

**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