

ORDINANCE

AN ORDINANCE OF THE CITY OF MANITOU SPRINGS, COLORADO, AMENDING TITLE 10 OF THE MANITOU SPRINGS MUNICIPAL CODE BY THE ADDITION OF A NEW CHAPTER 10.02 CONCERNING THE DUTIES AND RESPONSIBILITIES OF THE TRAFFIC ENGINEER

WHEREAS, the City has determined that it is necessary to create an office of Traffic Engineer and set forth his or her duties to ensure the orderly regulation of traffic on City streets; and

WHEREAS, the City Council wishes to amend Title 10 of the Manitou Springs Municipal Code by the addition of a new Chapter 10.02 to establish the office and duties of the Traffic Engineer.

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

Section 1: Title 10 of the Manitou Springs Municipal Code is hereby amended by the addition of a new Chapter 10.02 as follows:

Chapter 10.02 – TRAFFIC ENGINEER

10.02.010 – Traffic Engineer – Office established.

The office of Traffic Engineer is hereby established. The Public Services Director, or a designee, shall serve in the capacity as Traffic Engineer.

10.02.020 – Traffic Engineer – General powers and duties.

- A. The Traffic Engineer shall exercise the powers and duties with respect to traffic as provided in this chapter.
- B. It shall be the general duty of the Traffic Engineer to determine the location, installation, operation and maintenance of traffic-control devices and signals in accordance with all codes and regulations adopted by the City and the general guidance set forth in the Manual on Uniform Traffic Control Devices ("MUTCD"), as may be adopted and amended, to conduct analyses of traffic accidents and to recommend and devise remedial measures, to conduct investigations of traffic conditions, to plan the operation of traffic on the streets and highways of this City, review development proposals for traffic-related impacts, and carry out those duties and responsibilities imposed by ordinances and resolutions of the City and directions of the City Council and the City administrator.

- C. In the execution of his or her powers and duties, the Traffic Engineer will cooperate with other City departments such as Police, Fire, Planning and Parking, as applicable and appropriate in the development of ways and means to improve traffic conditions. The Traffic Engineer may seek the advice of a professional, licensed traffic engineering consultant as he or she deems necessary and desirable.

10.02.030 – Traffic Engineer – Requests by the Public.

Members of the public may request changes to or studies of any of the items within the powers and duties of the Traffic Engineer. Such requests shall be submitted on a form provided for this purpose with information determined necessary and accompanied by payment of a submittal fee as set by the City Council.

10.02.040 – Traffic Engineer – Authority – Studies.

The Traffic Engineer is hereby authorized to:

- A. Conduct and/or review studies of traffic and transportation impacts including, but not limited to, noise pollution, air pollution, and community disruption;
- B. Conduct and/or review studies of traffic, traffic collisions, congestion and other conditions affecting the safe and convenient use of streets, alleys and municipally owned or operated public parking areas;
- C. Collect facts regarding the effect and operation of regulations controlling street or alley traffic;
- D. Study means for the facilitation of traffic along existing routes;
- E. Prepare traffic-flow maps and plans, including those relating to event-related road closures and detours;
- F. Establish and oversee staffing plans as necessary to ensure the impacts associated with road closures, detours, and other like disruptions to normal traffic flow are properly mitigated either through reliance on available municipal staff or through the utilization of outside resources when necessary;
- G. Conduct studies concerning the utilization of street or alley curb space; and

- H. Conduct such other similar studies relating to traffic and transportation as may be requested by the City Administrator or members of the public.

10.02.050 – Traffic Engineer – Authority – Review and recommend.

It shall be the responsibility of the Traffic Engineer, when necessary, to:

- A. Review and make recommendations on all applications for street vacations, rezones, variances, conditional use permits and plats with respect to the effect on traffic and transportation;
- B. Review and make recommendations on all designs, drawings and plans prepared by any department or agency of the City for the construction, major modification or location of any public building, park, or recreational area, or other structure which may affect the movement of traffic;
- C. Recommend and review plans for traffic and transportation improvements;
- D. Prepare and approve traffic-control layout and detour plans;
- E. Review and make recommendations regarding transit routes in the City;
- F. Review and make recommendations concerning pedicab and horse carriage routes;
- G. Review and make recommendations concerning all applications for residential building permits regarding facilitation of traffic with respect to new or existing driveways; and
- H. Review and make recommendations concerning all applications for commercial driveways regarding facilitation of traffic with respect to the size, number and location of such commercial driveways.

10.02.060 – Traffic Engineer – Authority – Special zones.

Based on traffic engineering investigations and studies, the Traffic Engineer is authorized to:

- A. Determine the location of and establish stage zones and bus zones;

- B. Determine the location of and establish vehicle loading zones pursuant to section 10.12.010(D), when upon investigation it appears that there are no alley entrances or other similar means of approach to buildings or property and that congested traffic conditions require such zones for the purpose of loading or unloading, and in each case to fix the hours during which such zones shall be maintained open for the purpose intended;
- C. Determine the location of and establish taxicab, pedicab and other for-hire car stands;
- D. Determine the location of and establish pedestrian zones; and
- E. Determine the location of and establish other special zones as may be deemed necessary.

