

ORDINANCE

AN ORDINANCE AMENDING CHAPTER 10.12 OF THE MANITOU SPRINGS MUNICIPAL CODE TO SET A TWO HOUR PARKING LIMIT IN THE 0-99 BLOCK OF RUXTON AVENUE AND TO REQUIRE THE RELOCATON OF ALL PARKED VEHICLES IN THIS BLOCK AFTER EXPIRATION OF THE INITIAL TIME LIMIT.

WHEREAS, upon request of the businesses in the first block of Ruxton Avenue, the Parking Authority Board has recommended that City Council enact a two-hour maximum time limit for parking vehicles in on-street spaces in the 0-99 Block of Ruxton Avenue;

WHEREAS, the City Council, after consideration of the Parking Authority Board's recommendation, finds it is in the public's best interest to set the requested time limit and to require vehicles to be moved from a parking space after the time-limit has expired; and

WHEREAS, the City Council finds that such parking restrictions will increase turnover of the limited, available parking spaces adjacent to the businesses in this area and encourage longer-term parkers to utilize off-street parking lots.

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

Section 1: Section 10.12.010.A, *Metered and Regulated Parking*, of the Manitou Springs Municipal Code is hereby amended by the addition of a new Subsection 4 to read as follows:

4. Time Limited Parking in the First Block of Ruxton Avenue

a. In the 0-99 block of Ruxton Avenue, between seven a.m. and eight p.m.: (1) no vehicle shall be parked more than once in an on-street parking space; and (2) the maximum on-street parking duration shall be two hours.

b. The fee for on-street parking in the 0-99 block of Ruxton Avenue shall be paid at the kiosk located in such block. Payment at another kiosk location shall not constitute valid payment.

c. The parking fee payable for the allowed parking, up to two consecutive hours shall be paid at the kiosk located in the 0-99 block of Ruxton Avenue. Obtaining a receipt at another kiosk location will not constitute a valid payment within 0-99 block of Ruxton Avenue.

Section 2: 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 3: The repeal or modification of any provision of Manitou Springs Municipal Code by this ordinance shall not release, extinguish, alter, modify or change in whole or in part any penalty, forfeiture or liability, either civil or criminal, which shall have been incurred under such provision. Each provision shall be treated and held as still remaining in force for the purpose of sustaining any and all proper actions, suits, proceedings and prosecutions for enforcement of the penalty, forfeiture or liability, as well as for the purpose of sustaining any judgment, decree or order which can or may be rendered, entered or made in such actions, suits, proceedings or prosecutions.

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

Section 5: This ordinance shall take effect five (5) days after final approval on second reading and publication.

Section 6: This ordinance will sunset on February 1, 2017; making it null and void.

Passed on first reading and ordered published this 28th day of June, 2016.

/s/ Donna Kast
City Clerk, Donna Kast

A Public Hearing on this ordinance will be held at the July 5, 2016, City Council meeting. The Council Meeting will be held at 6:00 P.M. at City Hall, 606 Manitou Avenue, Manitou Springs, Colorado.

Ordinance Published: June 30, 2016 (in full)
City's Official Website and City Hall

Passed on second reading and ordered published by City Council this 5th day of July, 2016.

/s/ Nicole Nicoletta
Mayor, Nicole Nicoletta

Attest: /s/ Donna Kast
City Clerk, Donna Kast

Ordinance Published: July 7, 2016 (in full)
City's Official Website and City Hall