

# **FREDERICK MUNICIPAL CODE**

1992

A Codification of the General Ordinances  
of the Town of Frederick, Colorado

Published by

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# **OFFICIALS**

of the

## **TOWN OF FREDERICK**

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*Mayor Pro Tem*  
Sue Wedel

*Board of Trustees*  
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Liberta Hattel  
Joe Johnson  
Mike Schiers  
Jim Wollack

*Town Administrator*  
Derek Todd

*Town Clerk*  
Nanette Fornof

*Finance Director*  
Marcia Lierman

*Town Attorney*  
Richard E. Samson

SUPPLEMENT NO. 26

FREDERICK MUNICIPAL CODE  
Supplementation Instructions

This Supplement contains all ordinances deemed advisable to be included at this time through **Ordinance No. 916, adopted July 26, 2007.**

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Date: \_\_\_\_\_

SUPPLEMENT NO. 25

FREDERICK MUNICIPAL CODE  
Supplementation Instructions

This Supplement contains all ordinances deemed advisable to be included at this time through **Ordinance No. 859, adopted September 14, 2006.**

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SUPPLEMENT NO. 24

FREDERICK MUNICIPAL CODE  
Supplementation Instructions

This Supplement contains all ordinances deemed advisable to be included at this time through **Ordinance No. 855, adopted August 24, 2006.**

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FREDERICK MUNICIPAL CODE

Supplementation Instructions

This Supplement contains all ordinances deemed advisable to be included at this time through **Ordinance No. 809, adopted November 9, 2005.**

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FREDERICK MUNICIPAL CODE

Supplementation Instructions

This Supplement contains all ordinances deemed advisable to be included at this time through **Ordinance No. 790, adopted April 28, 2005.**

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COLORADO CODE PUBLISHING COMPANY  
Fort Collins, Colorado

August 2005

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Date: \_\_\_\_\_

FREDERICK MUNICIPAL CODE

Supplementation Instructions

This Supplement contains all ordinances deemed advisable to be included at this time through **Ordinance No. 773, adopted November 11, 2004.**

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COLORADO CODE PUBLISHING COMPANY

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Date: \_\_\_\_\_

FREDERICK MUNICIPAL CODE

Supplementation Instructions

This Supplement contains all ordinances deemed advisable to be included at this time through **Ordinance No. 759, adopted August 12, 2004.**

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FREDERICK MUNICIPAL CODE

Supplementation Instructions

This Supplement contains all ordinances deemed advisable to be included at this time through **Ordinance No. 743, adopted May 13, 2004.**

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Date: \_\_\_\_\_

FREDERICK MUNICIPAL CODE

Supplementation Instructions

This Supplement contains all ordinances deemed advisable to be included at this time through **Ordinance No. 737, adopted March 25, 2004.**

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Fort Collins, Colorado

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Date: \_\_\_\_\_

FREDERICK MUNICIPAL CODE  
Supplementation Instructions

This Supplement contains all ordinances deemed advisable to be included at this time through **Ordinance No. 716, adopted November 13, 2003.**

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Date: \_\_\_\_\_

SUPPLEMENT NO. 16

FREDERICK MUNICIPAL CODE

Supplementation Instructions

This Supplement contains all ordinances deemed advisable to be included at this time through **Ordinance No. 687, adopted April 24, 2003.**

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Fort Collins, Colorado

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SUPPLEMENT NO. 15

FREDERICK MUNICIPAL CODE

Supplementation Instructions

This Supplement contains all ordinances deemed advisable to be included at this time through **Ordinance No. 673, adopted November 26, 2002.**

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Fort Collins, Colorado

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SUPPLEMENT NO. 14

FREDERICK MUNICIPAL CODE

Supplementation Instructions

This Supplement contains all ordinances deemed advisable to be included at this time through **Ordinance No. 602 adopted May, 2001.**

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COLORADO CODE PUBLISHING COMPANY

