

**ORDINANCE NO. 2015-003**

AN ORDINANCE AMENDING ORDINANCE NO. 2010-01 TO ADD A SURCHARGE FOR SPEEDING ON COUNTY ROADS TO ADDRESS DAMAGE AND INCREASED COSTS OF MAINTAINING COUNTY ROADS

WHEREAS, the Board of County Commissioners of Ouray County has previously adopted Ordinance No. 2010-01, attached hereto, adopting the Model Traffic Code for Colorado, with exceptions, including fines, penalties and surcharges; and

WHEREAS, the Board of County Commissioners now wishes to amend Ordinance No. 2010-01 to add surcharges for speeding infractions in order to provide compensation to the County for damage to county roads caused by excessive speeds; and

WHEREAS, it is the intention of the Board that these surcharges represent additions to the previously adopted Ordinance, and in all respects other than these additions of surcharges, Ordinance 2010-01, the Ouray County Traffic Code Ordinance (OCTCO), remains unchanged and in full force and effect as previously adopted.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF OURAY COUNTY, COLORADO:

1. Section 8 of Ordinance 2010-01 is revised by the addition of the following subsections as follows:

(h) In addition to any other penalty, every person who is convicted of, who admits liability for, or against whom a judgment is entered for a violation of Section 1101 of the OCTCO, driving in excess of the posted speed limit on an unpaved, dirt or gravel County Road, shall be subject to a Ouray County Surcharge of \$25 for speeds between 10-19 miles-per-hour in excess of the posted speed limit and \$100 surcharge assessed for equal to and in excess of 20 miles-per-hour of the posted speed limit, paid to the Ouray County Sheriff's Office to the credit of the Ouray County Road and Bridge fund.

2. No other revisions to Ordinance 2010-01 are made hereby, and the rest of the Ordinance 2010-01, the Ouray County Traffic Code Ordinance, remains fully in force and effect.

3. Effective Date.

This Ordinance shall be effective and enforceable thirty days after the publication of the Notice of Adoption in the Ouray County *Plaindealer*, or on or after November 7, 2015.

INTRODUCED AND FIRST READING on September 8, 2015, and ordered published in the Ouray County *Plaindealer*. Published on September 17, 2015.

**Board of County Commissioners
Ouray County, Colorado**

Don Batchelder, Chair

Lynn M. Padgett, Vice-Chair

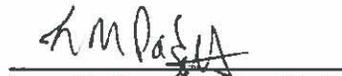
Ben Tisdell, Commissioner Member

ADOPTED ON SECOND AND FINAL READING on October 8, 2015

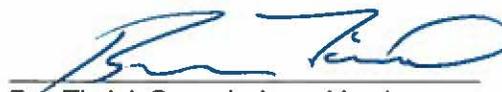
**Board of County Commissioners
Ouray County, Colorado**



Don Batchelder, Chair



Lynn M. Padgett, Vice-Chair



Ben Tisdell, Commissioner Member

CERTIFICATION BY OURAY COUNTY CLERK AND RECORDER:

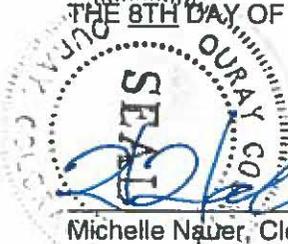
I, Michelle Nauer, Clerk and Recorder of Ouray County and Clerk to the Board of County Commissioners, do hereby attest and certify that this Ordinance was

INTRODUCED AND READ ON SEPTEMBER 8, 2015 AND CONTINUED TO OCTOBER 6, 2015 AND READ AND ORDERED PUBLISHED AT SUCH REGULAR MEETING OF THE BOARD OF COUNTY COMMISSIONERS.

THE ORDINANCE WAS PUBLISHED IN FULL IN THE *OURAY COUNTY PLAINDEALER* ON SEPTEMBER 17, 2015 ALONG WITH A NOTICE OF PUBLIC HEARING.

ADOPTED AND APPROVED AT A PUBLIC HEARING OF THE BOARD OF COUNTY COMMISSIONERS ON OCTOBER 6, 2015 AFTER THE SECOND AND FINAL READING OF THE ORDINANCE.

PUBLISHED AFTER ADOPTION IN THE *OURAY COUNTY PLAINDEALER* ON THE 8TH DAY OF OCTOBER, 2015.





Michelle Nauer, Clerk and County Recorder
By: Hannah Hollenbeck, Deputy Clerk of the Board