

ORDINANCE

AN ORDINANCE AMENDING SECTION 10.12.010(A)(4) OF THE MANITOU SPRINGS MUNICIPAL CODE TO PERMANENTLY EXTEND THE TWO-HOUR PARKING LIMIT FOR ON STREET PARKING IN THE 0-99 BLOCK OF RUXTON AVENUE

WHEREAS, via Ordinance 2216, enacted on July 5, 2016, the City Council established a two-hour parking limit for on-street spaces in the 0-99 Block of Ruxton Avenue;

WHEREAS, Ordinance 2216 included a sunset provision making it null and void after February 1, 2017; and

WHEREAS, the City Council, after consideration of the Parking Authority Board's recommendation that this limit be made permanent, desires permanently enact the aforementioned parking restriction.

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

Section 1: Section 10.12.010(A)(4) of the Manitou Springs Municipal Code is hereby amended to read as follows:

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

a. It is unlawful for any person to park or direct another person to park a vehicle in an on-street parking space in the 0-99 block of Ruxton Avenue for a period of more than two consecutive hours between seven a.m. and eight p.m., seven days a week.

b. Upon expiration of the initial, two hour parking period, and unless permission from authorized City personnel has been granted, a vehicle shall be moved from the on-street parking space. No person, after having vacated a time-restricted parking space, shall return and park or direct another person to return and park the same vehicle in the same space or any other on-street parking space within the 0-99 block of Ruxton Avenue on either side of the street for a minimum of two hours after such vehicle has been moved.

c. The parking fee payable for the permitted 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.

Passed on first reading and ordered published this 7th day of March, 2017.

/s/ Donna Kast
City Clerk, Donna Kast

A Public Hearing on this ordinance will be held at the March 21st, 2017, 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: March 9th, 2017 (in full)
City's Official Website and City Hall

Passed on second reading and approved by City Council this 21st day of March, 2017.

/s/ Nicole Nicoletta
Mayor, Nicole Nicoletta

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

Ordinance Published: March 23, 2017 (in full)
City's Official Website and City Hall