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SUPPLEMENT NO. 13

FREDERICK MUNICIPAL CODE

Supplementation Instructions

This Supplement contains all ordinances deemed advisable to be included at this time through **Ordinance No. 543, adopted October 28, 1999, including Ordinance No. 539 adopted December 13, 1999.**

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Date: \_\_\_\_\_

SUPPLEMENT NO. 12

FREDERICK MUNICIPAL CODE

Supplementation Instructions

This Supplement contains all ordinances deemed advisable to be included at this time through **Ordinance No. 523, adopted January 28, 1999.**

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COLORADO CODE PUBLISHING COMPANY

Fort Collins, Colorado

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Date: \_\_\_\_\_

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SUPPLEMENT NO. 11

FREDERICK MUNICIPAL CODE  
Supplementation Instructions

This Supplement contains all ordinances deemed advisable to be included at this time through **Ordinance No. 501, adopted July 9, 1998.**

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SUPPLEMENT NO. 10

FREDERICK MUNICIPAL CODE

Supplementation Instructions

This Supplement contains all ordinances deemed advisable to be included at this time through **Ordinance No. 476, adopted November 13, 1997.**

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Fort Collins, Colorado

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SUPPLEMENT NO. 9

FREDERICK MUNICIPAL CODE  
Supplementation Instructions

This Supplement contains all ordinances deemed advisable to be included at this time through **Ordinance No. 453, adopted January 9, 1997.**

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Fort Collins, Colorado

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Date: \_\_\_\_\_

SUPPLEMENT NO. 8

FREDERICK MUNICIPAL CODE  
Supplementation Instructions

This Supplement contains all ordinances deemed advisable to be included at this time through **Ordinance No. 442, adopted August 8, 1996.**

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Fort Collins, Colorado  
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Date: \_\_\_\_\_

SUPPLEMENT NO. 7

FREDERICK MUNICIPAL CODE  
Supplementation Instructions

This Supplement contains all ordinances deemed advisable to be included at this time through **Ordinance No. 420, adopted October 12, 1995.**

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Insert this instruction sheet behind the Supplementation Tab in the front of the volume. File removed sheets for future reference.

SUPPLEMENT NO. 6

FREDERICK

MUNICIPAL CODE

Supplementation Instructions

This Supplement contains all ordinances deemed advisable to be included at this time through **Ordinance No. 393, adopted January 26, 1995.**

*Remove old pages*

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Insert this instruction sheet behind the Supplementation Tab in the front of the volume. File removed sheets for future reference.

COLORADO CODE PUBLISHING COMPANY

Fort Collins, Colorado

February 1995

Filed by: \_\_\_\_\_

Date: \_\_\_\_\_

SUPPLEMENT NO. 5

FREDERICK

MUNICIPAL CODE

Supplementation Instructions

This Supplement contains all ordinances deemed advisable to be included at this time through **Ordinance No. 385, adopted July 28, 1994.**

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COLORADO CODE PUBLISHING COMPANY

Fort Collins, Colorado

September 1994

Filed by: \_\_\_\_\_

Date: \_\_\_\_\_

SUPPLEMENT NO. 4

FREDERICK  
MUNICIPAL CODE

Supplementation Instructions

This Supplement contains all ordinances deemed advisable to be included at this time through **Ordinance No. 380, adopted March 24, 1994.**

*Remove old pages*

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Insert this instruction sheet behind the Supplementation Tab in the front of the volume. File removed sheets for future reference.

