

BOARD OF COUNTY COMMISSIONERS
OF GUNNISON COUNTY

ORDINANCE NO. 1

AN ORDINANCE ESTABLISHING PARKING REGULATIONS AT THE GUNNISON COUNTY AIRPORT AND ESTABLISHING A PENALTY FOR VIOLATIONS THEREOF.

BE IT ORDAINED by the Board of County Commissioners of Gunnison County, Colorado:

Section 1 - Title.

The title of this ordinance shall be the "Gunnison County Airport Parking Ordinance".

Section 2 - Applicability.

This ordinance shall apply to the parking of vehicles on that public property designated by the Board of County Commissioners as the Gunnison County Airport which shall include the runways, taxiways, aprons, terminals and terminal parking lots associated with such airport.

Section 3 - Official Parking Control Maps; Signs.

(a) The Board of County Commissioners shall prepare two duplicate original copies of a map which shall include designations of the restricted parking areas authorized herein. One copy shall be kept at the office of the airport manager and the second copy shall be available for public inspection at the office of the county clerk and recorder. Such maps shall be of sufficient scale to determine the location of the designated areas and may be amended from time to time by the airport manager. Restricted areas shall be signposted in an appropriate manner, except as provided in Sections 5 and 7 of this ordinance.

(b) Where required by this ordinance, the airport manager shall place or caused to be placed, at appropriate locations, signs which identify those parking restrictions imposed by this ordinance and the parking control maps provided for in Section 3 of this ordinance.

Section 4 - Parking Restrictions Authorized.

The following restricted parking areas are hereby authorized within the Gunnison County Airport, but not within the security area:

- (a) Loading/unloading only; 5-minute maximum
- (b) Bus parking only
- (c) Police cars only
- (d) Handicapped parking only
- (e) Employee parking only
- (f) Rental car parking only
- (g) Public parking for 72 hours or less
- (h) Public parking in excess of 72 hours; fee charged.

Section 5 - Vehicle Restrictions Within Security Area.

(a) Except for authorized vehicles bearing a security clearance sticker issued by the airport manager, no vehicle shall be parked or left unattended within the designated security area of the airport.

(b) Except for authorized vehicles bearing a security clearance sticker issued by the airport manager, no vehicle shall be driven into the security area of the airport except for the purpose of loading or unloading passengers or freight from aircraft parked in the general aviation parking apron.

Section 6 - Signs Required; Presumption of Legality.

(a) Except as provided in Sections 5 and 7, no provision of this ordinance shall be enforced against an alleged violator if at the time and place of the alleged violation an official sign is not in proper position and sufficiently legible to be seen by an ordinarily observant person.

(b) Whenever official parking control signs are placed in position approximately conforming to the requirements of this ordinance, such devices shall be presumed to have been placed by the official act of the proper governmental authority.

Section 7 - No Signs Required; Parking Restrictions.

No person shall stop, stand or park a vehicle except when necessary to avoid conflict with other traffic or in compliance with directions of a police officer or traffic control device, in any of the following places:

- (a) On a sidewalk
- (b) Within 15 feet of a fire hydrant
- (c) On a crosswalk
- (d) Within 15 feet of a driveway serving an emergency entrance to the security area
- (e) At any place where official signs prohibit stopping, standing or parking.

Section 8 - Parking Time Limit; No Fee.

Except as otherwise provided in this ordinance, any person may park a vehicle in a properly designated parking area at the airport for a period not to exceed 72 hours without penalty or assessment of parking fee.

Section 9 - Establishment of Parking Fees.

There is hereby authorized and established a parking fee which shall be assessed at a rate of not more than \$5.00 per vehicle per day for each vehicle parked in designated fee areas at the Gunnison County Airport. The amount of such fee shall be as is established by resolution of the Board of County Commissioners of Gunnison County.

Section 10 - Unlawful Acts; Penalties.

It shall be unlawful for any person to stop, park or leave unattended any vehicle within the boundaries of the Gunnison County Airport in a manner that violates the provisions of this ordinance. Any person who is convicted of a violation of this ordinance shall be punished according to the following schedule of fines:

- (a) For violation of sections 4(a), 4(b), 4(c) or 4(d):
\$15.00 for each violation
- (b) For violation of sections 4(e), 4(f), 4(g) and 4(h):
\$10.00 for each violation

- (c) For violation of any part of sections 5 or 7: \$20.00
for each violation

Each day's violation shall constitute a separate offense.

