

**TOWN OF PARACHUTE
ORDINANCE NO. 714-2017**

AN ORDINANCE OF THE TOWN OF PARACHUTE, COLORADO, AMENDING SECTION 7.10.200 AND ADOPTING ADMINISTRATIVE FEES FOR THE PARACHUTE MUNICIPAL COURT.

WHEREAS, the Town of Parachute (“Parachute” or the “Town”) is a home-rule municipality organized under Article XX of the Colorado Constitution and with the authority of the Parachute Home Rule Charter; and

WHEREAS, the Parachute Municipal Court is a court of record established pursuant to the laws of the State of Colorado, the Parachute Home Rule Charter, and Parachute Municipal Code; and

WHEREAS, the Town Board of Trustees is authorized to set administrative court fees to provide for the cost and expenses to the Town of operating the Parachute Municipal Court; and

WHEREAS, the Board of Trustees finds and believes that it is in the interest of the public health, safety, and welfare to fix the Parachute Municipal Court administrative fees to better align with current economics and costs of operation.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF PARACHUTE, COLORADO THAT:

Section 1. Recitals. The foregoing recitals are incorporated herein as if set forth in full.

Section 2. Code Amendment. Section 7.10.200 of the Parachute Municipal Code is hereby amended as follows, with double underlined text added and ~~strike through language~~ deleted:

7.10.200 Court fees and costs.

All Court fees and costs lawfully assessed shall be paid to the Town. If any private person complainant, in any action before the Municipal Court, requests dismissal of the prosecution of said action, or is willfully absent from trial or fails to appear at trial after being subpoenaed and said action is dismissed, the Court may enter judgment against the private person complainant for all applicable fees and costs.

A docket fee, as set forth in Appendix A of this Code, ~~in the amount of twenty dollars (\$20.00)~~ shall be charged in all proceedings before the Municipal Court, which shall be paid by the defendant upon conviction or if the defendant is granted a deferred judgment and sentence or a deferred prosecution. A separate docket fee shall be charged upon the filing of a complaint alleging violation of probation or a deferred sentence and judgment.

All other administrative court fees shall be approved by resolution of the Board of Trustees upon recommendation of the Municipal Judge. These additional fees and charges are intended to recoup the cost and expenses to the Town for the handling of criminal cases, and may include, but are not limited to, jury fees, witness fees, fees and mileage for jurors, costs for the preparation of a deferred judgment and sentence or deferred prosecution, costs for preparation of appeal documents, the issuance of a bench warrant, an incarceration fee, and the cost for any returned check or a convenience fee for any alternative form of payment such as the use of a credit or debit card.

Section 3. Adoption of Fee Schedule. The Board of Trustees for the Town of Parachute hereby adopts the Parachute Municipal Court Administrative Fees as shown on the attached **Exhibit A**, incorporated herein by this reference.

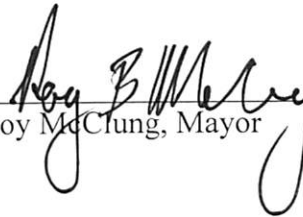
Section 4. Effective Date. The fee schedule shall have an effective date beginning on January 1, 2017.

INTRODUCED, READ, PASSED, ADOPTED, AND ORDERED PUBLISHED BY TITLE ONLY by a vote of 5 to 0 of the Board of Trustees of the Town of Parachute, Colorado at its regular meeting held on the 19th day of January 2017.



By:

**BOARD OF TRUSTEES OF THE TOWN
OF PARACHUTE, COLORADO**



Roy McClung, Mayor

ATTEST:



Lucy Cordova, Town Clerk

PUBLIC NOTICE

Public notice is hereby given that an Ordinance entitled:

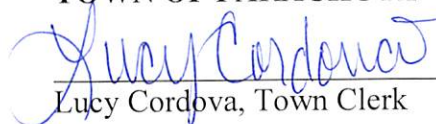
AN ORDINANCE OF THE TOWN OF PARACHUTE, COLORADO, AMENDING SECTION 7.10.200 AND ADOPTING ADMINISTRATIVE FEES FOR THE PARACHUTE MUNICIPAL COURT

was introduced before the Board of Trustees on January 19th, 2017; that a copy of said Ordinance is posted at Town Hall; and that the Ordinance was approved at a regular meeting of the Board of Trustees held on January 19th, 2017, and approved by the Mayor on January 19th, 2017.

Copies of the adopted ordinance are available for inspection at the Town Hall, Parachute, Colorado and available on the internet at <http://www.parachutecolorado.com>.

Dated this 19th day of January 2017.

TOWN OF PARACHUTE



Lucy Cordova, Town Clerk