COLORADO CODE PUBLISHING COMPANY

Fort Collins, Colorado

April 1994

Filed by: \_\_\_\_\_

Date: \_\_\_\_\_

SUPPLEMENT NO. 3

FREDERICK  
MUNICIPAL CODE

Supplementation Instructions

This Supplement contains all ordinances deemed advisable to be included at this time through **Ordinance No. 374, adopted August 26, 1993.**

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COLORADO CODE PUBLISHING COMPANY

Fort Collins, Colorado  
September 1993

Filed by: \_\_\_\_\_

Date: \_\_\_\_\_

SUPPLEMENT NO. 2

FREDERICK  
MUNICIPAL CODE

Supplementation Instructions

This Supplement contains all ordinances deemed advisable to be included at this time through **Ordinance No. 360, adopted October 9, 1992.**

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COLORADO CODE PUBLISHING COMPANY

Fort Collins, Colorado

January 1993

Filed by: \_\_\_\_\_

Date: \_\_\_\_\_

SUPPLEMENT NO. 1

FREDERICK

MUNICIPAL CODE

Supplementation Instructions

This Supplement contains all ordinances deemed advisable to be included at this time through **Ordinance No. 357, adopted June 25, 1992.**

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Insert this instruction sheet behind the Supplementation Tab in the front of the volume. File removed sheets for future reference.

COLORADO CODE PUBLISHING COMPANY

Fort Collins, Colorado

August 1992

Filed by: \_\_\_\_\_

Date: \_\_\_\_\_

## SUPPLEMENTATION

Supplements to this Code provide periodic updating through the removal and replacement of pages. This inter-leaf supplementation system requires that each page which is to be removed and replaced is identified so that the updating may be accurately accomplished and historically maintained.

Instructions for supplementation are provided for each supplement, identified by Supplement number, date and inclusive ordinance numbers. The Instructions for posting the removal and replacement of pages must be followed and accomplished in sequence, with the most recent supplementation posted **last**.

When supplementation is completed and the removal and replacement of all pages are accomplished, the Instructions should be placed under the Supplementation tab, behind this page, with the most recent Instruction sheet on top. Previous Instructions should not be removed, so that the user may refer to this tab section to verify whether the code book is fully updated with all supplements included.

The maintenance of a Municipal Code with all supplementation is an important activity which deserves close attention so that the value of the code is maintained as a fully comprehensive compilation of the legislative ordinances of the municipality.

## AMENDMENTS

Amendments may be made to the Code by additions, revisions or deletions therefrom. Those changes may be made as follows:

**Additions:** Additions may be made by ordinance to the Code as follows:

The "Frederick Municipal Code" is amended by the addition thereto of a new Section 2-121, which is to read as follows:

(Set out full section number, title and contents)

or if the location of the new section number or numbers is undetermined, the Code may be amended as follows:

The "Frederick Municipal Code" is amended by the addition of the following:

(Set out section title and contents)

**Revisions:** A revision of the Code may be accomplished as follows:

Section 2-121 of the "Frederick Municipal Code" is repealed in its entirety and readopted to read as follows:

(Set out section number, title and entire contents of the readopted code section)

or as follows:

Section 2-121 of the "Frederick Municipal Code" is amended to read as follows:

(Set out section number, title and entire contents of the amended code section)

**Repeal:** Sections, articles and chapters may be repealed as follows:

Section 2-121 of the "Frederick Municipal Code" is repealed in its entirety.

## PREFACE

The Town of Frederick, a statutory town, has published its Municipal Code in a format which features the following:

The *Table of Contents* is the table containing each chapter and article title, with reference to page location. Preceding each chapter is a chapter table of contents, also identifying each article by the subject name provided.

The *two-place section numbering system* places the chapter number first, followed by a hyphen and section number. This two-place system is simplified by the elimination of article numbering. Each section may be cited by the chapter and section numbers which, together with reserved section numbers, are in sequence within each chapter.

The *open chapter and page numbering system* creates reserved chapter and page numbers for expansion or revision of the code without undue complication when changes are made to the code by supplementation.

The *Disposition of Ordinances Table* identifies the source for the contents of the code. This table provides ordinance numbers in chronological order and location by section number for the present code contents. Thus, if there is interest in determining whether an ordinance, or a portion thereof, is contained within the code, the Disposition of Ordinances Table will provide that information. The *Table of Up-to-Date Pages* lists all of the current pages through the most recent supplementation.

