

TOWN OF OPHIR



Box 683 • Ophir, CO 81426

Ordinance 2021-5

AN ORDINANCE OF THE GENERAL ASSEMBLY OF THE TOWN OF OPHIR, COLORADO AUTHORIZING POSTED SPEED LIMITS WITHIN THE TOWN OF OPHIR

WHEREAS, the Town of Ophir, Colorado is a duly organized municipality existing under its Home Rule Charter; and

WHEREAS, pursuant to Colorado Revised Statutes § 42-4-1101 the Town of Ophir, may regulate speed limits, speed limit signs, other regulatory signs, and all other traffic, advisory, guidance, warnings, barricades, and construction signs; and

WHEREAS, on November 17th, 2008 the Town of Ophir General Assembly adopted ORDINANCE 2008-7, AN ORDINANCE FOR THE REGULATION OF WINTER PARKING AND TRAFFIC BY THE TOWN OF OPHIR COLORADO; ADOPTING IMPOUND AND TOWING AND FEE COLLECTION AUTHORITY; ADOPTING BY REFERENCE THE 2003 REVISED EDITION OF THE COLORADO "MODEL TRAFFIC CODE", AS HEREBY AMENDED; REPEALING ALL ORDINANCES IN CONFLICT THEREWITH; AND PROVIDING PENALTIES FOR VIOLATION THEREOF; and

WHEREAS, speed limits and signs shall be managed, regulated, and maintained in conformance with the adopted edition of the "Model Traffic Code for Colorado" and in keeping with engineering principles and practices to maintain a safe roadway; and

WHEREAS, Model Traffic Code version 2003, Part 11 Speed Regulation, (7), provides that "Notwithstanding paragraphs (a), (b) and (c) of subsection of this section, this local government may by ordinance or resolution adopt absolute speed limits as the maximum lawful speed limits in its jurisdiction, and such speed limits shall not be subject to the provisions of subsection (4) of this section"; and

WHEREAS, traffic within the Town of Ophir has increased since 2008, and too many drivers exceed posted speed limits of 15 mph, endangering Ophir residents, visitors, domestic animals and wildlife; and

WHEREAS, the road geometry, topography, and density of residential areas within the Town of Ophir are favorable for a speed limit maximum of 10 miles per hour on all streets as shown on the attached map and marked in red; and

WHEREAS, the road geometry, topography and pedestrian nature of Granite Avenue between Third Street and the Junction of Granite Avenue and Ninth Street connection (No Name

Street), also known as Spring Gulch, are favorable for a speed limit maximum of 15 miles per hour as shown on the attached map and marked in blue.

NOW, THEREFORE, BE IT ORDAINED BY THE GENERAL ASSEMBLY OF THE TOWN OF OPHIR, COLORADO, AS FOLLOWS:

Section 1. The Town Manager is authorized to post maximum speed limit signs of 10 mph in the residential streets of the Town of Ophir as shown on the attached map and marked in red.

Section 2. The Town Manager is authorized to post maximum speed limit signs of 15 mph on Granite Avenue between Third Street and the Junction of Granite Avenue and Ninth Street connection (No Name Street), also known as Spring Gulch within the Town of Ophir, as shown on the attached map and marked in blue.

Section 3. The Town Manager shall maintain an updated schedule of all traffic control devices, including maximum speed limit signs, by symbol and location within the Town of Ophir.


Section 4. Effective Date; Repealer. This Ordinance shall become effective April 20th, 2021 in order to protect the public health, safety and welfare. All ordinances or sections of ordinances that conflict with any section of this ordinance are repealed to the extent of such conflict.

Section 5. Publication. After final adoption, a public notice shall be published which notice shall contain the number and title of this ordinance, a brief description of the ordinance, its effective date and notice that copies are available for inspection at the Town Hall office.

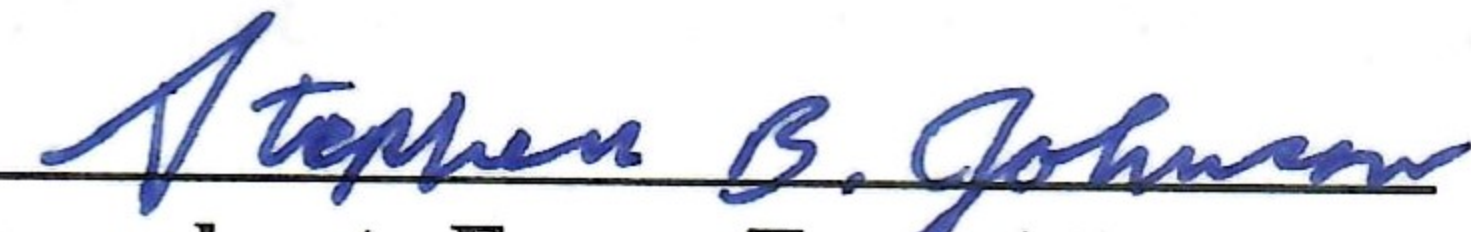
Section 8. Severability. If any one or more sections or parts of this Ordinance is adjudged unenforceable or invalid by a court of competent jurisdiction, such judgment shall not affect, impair, or invalidate the remaining provisions of this Ordinance, the intention being that the various provisions herein are severable.

Introduced, Read and Referred to Public Hearing on First Reading by the General Assembly of the Town of Ophir on the 16th day of February 2021.

Approved and Adopted on Second and Final Reading as Amended by the General Assembly of the Town of Ophir on the 16th day of March 2021.

By: 
Corinne Platt, Mayor

ATTEST: 
Sydney Roop, Town Clerk


Approved as to Form: Town Attorney

Attachment - MAP

