

Recorded at 9:55 O'clock A. M. JUN 1 1 1991

Reception No. 401642 Dorothy L. Struble, Recorder Routt County, CO *n/c*

BOOK 663 PAGE 1576

ORDINANCE #91-2  
AMENDING SNOWMOBILE ORDINANCE #88-1

An ordinance providing for the establishment of rules and regulations for the operation of snowmobiles on certain designated public roads in Routt County, State of Colorado.

WHEREAS, the Board of County Commissioners for Routt County, State of Colorado is authorized, pursuant to C.R.S. 33-14-110(j)(f), 30-15-401(1)(h) and 30-15-401(2)(a), to enact an ordinance establishing snowmobile routes and to permit the operation of snowmobiles on county roads; and

WHEREAS, the Board deems this proposed ordinance to be in the best interest of the citizens of Routt County; and

NOW, THEREFORE, BE IT ORDAINED by the Board of County Commissioners of Routt County, State of Colorado that Routt County Ordinance #88-1 be amended and enacted as follows:

1. DEFINITIONS: All terminology used in this ordinance which relates to snowmobiles shall conform to the definitions set forth in C.R.S. 33-14-101.

2. APPLICATION: This ordinance shall apply exclusively to snowmobiles and shall not apply to any other motorized vehicle and shall not apply to all-terrain vehicles. This ordinance shall only apply to snowmobiles when operated on the below designated portions of Routt County Road #129 and Routt County Road 62.

3. ROADS: Routt County Road #129 from the junction of Routt County #129 and U.S.F.S. Road #550 South to the junction of Routt County Road 129 and Routt County Road #62 at Clark, Colorado in Section 28, Township 9 North, Range 85 West of the 6th P.M., and Routt County Road #62 from the easterly boundary of Captains Cove Subdivision in the SE4 Section 36, Township 10 North, Range 86 West of the 6th P.M. to the junction of Routt County Road 129 in Section 19, Township 10 North, Range 85 West of the 6th P.M., northwest of the Town of Hahn's Peak, shall be open for use by snowmobiles pursuant to this ordinance.

4. SEASONAL USE: The above referenced roads shall be open for use by snowmobiles from December 1 to April 1 annually.

5. YIELD: All snowmobiles shall yield the right-of-way to all other traffic but shall otherwise be operated in accordance with all federal, state and local motor vehicle laws, unless specifically stated otherwise herein.

6. SPEED LIMIT: The speed limit for snowmobiles shall be that speed limit governing other motor vehicles unless otherwise posted.

7. NOISE: All snowmobiles shall be equipped with an adequate muffler in constant operation and properly maintained to prevent engine noise in excess of the noise levels permitted for motor vehicles under C.R.S. 25-12-

106 and C.R.S. 25-12-107.

8. TOWING: No toboggans, inner tubes or sleds which are not specifically designed by the manufacturer for use with snowmobiles shall be towed by a snowmobile. No non-rigid towing devices shall be permitted behind snowmobiles. This section shall not apply to the towing of disabled snowmobiles in compliance with Colorado Law, or to the use of snowmobiles in emergency operations when authorized by the Routt County Sheriff's Department.

9. LIGHTS: All snowmobiles shall be equipped with a lighted headlamp and a lighted taillamp with a brakelight at all times.

10. REGISTRATION: All snowmobiles shall be registered in accordance with C.R.S. 33-14-102. All snowmobiles shall display the Colorado registration number or the registration number of the state of origin.

11. DRIVING: All snowmobiles shall be driven in single file and be operated as far to the right shoulder of the road as possible.

12. COLORADO STATE STATUTES: In addition to this ordinance, all snowmobiles shall be operated in accordance with all applicable Colorado State laws, including the Model Traffic Code as adopted by Routt County. Pursuant to Section 21-5(c) of the Model Traffic Code, snowmobiles may be governed by the Model Traffic Code.

13. ACCIDENT REPORTING: The operator of any snowmobile involved in an accident resulting in bodily injury or property damage shall, after complying with C.R.S. 42-4-1402 and C.R.S. 42-4-1403 regarding notice, information and aid, immediately report any such accident to the local law enforcement officials and the Colorado Division of Parks and Outdoor Recreation.

14. OFFENSES: In addition to violating this ordinance or the rules, regulations and statutes referred to above, the following acts shall be unlawful while operating a snowmobile:

- a. eluding law enforcement officials,
- b. operating a snowmobile in a reckless or careless manner,
- c. operating a snowmobile while under the age of 16 unless accompanied by or under the direct supervision of a person over the age of 16.

15. IMPOUNDMENT: The operation of a snowmobile in violation of this ordinance or any Colorado State Statute may result in the impoundment by the local law enforcement officials or the Division of Parks and Outdoor Recreation of such snowmobile. All costs of impoundment, including towing and storage, shall be the responsibility of the snowmobile owner.

16. PENALTIES AND FINES: Pursuant to the authority granted in Section 22-1(b) (Fines) of the Model Traffic Code as enacted by Routt County, and C.R.S. 16-2-201, the following penalty and fine assessment schedule shall be in effect for first offenses of the indicated section of this ordinance:

<u>SECTION</u>	<u>OFFENSE</u>	<u>FINE/PENALTY</u>
4	Out of season use	\$25.00
5	Failure to yield right-of-way	\$25.00
6	Speeding 0-19 mph over the posted speed limit	\$25.00
	Speeding 20 mph or greater over the posted speed limit	Mandatory Court Appearance
7	Exceeding permitted noise levels	\$25.00
8	Violating towing regulations	\$25.00
9,10,11	Violating lighting, registration or single file regulations	\$25.00
13,14a	Failure to report an accident or eluding law enforcement officials	Mandatory Court Appearance
14b	Reckless or careless	\$25.00


For any violation of an offense not listed in the schedule above, the court may impose such fines and penalties as are allowed under Colorado State Law, not to exceed \$300.00.

17. BONDS: Pursuant to Section 22-7(Bonds) of the Model Traffic Code as enacted by Routt County, a bond of \$150.00 shall be required for violations in which a mandatory court appearance is required and no County Court Judge is available to assess a bail bond.


Upon motion duly made, seconded and adopted this 4<sup>th</sup> day of June 1991, this amended Ordinance shall become effective thirty (30) days after final date of publication on June 13, 1991.

BY THE BOARD OF COUNTY COMMISSIONERS OF ROUTT COUNTY, STATE OF COLORADO

ATTEST:

  
Dorothy Struble, Clerk & Recorder

SIGNED:

  
L. Dennis Fisher, Chairman



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VOTE TO ADOPT: L. Dennis Fisher: Aye Nay Absent Abstain  
 Randy Taylor: Aye Nay Absent Abstain  
 Robert A. Dorr: Aye Nay Absent Abstain

CERTIFICATE AND ATTESTATION

I, Dorothy L. Struble, Routt County Clerk & Recorder, do hereby certify and attest that the amendments to the foregoing Ordinance #88-1 were initially published in the Steamboat Pilot, a newspaper having general circulation within the limits of Routt County, on May 7, 1991, prior to adoption of said amended Ordinance.

The title of said amended Ordinance was first read by the Board of County Commissioners on April 25, 1991.

The second reading was June 4, 1991, at which time said amended Ordinance was adopted. A notice of adoption will appear in the Steamboat Pilot on June 13, 1991.



Dorothy L. Struble  
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 ROUTT COUNTY CLERK & RECORDER