

**A RESOLUTION OF THE
BOARD OF COUNTY COMMISSIONERS OF OURAY COUNTY, COLORADO
TO ESTABLISH TEMPORARY REGULATIONS FOR LOCAL TRAFFIC ONLY
ON OURAY COUNTY ROADS 24, 24A, 24C and 24D**

WHEREAS, the Board of County Commissioners of Ouray County, Colorado (“Board”) is empowered under C.R.S. §30-11-107(a) to “make such orders concerning the property belonging to the county as it deems expedient”; and

WHEREAS, the Board is empowered under C.R.S. §30-11-107(e) to provide for the management of the business and concerns of the County; 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 and may regulate the use of all vehicles as to place, time and manner of use; and

WHEREAS, C.R.S §42-4-111(1)(v) allows local authorities to adopt temporary regulations as may be necessary to cover special conditions or emergencies; and

WHEREAS, C.R.S §42-4-111(1)(y) allows local authorities to regulate the local movement of traffic or the use of local streets; and

WHEREAS, the Board is informed that the Colorado Department of Transportation will be conducting road construction on U.S. Highway 550 and U.S. Highway 62 in and around the area of Ouray County Roads 24, 24A, 24C and 24D (collectively “CR 24 Roads”) beginning on May 19, 2009 and continuing through October 2009; and

WHEREAS, it is expected that such construction work on U.S. Highway 550 and U.S. Highway 62 will increase the traffic on CR 24 Roads by motorists seeking a bypass or alternative route from the construction work on U.S. Highway 550 and U.S. Highway 62; and

WHEREAS, County Roads 24, 24C and 24D are winding, narrow, gravel roads through residential areas and with posted speed limits of 10 to 35 mph and their surface and overall condition make them unsuitable as a bypass or alternate route for the traveling public; and

WHEREAS, because of the likelihood of increased traffic on CR 24 Roads by motorists seeking a bypass or alternative route from the construction on U.S. Highway 550, the Board has determined that special conditions exist that require temporary restrictions on the use of CR 24 Roads by traffic traveling through Ouray County to destinations outside of Ouray County; and

WHEREAS, the Board has determined that it is necessary to temporarily regulate the use of the local streets known herein as the “CR 24 Roads” to prevent the expected exponential increase in “through” traffic that will result in deterioration to CR 24 Roads as well as create a potential hazard to the local traffic on CR 24, 24C and 24D and the resultant increase in the need for law enforcement services; and

WHEREAS, an increase in “through” traffic on the CR 24 Roads will create additional dust, noise and pollution for the residents living along the CR 24 Roads; and

WHEREAS, the CR 24 Roads are not in a condition to carry such an increased traffic load for motorists using CR 24 Roads as a bypass or alternate route to avoid the construction on U.S. Highway 550 or U.S. Highway 62; and

WHEREAS, the Board believes that the temporary restrictions for local traffic only on CR 24 Roads is necessary to protect the condition of the CR 24 Roads as well as to ensure the health and safety of the residents and citizens of Ouray County and the Board adopts this resolution pursuant to the authority granted by C.R.S. §18-9-117; and

WHEREAS, other alternate routes exist for traffic to travel through Ouray County and these restrictions will not prevent persons from travelling to their desired destinations;

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

1. Ouray County Roads 24, 24A, 24C and 24D shall be closed to through traffic beginning on May 26, 2009 through October 31, 2009 or until further order of the Board. Local traffic shall be permitted on CR 24, 24A, 24C and 24D during such time period.
2. "Through traffic" shall mean all use by non-resident members of the general public who commence their travel from locations outside of Ouray County to destinations outside of Ouray County by any and all motorized means.
3. "Local traffic" shall mean use by residents (temporary or permanent) or citizens of Ouray County for purposes of traveling to and from home, school, work, recreational outings or other day-to-day activities.
4. Notwithstanding the beginning date for this Resolution set forth above, implementation of this Resolution shall not be effective until appropriate signage is placed on CR 24 Roads regarding the temporary restrictions described herein.
5. The rules and regulations relating to the use of CR 24 Roads during the period described herein, may be enforced by any Colorado peace officer pursuant to the provisions of C.R.S. §18-9-11.

APPROVED AND ADOPTED THIS ____ DAY OF _____ 2009.

BOARD OF COUNTY COMMISSIONERS
OF OURAY COUNTY, COLORADO

Attest:

Heidi M. Albritton, Chair

K. Keith Meinert, Vice-Chair

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

Lynn M. Padgett, Commissioner