The *Index* provides references by common and legal terminology to the appropriate code sections. Cross references are provided with the Index when appropriate.

*Supplements* to the code provide regular updating of the code to maintain it as a current compilation of all the legislation which has general and continuing effect. Without regular supplementation, the code would soon lose its usefulness as a complete source of the general law of the municipality. Supplementation is accomplished by the periodic publication of additions and amendments to the code.

### **COLORADO CODE PUBLISHING COMPANY**

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ORDINANCE NO. 348  
OF THE TOWN OF FREDERICK, COLORADO

ADOPTING AND ENACTING A NEW CODE FOR THE TOWN OF FREDERICK; PROVIDING FOR THE REPEAL OF CERTAIN ORDINANCES NOT INCLUDED THEREIN; PROVIDING A PENALTY FOR THE VIOLATION THEREOF; PROVIDING FOR THE MANNER OF AMENDING SUCH CODE; AND PROVIDING WHEN SUCH CODE AND THIS ORDINANCE SHALL BECOME EFFECTIVE.

*Be It Ordained by the Board of Trustees of the Town of Frederick, Weld County, Colorado:*

*Section 1.* The code entitled "Frederick Municipal Code" published by Colorado Code Publishing Company, consisting of Chapters 1 through 18, is adopted.

*Section 2.* All ordinances of a general and permanent nature enacted on or before March 10, 1992, and not included in the Code or recognized and continued in force by reference therein are repealed.

*Section 3.* The repeal established in the foregoing section shall not be construed to revive any ordinance or part thereof that had been previously repealed by any ordinance which is repealed by this Ordinance.

*Section 4.* The following codes were adopted by reference and incorporated in the Frederick Municipal Code. One (1) copy is on file in the Town Clerk's office:

- (1) Colorado Beer Code, as adopted in Section 2-203.
- (2) Colorado Liquor Code, as adopted in Section 2-204.
- (3) The Model Traffic Code for Colorado Municipalities, 1977 edition, published by the State Department of Highways, as adopted and amended in Section 8-1 *et seq*;
- (4) The Uniform Building Code, 1988 edition, published by the International Conference of Building Officials, as adopted in Section 18-51;
- (5) The Uniform Building Code Standards, 1988 edition, published by the International Conference of Building Officials, as adopted in Section 18-51;
- (6) The Building Security Code, 1988 edition, published by the International Conference of Building Officials, as adopted in Section 18-51;
- (7) The Uniform Housing Code, 1988 edition, published by the International Conference of Building Officials, as adopted in Section 18-51;
- (8) The Uniform Sign Code, 1988 edition, published by the International Conference of Building Officials, as adopted in Section 18-51;
- (9) The Model Energy Code, 1989 edition, published by the Council of American Building Officials, as adopted in Section 18-51;
- (10) The Uniform Solar Energy Code, 1988 edition, published by the International Association of Plumbing and Mechanical Officials, as adopted in Section 18-51;
- (11) The Uniform Mechanical Code, 1988 edition, published by the International Conference of Building Officials, as adopted in Section 18-51;
- (12) The Uniform Plumbing Code, 1988 edition, published by the International Association of Plumbing and Mechanical Officials, as adopted in Section 18-51;

(13) The National Electrical Code, 1990 edition, published by the International Conference of Building Officials, as adopted in Section 18-51;

(14) The Uniform Code for the Abatement of Dangerous Buildings, 1988 edition, published by the International Conference of Building Officials, as adopted in Section 18-51;

(15) The Uniform Administrative Code, 1988 edition, published by the International Conference of Building Officials, as adopted in Section 18-51;

(16) The Uniform Swimming Pool, Spa and Hot Tub Code, 1988 edition, published by the International Association of Plumbing and Mechanical Officials, as adopted in Section 18-51;

