

AMENDED ORDINANCE NO. 2356

AN ORDINANCE OF THE CITY OF MONTROSE, COLORADO, PERTAINING TO THE PARKING OF RECREATIONAL VEHICLES AND TRAILERS IN THE PUBLIC RIGHT OF WAY

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MONTROSE, COLORADO THAT:

6-1-29: PARKING OF RECREATIONAL VEHICLES AND TRAILERS IN THE PUBLIC RIGHT OF WAY

6-1-29(A) DEFINITIONS:

ACTIVE LOADING OR UNLOADING—The period of time in which a person or persons are physically engaged in the labor of loading or unloading.

BOAT — A vessel capable of carrying one or more people and intended for use on the water.

COMMERCIAL CONTRATOR — A person who, for compensation or with the intent to sell, arranges or undertakes or offers to undertake or submits a bid to construct, alter, repair, add to, subtract from, improve, inspect, move, wreck or demolish, for another, any building, excavation or other structure, project, development or improvement attached to real estate, or to do any part thereof.

OFF HIGHWAY VEHICLES (OHVs) — Vehicles designed to travel on wheels or tracks in contact with the ground. Designed primarily for use off of the public highways and generally and commonly used to transport persons for recreational purposes.

PARK or PARKING — The standing of a vehicle, whether occupied or not, on public property or a public right of way.

RECREATIONAL VEHICLE — Includes, but is not limited to; any self-propelled vehicle containing sleeping and other facilities for habitation, or vehicle primarily used for recreational purposes, including all-terrain vehicles, boats, boat trailers, camper trailers, jet skis, motorhomes and snowmobiles.

TRAILER, BOAT — A trailer intended for the purpose of moving boats or jet skis from place to place.

TRAILER, CAMPER — A trailer containing sleeping and other facilities for habitation and intended to be towed or carried by another vehicle.

TRAILER, UTILITY — Includes, but is not limited to; a trailer generally used for the hauling of miscellaneous household, yard materials or snowmobiles or OHVs.

6-1-29(B) PROHIBITED ACTS:

- (1) Except as provided in 6-1-29(B)(a) and (b), no person shall park or leave standing any trailers, utility trailers, recreational vehicles, campers, boats, snowmobiles, off highway vehicles (OHVs) or other recreational vehicles on a City street, road or public right of way within a residential district in the City.
 - (a) Actively loading or unloading the recreational vehicle, trailer, utility trailer, camper, or boat.
 - (b) For a period of not more than five days, once a month, a trailer, utility trailer, camper, boat, and other recreational vehicle may be parked or left standing on a City street, road or public right of way if the trailer or recreational vehicle is otherwise allowed to park there, and it does not create a traffic hazard, and if:
 - (i) The trailer, utility trailer, camper, boat, or other recreational vehicle is parked or left standing contiguous to a residence by the occupant of that residence or by a person visiting the residence with the residential occupants' permission.
 - (ii) It shall not be a defense to this section that the trailers, utility trailers, campers, boats, snowmobiles, off highway vehicles (OHVs) and other recreational vehicles have been moved to a different location within the public right of way. To be in compliance, the trailers, utility trailers, campers, boats, snowmobiles, off highway vehicles (OHVs) and other recreational vehicles must be removed from the public right of way.
 - (iii) Once a calendar year, a resident may telephone the Montrose Police Department, non-emergency number and request one additional five day extension.
- (2) No person shall park or leave standing any trailers, utility trailers, campers, boats, snowmobiles, off highway vehicles (OHVs) and other recreational vehicles within the City Limits in such a manner to impede a safe traffic flow.
- (3) No trailer used by a commercial contractor may be parked overnight on a City street, road or public right of way within the City limits unless they have previously notified the Montrose Police Department and have received approval.

6-1-29(C) PENALTY:

The penalty for the first offense is a fine of \$200. The penalty for a second offense in the same calendar year is \$500. Any subsequent violations in the same calendar year is a fine of not more than \$2,600 per violation. The Municipal Court may make a finding that an offending trailer, utility trailer, camper, boat, snowmobile, off highway vehicle (OHV) and other recreational vehicle is a nuisance and maybe impounded and disposed of in accordance with applicable laws.

4-12-3(B) is superseded by this ordinance.


You will please take notice that the Montrose City Council will hold a hearing upon the above Ordinance and on the question of its adoption on first reading on Tuesday, the 7th day of July, 2015, at the hour of 6:00 p.m. at the City Council Chambers in the Elks' Civic Building, in Montrose, Colorado.

INTRODUCED, READ AND PASSED on first reading this 7th day of July, 2015.



David Romero, Mayor

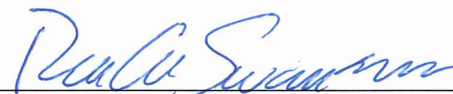
ATTEST:



Lisa DelPiccolo, City Clerk




INTRODUCED, READ and ADOPTED on second reading this 21st day of July, 2015. This Ordinance shall take effect immediately, superseding the current City Ordinance 4-12-3(B).



Rex Swanson, Mayor Pro Tem

ATTEST:



Lisa DelPiccolo, City Clerk

