commissioners of Ouray County, Colorado on March 31, 2008 to request the Board’s consideration to temporarily close CR 361 during the race; and

WHEREAS, representatives of the IPR stated to the Board that currently there are approximately 1,100 participants in the race and that there are concerns about the possibility of conflicts between the race participants and motor vehicles on CR 361; and

WHEREAS, pursuant to the provisions of C.R.S. §42-4-106(6)(b), the Board has the authority to temporarily close to vehicular traffic any portion of a road during a specified period of time for the purpose of special local events or civic functions when, in the opinion of the Boards, such temporary closing is necessary for the safety and protection of persons who are to use that portion of the road during the temporary closing; and

WHEREAS, pursuant to C.R.S. §18-9-117 the Board is empowered to make such orders, rules and regulations for the administration, protection and maintenance of county-owned property as it deems appropriate, including restrictions on vehicles as to place, time and manner of use; and

WHEREAS, the Board has determined that the temporary closing of CR 361 is necessary for the safety and protection of the participants of the IPR and the Board adopts this resolution pursuant to the authority granted by C.R.S. §§18-9-117 and 42-4-106(6)(b).

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF OURAY COUNTY, COLORADO, AS FOLLOWS:

1. On the Saturday after Labor Day of each year, from the hours of 7:00 a.m. to 9:00 a.m., CR 361 from the intersection of Highway 550 to the intersection of CR 361 and Ouray County Road 26 (“CR 26”) shall be closed to public use, except for local traffic for access to and from their residences along, or accessed from, CR 361.
2. On the Saturday after Labor Day of each year, from the hours of 7:00 a.m. to 2:00 p.m., CR 361 from the intersection of CR 26 to the top of Imogene Pass at the Ouray County line shall be closed to public use except for local traffic for access to and from their residences along, or accessed from, CR 361.
3. “Public use” shall mean all use by members of the general public by any and all motorized means. “Public use” shall not include local traffic for access to and from a residence located along, or accessed from, CR 361; law enforcement; and official race personnel.
4. Appropriate signage and barriers or other traffic control devices shall be placed on CR 361 and CR 26 regarding the closure described herein.

5. The rules and regulations pertaining to the temporary closure of CR 361 during the Imogene Pass Run, as described herein, may be enforced by any Colorado peace officer pursuant to the provisions of C.R.S. §18-9-117. A violation of these regulations is a Class 3 misdemeanor.

APPROVED AND ADOPTED THIS _____ DAY OF _____, 2008.

BOARD OF COUNTY COMMISSIONERS
OF OURAY COUNTY, COLORADO

Attest:

K. Keith Meinert, Chair

Don Batchelder, Vice Chair

Michelle Nauer, Clerk and Recorder
By: Linda Munson-Haley, Deputy Clerk of the Board

Heidi M. Albritton, Commissioner Member