

BOARD OF COUNTY COMMISSIONERS
OF GUNNISON COUNTY

ORDINANCE NO. 4

AN ORDINANCE CONCERNING THE REGULATION OF VEHICLE PARKING AT THE
GUNNISON COUNTY AIRPORT.

BE IT ORDAINED by the Board of County Commissioners of
Gunnison County, Colorado: That Ordinance No. 1 adopted March
17, 1981, and Ordinance No. 2 adopted April 6, 1982, are hereby
repealed and reenacted with amendments to read as follows:

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 cause to be
prepared two duplicate original copies of a map which shall
include designations of the restricted parking areas authorized
herein. Such map may contain multiple sheets or sections. One
copy shall be available for public inspection at the airport 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 cause to be placed, at appropriate

locations, signs which identify those parking restrictions imposed by this ordinance, the parking control maps provided for in Section 3 of this ordinance, and any resolutions adopted pursuant hereto.

Section 4 - Parking Restrictions Authorized.

Establishment and designation of the following types of restricted parking areas are hereby authorized within the Gunnison County Airport but not within the security area.

(a) Loading and unloading only. The Board may set specific time limits for parking in these areas and may restrict parts of such areas to use only by designated commercial carriers.

(b) Bus parking only. These areas may also be used by vans, limousines or other commercial carriers. Specific areas may be limited to use by specific carriers or users.

(c) Police cars only.

(d) Handicap parking only. Such spaces shall be utilized only for parking of motor vehicles displaying a placard or license plate issued to a handicapped person by the Colorado Department of Revenue.

(e) Employee parking only. Such areas shall be restricted to vehicles displaying a permit or other identification issued to tenants of, or employees of tenants of the Gunnison County airport terminal or employees of Gunnison County. Such spaces may be assigned to individual employers for the use of their employees.

(f) Rental car parking only. Specific spaces within these areas may be designated for use only by specific rental car companies or corporations.

(g) Short term public parking. The Board may, by resolution, establish a time limit for parking within these areas. Such time limit shall be not less than thirty minutes nor longer than two hours. No overnight parking shall be permitted in areas designated for short term public parking.

(h) Long term public parking. Areas designated for public parking but not designated as short term public parking shall be considered long term public parking. Areas not

otherwise specifically designated pursuant to subsections (a) through (g) shall be considered long term public parking.

Section 5 - Vehicle Restrictions Within Security Area.

(a) Security area defined. The security area of the Gunnison County Airport shall be that area enclosed within the airport perimeter fence and shall include all aircraft parking ramps or aprons, taxiways, runways, stopways, displaced thresholds, safety areas, hangars and hangar ramps.

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

(c) 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 on an aircraft parking apron or ramp.

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 or marking 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, crosswalk or other designated pedestrian way;

(b) Within 10 feet of a fire hydrant;

(c) In a street or other area intended for vehicular movement and not marked or signed for parking purposes;

(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 - Public Parking Fee Charged.

(a) Except as otherwise provided in this ordinance, or any resolution adopted pursuant hereto, no person shall park a vehicle in an area designated as a public parking area at the airport without first paying the parking fee assessed according to this ordinance or any resolution adopted pursuant hereto.

(b) In lieu of paying a parking fee as required by subsection (a) above, a person may display in the parked vehicle a permit, sticker or other evidence issued by Gunnison County that a monthly or annual parking fee has been paid for a period that includes the dates during which parking of the subject vehicle occurs.

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. Nothing contained herein shall be construed as requiring the Board to charge parking fees nor prohibiting the Board from permitting free parking in some areas and charging fees in other areas.

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 or 7: \$5.00 for each violation;

(b) For violation of any part of section 5: \$10.00 for each violation.

Each day's violation shall constitute a separate offense.

Section 11 - Disposition of Fines and Fees.

(a) 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.

(b) All fines for the violation of this ordinance collected by the County Court shall be paid to the County Treasurer no later than the 10th day of the month following the month in which such amount were paid to the Court. Such funds shall be identified as Airport Parking Ordinance fines.

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 license 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 a form authorized by the Board of County Commissioners, 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 - Response to Notice.

The driver or owner of an unattended motor vehicle charged with an apparent violation of this ordinance shall respond within the time specified in the penalty assessment notice affixed to such vehicle by:

(a) Payment of the appropriate fine by placing the proper amount in the envelope provided and depositing such envelope in the "violations" slot of the parking fee payment box located at the Gunnison County airport terminal or;

(b) appearance at the office of the clerk of the county court and payment to such clerk of the required fine plus court costs, or;

(c) mailing payment of the required fine by means of the United States mail or;

(d) appearance at the County Court in and for the County of Gunnison for the purpose of entering a plea of guilty or not guilty before the judge of such court. Upon trial, if the alleged offender is found guilty, the fine imposed shall be that fine specified in the notice.

If such person does not respond in the manner required by this ordinance, and fails to appear in person or by counsel at the place and time specified in the notice and a verified complaint has been filed, a bench warrant may be issued for his arrest.

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 vehicles 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 entering a plea of not guilty, and upon such plea 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 guilt 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

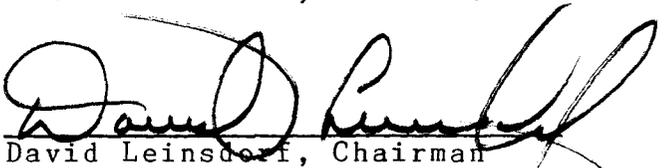
fine, shall issue a receipt to the violator acknowledging payment thereof.

Section 16 - Impoundment of Vehicles.

Any vehicle left on the Gunnison County Airport for a period in excess of 24 hours without payment of the required fee may be considered abandoned and may be removed and impounded in the manner prescribed in Section 42-4-1103, Colorado Revised Statutes.

INTRODUCED, READ AND ORDERED PUBLISHED in full this 15th day of December, 1987.

BOARD OF COUNTY COMMISSIONERS
OF GUNNISON COUNTY, COLORADO

By 
David Leinsdorf, Chairman

ATTEST:

By 
Clerk

READ ON SECOND READING, ADOPTED AND ORDERED PUBLISHED by the title only this 2nd day of February, 1988.

BOARD OF COUNTY COMMISSIONERS
OF GUNNISON COUNTY, COLORADO

By 
David Leinsdorf, Chairman

ATTEST:

By 
Clerk

CERTIFICATION

I hereby certify that the foregoing seven pages constitute a complete and correct copy of an ordinance introduced at a regular meeting of the Board of County Commissioners of Gunnison on the 1st day of December, 1987, and read by title only with a written copy of the entire text of the proposed ordinance or code adopted by reference being presented to such Board. Said ordinance was thereafter published in full once at least ten days before the second reading in the Gunnison County Times, a newspaper of general circulation in Gunnison County on December 2, 1987.

On the 2nd day of February, 1988, 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 Chronicle on February 12, 1988.


Clerk

EFFECTIVE DATE: March 13, 1988.