(17) The CABO One and Two Family Dwelling Code, 1989 edition, published by the Council of American Building Officials, as adopted in Section 18-51;

(18) The Uniform Code for Building Preservation, 1991 edition, published by the International Conference of Building Officials, as adopted in Section 18-51;

(19) The Uniform Fire Code, 1988 edition, published by the Western Fire Chiefs Association and International Conference of Building Officials, as adopted in Section 18-71;

*Section 5.* The penalties provided by the Municipal Code of the Town of Frederick are hereby adopted as follows:

(1) **Sec. 1-72. Fines and penalties.**

Any person convicted of a violation of any provision of this Code may be incarcerated for a period not to exceed one (1) year or fined by an amount not to exceed one thousand dollars (\$1,000.00), or both. Any voluntary plea of guilty or nolo contendere to the original charge or to a lesser or substituted charge shall subject the person so pleading to all fines and/or penalties applicable to the original charge. Where any violation is a continuing offense, each day that the violation continues shall be considered and held to be a separate and distinct offense.

(2) **Sec. 1-73. Application of penalties to juveniles.**

Every person who, at the time of commission of the offense, was at least ten (10) but not yet eighteen (18) years of age, and who is subsequently convicted of or pleads guilty or nolo contendere to, a violation of any provision of this Code, shall be punished by a fine of not more than one thousand dollars (\$1,000.00) per violation or count. Any voluntary plea of guilty or nolo contendere to the original charge or to a lesser or substituted charge shall subject the person so pleading to all fines and/or penalties applicable to the original charge. Nothing in this Section shall be construed to prohibit incarceration in an appropriate facility, at the time of charging, of a juvenile violating any section of this Code.

(3) **Sec. 4-125. Failure to pay; enforcement.**

(a) If any person fails to pay when due the tax levied by this Article, a penalty of ten percent (10%) shall be added to the amount of tax due, together with interest on the amount due at the rate of one percent (1%) for each month or portion thereof for which the tax is unpaid. The Town Clerk may, in his or her sole discretion, waive the penalty for good cause shown.

(4) **Sec. 4-126. Penalties.**

It is a violation of this Article for any person to do any act which is forbidden or declared to be unlawful or declared to be a nuisance or to fail to do or perform any act required in this Article. Such person shall be deemed guilty of a separate offense for each and every day or portion thereof during which any violation of any provision of this Article is committed, continued or permitted. Any owner who violates this Article before November 26, 1991, upon conviction thereof, such person shall be punishable by a fine of not more than three hundred dollars (\$300.00), by imprisonment for not more than ninety (90) days, or by both such fine and imprisonment. Any owner who violates this Article on or after November 26, 1991, upon conviction thereof, such person shall be punishable by a fine of not more than one thousand dollars (\$1,000.00), by imprisonment for not more than one (1) year, or by both such fine and imprisonment. (Ord. 345, § 6, 1991)

(5) **Sec. 5-104. Failure to pay.**

If any telephone utility company subject to the provisions of this Article shall fail to pay the taxes as herein provided, the full amount thereof shall be due and collected from such company, and the same, together with an addition of ten percent (10%) of the amount of taxes due, shall be and hereby is declared to be a debt due and owing from such company to the Town. The Town Attorney, upon direction of the Board of Trustees, shall commence and prosecute to final judgment and determination in any court of competent jurisdiction an action at law to collect said debt.

(6) **Sec. 5-105. Violations and penalties.**

If any officer, agent or manager of a telephone utility company which is subject to the provisions of this Article shall fail, neglect or refuse to make or file the annual statement of accounts provided in Section 5-103, said officer, agent, manager or person shall, on conviction thereof, be punished by a fine of not less than twenty-five dollars (\$25.00) nor more than three hundred dollars (\$300.00), provided that each day after said statement shall become delinquent, during which said officer, agent, manager or person shall so fail, neglect or refuse to make and file such statement, shall be considered a separate and distinct offense.

