

**TOWN OF PARACHUTE
ORDINANCE NO. 726-2017**

AN ORDINANCE OF THE TOWN OF PARACHUTE, COLORADO, AMENDING SECTION 7.10.190 OF THE PARACHUTE MUNICIPAL CODE CONCERNING PENALTY ASSESSMENT PROCEDURE

WHEREAS, Section 7.10.190 of the Parachute Municipal Code (the “Code”) sets forth the procedure for issuing penalty assessments for noncriminal municipal or traffic offenses;

WHEREAS, subsection H states that the date for a notice to appear specified in a penalty assessment citation shall be at least 14 days, but not more than 45 days after such citation;

WHEREAS, Colorado statute sets the appearance date as at least 30 days but not more than 90 days from the date the penalty assessment notice is served;

WHEREAS, to allow for more efficient and flexible administration of penalty assessments and appearance dates, and to better align the Code with Colorado statute, the Board of Trustees wishes to amend the Section 7.10.190 regarding appearance dates for a penalty assessment citation; and

WHEREAS, the Board of Trustees find that the amendments in this Ordinance are in the best interests of the Town.

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

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

Section 2. Section 7.10.190.H of the Parachute Municipal Code is hereby amended as follows, with additions shown in **bold, underlined text** and ~~strike-through language~~ deleted:

7.10.190 Noncriminal municipal or traffic offenses – Procedure.

H. The time specified in the notice to appear shall be at least ~~fourteen (14)~~**thirty (30)** days, but not more than ~~forty-five (45)~~**ninety (90)** days after such citation, unless otherwise provided by law or the person cited requests an earlier hearing.

Section 3. If any provision of this Ordinance is found to be unconstitutional or unlawful, such finding shall only invalidate that part of portion found to violate the law. All other provisions shall be deemed severable and shall continue in full force and effect.

INTRODUCED, READ, PASSED, ADOPTED, AND ORDERED PUBLISHED BY TITLE ONLY by a vote of 6 to 0 of the Board of Trustees of the Town of Parachute, Colorado at a regular meeting held at Town Hall in the Town of Parachute, Colorado, on the 20 day of April, 2017 and approved by the Mayor on the 20 day of April, 2017.



BOARD OF TRUSTEES OF THE TOWN OF PARACHUTE, COLORADO

By: _____

Roy B. McClung
Roy McClung, Mayor

ATTEST:

Lucy Cordova
Lucy Cordova, Town Clerk

PUBLIC NOTICE

Public notice is hereby given that an Ordinance entitled:

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was introduced before the Board of Trustees on April 20, 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 April 20, 2017, and approved by the Mayor on April 20, 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 20 day of April, 2017.

TOWN OF PARACHUTE



Lucy Cordova, Town Clerk