

PALMER LAKE, COLORADO

ORDINANCE NO. 03-2020

AN EMERGENCY ORDINANCE PROHIBITING PARKING ON ALL TOWN STREETS, EXCEPT FOR PALMER LAKE RESIDENTS, CLOSING THE PARKING AREA AT THE RESERVOIR TRAILHEAD ON OLD CARRIAGE ROAD, AND RESTRICTING THE USE OF THE TENNIS COURT AND GLEN PARK PARKING LOTS

WHEREAS, the Board of Trustees of the Town of Palmer Lake, Colorado, pursuant to Colorado statute and the Palmer Lake Municipal Code, is vested with the authority of administering the affairs of the Town of Palmer Lake, Colorado;

WHEREAS, in response to the COVID-19 pandemic, the Board of Trustees previously adopted Resolution No. 06 of 2020 on March 25, 2020, which, *inter alia.*, declared a state of disaster emergency within the incorporated areas of the Town; and,

WHEREAS, Governor Polis' Colorado wide Stay-at-Home order provides for recreation, but suggests people do not travel to recreate and instead recreate in their neighborhoods;

WHEREAS, despite the Governor's guidance on recreating within one's neighborhood, the Town has seen a significant increase in visitors, resulting in the unsafe parking of vehicles throughout the Town;

WHEREAS, the Town recognizes the need for Town of Palmer Lake residents to be able to park on the street;

WHEREAS, previously the Board of Trustees adopted Ordinance 01-2020 on April 11, 2020, to address the increase in visitors and the resulting unsafe parking situations within the Town; but, the Board of Trustees believes it is necessary to impose further restrictions upon the public parking areas within the Town limits for the preservation of the public health, safety, and welfare of the citizens of the Town of Palmer lake; and,

WHEREAS, this Ordinance is necessary for the immediate protection and preservation of the public health, safety, and welfare of the citizens of the Town of Palmer Lake for the reasons described herein.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN BOARD OF TRUSTEES OF THE TOWN OF PALMER LAKE AS FOLLOWS:

1. No owner or operator of any vehicle, of any kind, shall park on any street within the Town of Palmer Lake for any duration, except for Palmer Lake Residents and Palmer Lake Residents' essential service providers assisting Palmer Lake Residents.
2. The parking lot for the reservoir trailhead located on Old Carriage Road is hereby closed. Parking for restaurants and businesses will be allowed in designated parking areas. Signage will be added to indicate this closure.
3. Parking at the tennis courts is closed except for tennis court use. Signage will be added that states, "Parking for tennis court use only, all others will be ticked and/or towed".
4. Glen Park parking lot is closed except for Glen Park use. Signage will be added that states, "Parking for Glen Park use only, all others will be ticketed and/or towed".
5. Any person found in violation of any provision of this Ordinance shall, upon conviction or admission thereof, be required to pay a mandatory minimum fine of one hundred dollars (\$100.00) plus any applicable surcharges and fees. The fine provided for herein may be adjusted as necessary by resolution of the Board of Trustees. A copy of the fine schedule shall be available for inspection at the Town Clerk's office.
6. Nothing herein shall be construed to permit parking, stopping, or standing in violation of any other regulation concerning the parking, stopping, or standing of vehicles. The provisions of this Ordinance shall be deemed supplemental to all other regulations of the Town, including the Model Traffic Code as adopted by the Town, and statutes of the State, the same to continue in control with respect to all parking matters not addressed in this Ordinance.
7. Nothing herein shall affect the provisions of 10.04.030(B), or the penalty provisions in 10.04.040, which provides in part:

No person shall park any vehicle upon any street or highway in such a manner of (sic) under such conditions as to interfere with the free movement of vehicular traffic or proper street or highway maintenance or snow removal.

8. Severability. If any article, section, paragraph, sentence, clause, or phrase of this Ordinance is held to be unconstitutional or invalid for any reason such decision shall not affect the validity or constitutionality of the remaining portions of this Ordinance. The Board of Trustees hereby declares that it would have passed this ordinance and each part or parts thereof irrespective of the fact that any one part or parts be declared

unconstitutional or invalid.

9. Repeal. Existing ordinances or parts of ordinances covering the same matters embraced in this ordinance are hereby repealed and all ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed except that this repeal shall not affect or prevent the prosecution or punishment of any person for any act done or committed in violation of any ordinance hereby repealed prior to the effective date of this ordinance.

10. Publication and Effective Date. This Ordinance is necessary for the immediate protection and preservation of the public health, safety, and welfare of the citizens of the Town of Palmer Lake for the reasons described above, and therefore, shall become effective immediately as an emergency ordinance upon adoption by the Board of Trustees.

INTRODUCED, PASSED AND ADOPTED AT A REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE TOWN OF PALMER LAKE ON THIS 28TH DAY OF MAY, 2020.

ATTEST:



Bob Radosevich, Town Administrator

TOWN OF PALMER LAKE, COLORADO

BY: 

John Cressman, Mayor