ORDINANCE NO. 13
SERIES OF 2017

AN EMERGENCY ORDINANCE OF THE BOARD OF TRUSTEES
OF THE TOWN OF CARBONDALE, COLORADO, IMPOSING TEMPORARY
CHANGES TO CONSTRUCTION AND TRASH HAULING REGULATIONS
DURING THE GRAND AVENUE BRIDGE PROJECT

WHEREAS, the Grand Avenue Bridge on State Highway 82, which is the main
vehicular ingress and egress point to the Roaring Fork Valley, will be closed for
replacement for approximately 95 days commencing on August 14, 2017; and

WHEREAS, during that time period, it is anticipated that traffic congestion in
Carbondale will increase significantly due to additional highway traffic on State Highway
133, an alternate means of ingress and egress to the Roaring Fork Valley; and

WHEREAS, the Board of Trustees finds and determines that it would be in the
interest of public, health, safety and welfare, to allow expanded hours for construction
and trash hauling so as to attempt to reduce truck traffic trips and the need for employee
transit during this time period; and

WHEREAS, pursuant to Section 3-7 of the Carbondale Home Rule Charter, the
Board of Trustees is authorized to adopt and enforce such emergency ordinances as may
be required to protect the public health, safety, and welfare; and

WHEREAS, Section 3-7 of the Carbondale Home Rule Charter further authorizes
the Board to immediately implement an emergency ordinance by a vote of a quorum plus
one so long as (1) the ordinance states that it is an emergency ordinance and (2) it
describes the nature of the emergency.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF
THE TOWN OF CARBONDALE, COLORADO, as follows:

1. **Section 1**: Commencing on August 14, 2017, and continuing until the Grand
Avenue Bridge re-opens, Sub-Section 10-9-10(a)(9) of the Municipal Code shall be
deemed amended to authorize construction activities between the hours of 7:00 a.m. and
7:00 p.m., or sunset, whichever is later, on Monday through Friday, and from 7:00 a.m.
through 5:00 p.m. on Saturday. Upon re-opening of the Grand Avenue Bridge project, the
version of Sub-Section 10-9-10(a)(9) that is presently codified as part of the Municipal
Code shall resume full force and effect.

2. **Section 2**: Commencing on August 14, 2017, and continuing until the Grand
Avenue Bridge re-opens, Sub-Section 7-3-30(d)(1) of the Municipal Code shall be
deemed amended to authorize trash hauling to commence at 6:00 a.m. instead of 7:00
a.m., Monday through Friday. Upon re-opening of the Grand Avenue Bridge, the version
of Sub-Section 7-3-30 (d)(1) that is presently codified as part of the Municipal Code shall resume full force and effect.

3. **Section 3:** Commencing on August 14, 2017, and continuing until the Grand Avenue Bridge re-opens, the Board of Trustees further authorizes the Town Manager to grant temporary administrative waivers of other Municipal Code requirements directly related to mitigation of other impacts of the Grand Avenue Bridge project, provided that any such waivers would be writing, for good cause shown, and reported to the Board of Trustees at their next regular meeting, which shall have authority to reverse any such temporary approval by the Town Manager.

4. **Section 4:** Because the Board of Trustees finds that it is necessary to adopt this ordinance as an emergency ordinance to protect the general health, safety and welfare of the citizens of the Town, this ordinance shall become effective immediately upon passage.

INTRODUCED, READ AND PASSED by a vote of five to zero this 11th day of July, 2017.

THE TOWN OF CARBONDALE

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Dan Richardson, Mayor

ATTEST:

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Cathy Derby, Town Clerk