Section 11 - Disposition of Fines and Fees.

Parking fees shall be paid in accordance with posted instructions. All fees and fines collected under this ordinance shall be paid into the Airport Operations Fund of Gunnison County.

Section 12 - Notice on Illegally Parked Vehicle.

Whenever any motor vehicle without driver is found parked or stopped in violation of any of the restrictions imposed by this ordinance, the officer finding such vehicle shall take its registration number and may take any other information displayed on the vehicle which may identify its user and shall conspicuously affix to such vehicle a penalty assessment notice, on the form authorized in this ordinance, directing the driver thereof to respond to and answer the charge against him at a place and at a time specified in said notice.

Section 13 - Failure to Comply With Notice on Parked Vehicle.

If the driver or owner of an unattended motor vehicle charged with an apparent violation of the restrictions on stopping, standing or parking under the ordinance does not respond within the time specified in the penalty assessment notice affixed to such vehicle by appearance and payment at the traffic violations bureau or court having jurisdiction or by mailing payment by means of the United States mail, the clerk of said traffic violations bureau shall send another notice by mail to the registered owner of the vehicle to which the original notice was affixed warning him that in the event such notice is disregarded for a period of twenty days from date of mailing, a complaint will be filed and a warrant of arrest will be issued.

Section 14 - Presumption in Reference to Illegal Parking.

In any prosecution charging a violation of any provision of this ordinance governing the stopping, standing or parking of a vehicle, proof that the particular vehicle described in the complaint was parked in violation of any such regulation, together with proof that the defendant named in the complaint was, at the time of such parking, the registered owner of such vehicle, shall

constitute in evidence a prima facie presumption that the registered owner of such vehicle was the person who parked or placed such vehicle at the point where and for the time during which such violation occurred.

Section 15 - Person Charged May Elect to Appear at Bureau or Before Court.

(a) Any person charged with an offense or violation under this ordinance shall have the option of paying such fine within the time and at the place specified in said notice upon entering a plea of guilty and upon waiving appearance in court; or may have the option of depositing any required lawful bail, and upon a plea of not guilty, shall be entitled to a trial as authorized by law.

(b) Acceptance and payment of the prescribed fine as provided in section 15(a) shall constitute an acknowledgement of guilty by such person of his or her violation of the offense stated in said notice and shall be deemed a complete satisfaction for the violation; and said bureau, upon accepting the prescribed fine, shall issue a receipt to the violator acknowledging payment thereof.

INTRODUCED, READ AND ORDERED PUBLISHED IN FULL THIS 17th DAY OF March, 1981.

BOARD OF COUNTY COMMISSIONERS
OF GUNNISON COUNTY, COLORADO

By George E. Means
George E. Means, Chairman

ATTEST:

By Joanne M. Reiting
Joanne M. Reiting, Clerk

READ ON SECOND READING, ADOPTED AND ORDERED PUBLISHED BY THE TITLE ONLY THIS 14th DAY OF April, 1981.

BOARD OF COUNTY COMMISSIONERS
OF GUNNISON COUNTY, COLORADO

By George E. Means
George E. Means, Chairman

ATTEST:

By Joanne M. Reiting
Joanne M. Reiting, Clerk

CERTIFICATION

I hereby certify that the foregoing five pages constitute a complete and correct copy of an ordinance introduced at a regular meeting of the Board of County Commissioners of Gunnison County on the 17th day of March, 1981, and read in full. Said ordinance was thereafter published in full once each week for three successive weeks in the Gunnison Country Times, a newspaper of general circulation in Gunnison County, on the following dates: March 23, 1981; March 30, 1981; and April 6, 1981.

On the 14th day of April, 1981, said ordinance was read by title only, adopted by a majority vote of the Board of County Commissioners and was thereafter published by title only in the Gunnison Country Times on April 15, 1981.

SEAL


Clerk & Recorder of
Gunnison County, Colorado

Effective Date: May 15, 1981