

ORDINANCE

AN ORDINANCE OF THE CITY OF MANITOU SPRINGS, COLORADO, REPEALING AND REENACTING SECTION 9.24.070 AND SECTION 10.04.030 OF THE MANITOU SPRINGS MUNICIPAL CODE REGARDING MAXIMUM PENALTIES FOR VIOLATIONS

WHEREAS, the City Council desires to revise the maximum penalties allowed in the Manitou Springs Municipal Court for violations of traffic ordinances and for violations of the ordinances prohibiting possession of marijuana and public consumption of marijuana.

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

Section 1: Section 9.24.070 of the Manitou Springs Municipal Code is hereby amended to read as follows:

Section 9.24.070 - Violation-Penalty.

Violation of this chapter is punishable by a fine of up to two thousand six hundred fifty dollars (\$2,650.00), except that the minimum penalty for a violation of Section 9.24.040 (procuring marijuana for minors and sales to minors) shall be one thousand dollars (\$1,000.00).

Section 2: Section 10.04.030 of the Manitou Springs Municipal Code is hereby amended to read as follows:

Section 10.04.030 - Violations – Penalties.

It is unlawful for any person to violate any of the provisions of this Chapter or of the Model Traffic Code adopted hereby. Any person convicted of any provision of this Chapter shall be subject to a fine of up to two thousand six hundred fifty dollars (\$2,650.00).

Section 3: 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 City Council hereby declares that it would have passed this ordinance and each part or parts hereof irrespective of the fact that any one part or parts be declared unconstitutional or invalid.

Section 4: This ordinance is deemed necessary for the protection of the health, welfare and safety of the community.

Passed on first reading and ordered published this 1st day of December, 2015.

/s/ Donna Kast
City Clerk

A Public Hearing on this ordinance will be held at the December 15, 2015, City Council meeting. The Council Meeting will be held at 7:00 P.M. at City Hall, 606 Manitou Avenue, Manitou Springs, Colorado.

Ordinance Published: December 3, 2015 (in full)
City's Official Website and City Hall

Passed on Second Reading and Ordered Published this 15th day of December, 2015.

Approved: /s/ Marc A. Snyder
Mayor and City Council

Attest: /s/ Donna Kast
City Clerk

Ordinance Published: December 17, 2015 (in full)
City's Official Website and City Hall