

ORDINANCE NO.

10-12

Series of 2010

TITLE: A BILL FOR AN ORDINANCE REPEALING AND REENACTING SECTION 8-3, SUBSECTION (c) OF THE TOWN OF HUDSON MUNICIPAL CODE, AND ADDING A NEW SUBSECTION (d) REGARDING PARKING PERMITS

BE IT ORDAINED BY THE BOARD OF TRUSTEES FOR THE TOWN OF HUDSON, COLORADO, THAT:

Section 1. Section 8-3 of the Hudson Municipal Code is amended by the repeal and reenactment of subsection (c), and the addition of a new subsection (d), to read as follows:

- (c) Parking permits. In order to receive a permit authorizing a truck tractor, trailer, semi-trailer, vessel, vehicle that is not self-propelled, trailer, boat, mobile home, motor home, or recreational vehicle to be parked on a public right-of-way in excess of twenty four (24) hours, the owner or operator of said truck tractor, trailer, semi-trailer, vessel, or any vehicle that is not self-propelled must file a request with the Town Administrator on a form supplied by the town for such a permit. The request for a permit shall be evaluated by the Town Administrator, and a permit shall be granted upon satisfaction of the following criteria:
- (1) The safety and nature of the location for which the parking permit is sought, taking into account whether the location constitutes a traffic hazard based on factors including by way of example the size of the vehicle, the location of the vehicle relative to the sight triangle for traveling vehicles, and whether the location causes a hazard to pedestrians;
 - (2) The adjacent neighbors on either side and across the right of way from the location for which the permit is sought do not have an objection to the permit being issued;
 - (3) The location does not block or otherwise impair a pedestrian's use of the sidewalk;
 - (4) The location is not on the paved portion of the Town right-of-way; and
 - (5) The requested permit does not violate any other provisions of the Town of Hudson Municipal Code.

(d) Revocation of parking permit. A permit issued pursuant to this Section 8-3 may be revoked by the Town Administrator as follows:

- (1) The vehicle is parked in a location that is not approved in the duly issued permit;
- (2) The vehicle as parked constitutes a nuisance within the meaning of Chapter 7 of the Hudson Municipal Code, including by way of example, the presence of unlawful weeds, debris on, under or near the permitted vehicle, or the presence of offensive discharges from the parked vehicle;
- (3) The vehicle is an illegal vehicle pursuant to Section 7-37 of the Hudson Municipal Code; or
- (4) The vehicle is in violation of any other provision of the Hudson Municipal Code.

Section 2. Safety Clause. The Town Board of Trustees hereby finds, determines, and declares that this ordinance is promulgated under the general police power of the Town of Hudson, that it is promulgated for the health, safety, and welfare of the public, and that this ordinance is necessary for the preservation of health and safety and for the protection of public convenience and welfare. The Board of Trustees further determines that the ordinance bears a rational relation to the proper legislative object sought to be attained.

Section 3. Severability. If any clause, sentence, paragraph, or part of this ordinance or the application thereof to any person or circumstances shall for any reason be adjudged by a court of competent jurisdiction invalid, such judgment shall not affect application to other persons or circumstances.

Section 4. Effective Date. This Ordinance shall become effective thirty (30) days after final publication.

INTRODUCED, READ IN FULL, AND ADOPTED this 1ST day of December, 2010.



[Signature]

TOWN OF HUDSON, COLORADO

[Signature]

Neal Pontius, Mayor

Linnette Barker, CMC, Town Clerk

~~2010~~ ²⁰¹¹ PASSED ON SECOND AND FINAL READING this 5th day of January,
AND ORDERED PUBLISHED ONCE IN FULL.




TOWN OF HUDSON, COLORADO




Neal Pontius, Mayor

ATTEST:



Linnette Barker, CMC, Town Clerk

APPROVED AS TO FORM:



Corey Y. Hoffmann, Town Attorney