10.02.070 – Traffic Engineer – Authority – Parking.

Based on traffic engineering investigations and studies, the Traffic Engineer is authorized to:

- A. Determine upon what streets or alleys or portions thereof vehicles shall be angle parked, as distinguished from parallel parked, and indicate the same by marks or signs placed in such streets or alleys, or portions thereof;
- B. Determine the location of and establish time-limit regulations for unpaid parking;
- C. Determine upon what streets or alleys or portions thereof stopping, standing or parking of vehicles shall be prohibited at certain times, or entirely;
- D. Advise the Transportation and Parking Board and the City Council on the establishment of parking regulated by parking payment devices, and the time limit for parking therein;
- E. Advise the Transportation and Parking Board and the City Council with respect to restricted parking zones, rules and regulations for the use of restricted parking zones, and the issuance, use and revocation of permits in restricted parking zones; and
- F. Review and process applications for ADA parking spaces designation per section 10.12.012.

10.02.080 – Traffic Engineer – Authority – Regulations.

The Traffic Engineer is authorized to:

- A. Draft and recommend traffic rules and regulations;
- B. Supervise the movement of all heavy and wide equipment on the streets and alleys of the City;
- C. Designate and have charge of the routing and passenger stops of all stages entering, passing through or operating over the streets or alleys of the City;
- D. Determine locations at which all vehicles or a class of vehicles shall either make or not make turns or other movements, or shall not use certain streets or alleys;
- E. Develop and public requirements for traffic controls for in-street work which sets forth the guidelines for the methods and devices to be used for safeguarding and controlling traffic at and near work in streets or alleys;
- F. Designate alleys and sections of streets for one-way traffic;
- G. Determine and designate streets, parts of streets, or specific lanes thereon upon which vehicular traffic, regardless of the centerline of the roadway, shall proceed in one (1) direction during a given period and in the opposite direction during another period of the day and shall place and maintain appropriate markings, signs, or other devices to give notice thereof;
- H. Decrease the maximum speed allowed upon any street from those established by ordinance by the City Council, where, on the basis of a traffic investigation it is determined that such maximum speed is greater than is reasonable or safe under the conditions found to exist on any street.

10.02.090 – Traffic Engineer – Authority – Traffic-control devices.

The Traffic Engineer is authorized to:

- A. Determine design, specifications, and placement for the operation of all traffic-control devices including, but not limited to, those traffic-control devices specifically mentioned in this subsection;
- B. Determine and designate the points of stop, and shall order the placement of a stop sign in each and every street intersecting the

arterial street system unless traffic at any such intersection is controlled at all times by traffic signals, or unless the intersecting street is a one-way street designated for travel away from the arterial street; provided, that when the findings of a traffic engineering study show that the condition of an intersection is such that vehicles may safely enter the arterial street without stopping, the Traffic Engineer may order the placement of a "yield" sign;

- C. Determine and order the marking of crosswalks at intersections or at such other places where deemed appropriate for the identification of the crossing location;
- D. Determine and order the closure of certain crosswalks to pedestrians;
- E. Determine and order the marking of traffic lanes upon the roadway of any street or alley;
- F. Determine and order the designation of a two-way left-turn lane on a roadway;
- G. Determine and order the placement of curbs, buttons, paint lines or other devices to form islands or barriers upon the roadway to channel and control traffic;
- H. Order the placement of signs at all arterial street entrances to the City indicating that the speed limit on arterial streets is twenty-five (25) miles per hour and the placement of signs along all arterial streets upon which the maximum speed limit has been increased above twenty-five (25) miles per hour;
- I. Determine and order the designation of no-passing zones;
- J. Determine and order the placement of traffic-control devices indicating the course to be traveled by turning vehicles;
- K. Order the placement at the ends of designated streets, alleys, bridges or elevated structures, signs setting forth specified maximum load limits allowed on such streets, alleys, bridges or elevated structures or notice of closure as it is determined conditions warrant;
- L. Determine and order the placement of official traffic-control devices when and as required to make effective the provisions of this subsection, and order the placement of such additional official

traffic-control devices as may be deemed appropriate to regulate, warn, or guide traffic;

- M. Determine the placement of official traffic-control devices as may be deemed appropriate to regulate, warn, or guide traffic for construction, detours, emergencies, and special conditions;
- N. Determine the streets where the use of compression brakes shall be prohibited, devise signs prohibiting their use, and place the signs at the appropriate locations; and
- O. Determine and make recommendations concerning street and municipal parking lot lighting needs for traffic and public safety and coordinate with the City's street lighting provider.

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: 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 5th day of December, 2017.

/s/ Donna Kast
City Clerk, Donna Kast

A Public Hearing on this ordinance will be held at the December 19, 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: December 7, 2017 (in full)
City's Official Website and City Hall

Passed on second reading and approved by Council this 19th day of December, 2017.

/s/ Nicole Nicoletta
Mayor, Nicole Nicoletta

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

Ordinance Published: December 21, 2017 (in full)
City's Official Website and City Hall