(7) **Sec. 6-7. Renewals.**

Any licensee may make application for a new license for the succeeding year and pay the required fee therefor, on or before the expiration date of any license or licenses issued to him or her for the current year. Whenever any application and license fee payment therefor is not received on or before the expiration date of any license issued for the current year, and the licensee continues to engage in the business or activity for which the license was issued, a penalty of ten percent (10%) of the amount of the license fee shall be imposed and collected, and an additional five percent (5%) of the original fee shall be added on the last day of each calendar month after the expiration date. In addition to the above penalty provision, it shall be unlawful for a licensee to continue to engage in any business or activity after his or her license therefor has expired.

(8) **Sec. 6-14. Fine.**

Any person who fails to comply with the provisions of this Chapter as herein provided shall be fined the sum not exceeding one thousand dollars (\$1,000.00) for each said offense.

(9) **Sec. 7-4. Abatement of nuisances.**

The Health Officer shall cause a notice to be served upon the owner, occupant or agent in charge of any lot, building or premises in or upon which any nuisance in relation to health or sanitation may be found, or who may be the cause of such nuisance, requiring him or her to abate the same within thirty (30) days after receipt of such notice. If such owner, occupant or agent shall fail to comply with such notice, he or she shall be subject to a fine as provided in this Code. In addition to, or in lieu of, prosecuting said owner or occupant for a Code violation, if said notice to abate is not complied with within the required time, the Town may cause such nuisance to be abated, shall assess the cost of such abatement against the property and shall notify the owner or occupant of such assessment and the amount thereof. Such assessment shall be a lien upon said property until it is paid. If said charge or assessment is not paid to the Town Collector within thirty (30) days after the receipt of such notice of assessment, said charge or assessment shall be certified to the County Treasurer, to be placed by him or her upon the tax list for the current year and collected in the same manner as other taxes are collected, with ten percent (10%) penalty thereon to defray the cost of collection.

(10) **Sec. 7-52. Fine assessed.**

In the event the property is not completely removed within fifteen (15) days, a fine of one hundred dollars (\$100.00) per day shall be assessed beginning on the date the notice is mailed.

(11) **Sec. 8-7. Penalties.**

The following penalties shall apply to violations of the Model Traffic Code:

<u>MTC</u>	<u>Violation</u>	<u>Bond</u>	<u>Fine</u>	<u>Points</u>
1-1	Vehicle approaching or entering intersection	\$75.00	\$46.00	3
1-2	Vehicle turning left	75.00	46.00	3
2-2	Entering stop or yield intersection	75.00	48.00	4
3-1	Obedience to stop at railroad crossing	75.00	48.00	4
3-2	Obedience to stop at railroad signal	75.00	48.00	4
3-3	Certain vehicles to stop at all grade crossings	75.00	46.00	3
3-5	Emerging from or entering, alley, drive-way or building	75.00	48.00	4
3-6	Stopping for school bus	100.00	86.00	4
3-7	Stop when traffic obstructed	45.00	38.00	0
4-1	Speeding (refer to speeding violations)			
4-4	Special hazard	75.00	46.00	4
4-5	Minimum speed regulation	75.00	38.00	3
4-6	Speed contest	300.00	MCA	12

