

ORDINANCE NO. 1061

AN ORDINANCE RESTRICTING THE GROSS WEIGHT OF TRUCKS AND CERTAIN OTHER MOTOR VEHICLES TRAVELING ON PORTIONS OF BOYD STREET, NORTH FORD STREET, CHEYENNE STREET, VIRGINIA STREET AND WASHINGTON AVENUE WITHIN THE CITY OF GOLDEN: AND PROVIDING PENALTIES FOR THE VIOLATION THEREOF

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GOLDEN, COLORADO:

Section 1. The Golden Revised Ordinances of 1965, as amended, are hereby amended by the addition of Section 10.76.220, as follows:

10.76.220 Vehicles exceeding 10,000 lbs., gross weight prohibited from using portions of Boyd Street, North Ford Street, Cheyenne Street, Virginia Street and Washington Avenue; penalty.

(a) Definitions.

(1) COMMERCIAL VEHICLES - The term "commercial vehicles" means every vehicle designed, used, or maintained primarily for the transportation of personal property, rather than people.

(2) TRUCK - The term "truck" means any motor vehicle which is used for the transportation or delivery of goods with a body built and designed for that purpose.

(3) BUS - The term "bus" means every motor vehicle designed for carrying more than seven (7) passengers and used primarily for the transportation of persons for compensation.

(4) SCHOOL BUS - The term "school bus" means every motor vehicle owned by a public or governmental agency and operated for the transportation of children to or from any school, or privately owned

and while being operated primarily for the transportation of children to or from any school.

(5) SEMI-TRAILER - The term "semi-trailer" means every vehicle of the trailer type so designed and used in conjunction with a motor vehicle that some part of its own weight and that of its own load rests upon or is carried by another vehicle.

(b) No person shall operate or drive a commercial vehicle, truck, bus or semi-trailer upon or over those portions of Boyd Street, North Ford Street, Cheyenne Street, Virginia Street and Washington Avenue located from the northerly city limit boundary, southerly to Colorado State Highway 58, within the corporate limits of the City of Golden which has more than a 10,000 lb. gross weight.

(c) The terms and provisions of this Section shall not apply to any vehicle defined herein which is traveling on the aforementioned portions of Boyd Street, North Ford Street, Cheyenne Street, Virginia Street and Washington Avenue to make a delivery to or from a home, residence or business within the City of Golden or any vehicle which is driven by a resident of the City of Golden traveling to or from his home located within the city limits of the City of Golden, nor to a school bus as defined herein, nor busses owned and operated by the Regional Transportation District, nor to an authorized emergency vehicle.

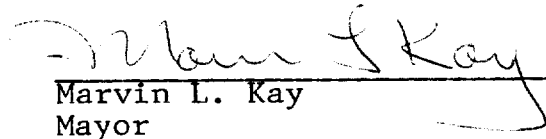
(d) Penalty. Every person convicted of a violation of the provisions of this Section shall be punished according to the penalties prescribed in Section 1.01.110 hereof.

Section 2. Validity. If any part or parts of this ordinance are for any reason held to be invalid, such decision or ruling shall not affect the validity of the remaining portion of this ordinance. The City Council hereby declares that it would have passed this ordinance in each and every part or parts thereof irrespective of the fact that any one part or parts be declared invalid.

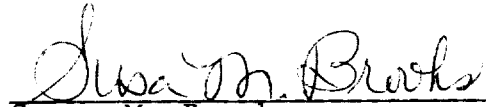
Section 3. Any ordinance or portions of any ordinance in conflict herewith are hereby repealed.

Introduced, read and ordered published this 13th day of April, 1989.

Adopted, approved and ordered published this 27th day of April, 1989.

  
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Marvin L. Kay  
Mayor

ATTEST:

  
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Susan M. Brooks  
City Clerk

Approved as to form:

BRADLEY, CAMPBELL, CARNEY & MADSEN  
Professional Corporation

By James J. Nolan  
James J. Nolan  
City Attorney

I, Susan M. Brooks, City Clerk of the City of Golden, Colorado, do hereby certify that the foregoing ordinance was introduced on first reading and read at a regular meeting of the City Council of said city, held on the 13th day of April, 1989, and was published as a proposed ordinance in the Golden Transcript, legal newspaper, as the law directs seven days or more prior to its passage. A public hearing was held and on the 27th day of April, 1989, the said proposed ordinance was read on second reading and passed by the City Council and ordered published in the aforesaid newspaper as the law directs.

Witness my hand and official seal of the City of Golden, Colorado, this 28th day of April, 1989.

(SEAL)

Attest: Susan M. Brooks  
Susan M. Brooks, City Clerk  
of the City of Golden, Colorado