5-1	Reckless driving	150.00	MCA	8
5-2	Careless driving	150.00	70.00	4
6-1	Starting parked vehicle	50.00	48.00	3
6-2	When signal required	50.00	48.00	2
6-3	Position and method of turning at intersection	75.00	46.00	3
6-4	Signal by hand and arm or signal device	50.00	48.00	2
6-5	Method of giving hand and arm signal	50.00	48.00	2
6-6	Limitations on turning around	75.00	38.00	3
6-7	Obedience to turn prohibited signs	75.00	46.00	3
7-1	Driving on wrong side of road	100.00	64.00	4
7-2	Passing oncoming vehicles	100.00	54.00	4
7-3	Overtaking vehicle on the left	75.00	68.00	4
<u>MTC</u>	<u>Violation</u>	<u>Bond</u>	<u>Fine</u>	<u>Points</u>
7-4	When overtaking on right is permitted	75.00	54.00	4
7-5	Limitations on overtaking on left	75.00	68.00	4
7-6	Following too closely	75.00	54.00	3
8-1	One-way streets and alleys	75.00	46.00	3
8-2	Driving on roadways laned for traffic	75.00	46.00	3
8-3	Reversible lane	75.00	39.00	3
9-1	Driving on divided streets and alleys	75.00	39.00	3
9-2	Controlled access roads and the use thereof	75.00	40.00	3
10-4	Unattended motor vehicle	25.00	33.00	0
10-5	Parking not to obstruct traffic or maintenance	25.00	33.00	0
10-6	Parking in alleys	25.00	33.00	0
10-7	Moving unattended vehicles	25.00	33.00	0
10-9	Waiting for parking space to be cleared	25.00	33.00	0
11-1	Stopping, standing or parking in specified space	25.00	33.00	0
11-2	Standing or parking on one-way roadway	25.00	33.00	0
11-3	Parking for certain purpose prohibited	25.00	33.00	0
12-2	Obedience to stopping, standing or parking regs	25.00	33.00	0
12-4	All-night parking	25.00	33.00	0
12-5	Emergency stopping only	25.00	33.00	0

13-1	Standing in passenger loading zone	25.00	33.00	0
13-2	Standing in freight loading zone	25.00	33.00	0
13-4	Bus stop regulations	30.00	33.00	0
13-6	Standing in a restricted parking zone	25.00	33.00	0
15-2	Obedience to an official device	75.00	46.00	4
15-10	Traffic lanes	75.00	46.00	4
15-11	Barricades	75.00	46.00	4
16-2	Pedestrians right-of-way in crosswalk	50.00	48.00	1
<u>MTC</u>	<u>Violation</u>	<u>Bond</u>	<u>Fine</u>	<u>Points</u>
16-7	Walking along roadway hitchhiking	50.00	33.00	0
18-9	Weight limitations	50.00	33.00	0
19-1	Unsafe vehicles prohibited	75.00	44.00	2
19-2	Lights, brakes and other required equipment	50.00	48.00	0
19-3	When lighted lamps required	50.00	48.00	2
19-4	Windows obstructed/wiper	50.00	48.00	0
19-7	Inspection of vehicles	50.00	33.00	0
20-1	Obstruction of view or driving mechanism	50.00	33.00	2
20-2	Unlawful riding	50.00	48.00	2
20-6	Limitations on backing	50.00	40.00	2
20-10	Foreign matter on street prohibited	35.00	78.00	0
20-15	Failure to dim headlights	50.00	33.00	0
21-13	Eluding or attempting to elude police	300.00	MCA	12
4-1	Speeding Violations			
	1 - 9 mph over limit	100.00	58.00	3
	10 - 15 mph over limit	150.00	93.00	4
	16 - 19 mph over limit	175.00	108.00	4
	20 - 25 mph over limit - MCA			
	35 mph or less zone	225.00	183.00	6
	35 mph or more zone	275.00	158.00	6
	26 mph or more over limit - MCA			
	35 mph or less zone	400.00	300.00	6
	35 mph or more zone	300.00	208.00	6

MCA listed within any fine means there is a mandatory court appearance. Any accident involved in any of the above listed violations will require a mandatory court appearance.

(12) **Sec. 8-61. Safety belt systems, mandatory use, exemptions.**

(f) Penalty. Any person violating the provisions of this Section shall, upon conviction thereof, be punished by a fine of ten dollars (\$10.00).

(13) **Sec. 10-9. Penalties.**

(a) Any person convicted of a violation of any provision of this Chapter or any other provision of this Code may be incarcerated for a period not to exceed one (1) year or fined by an amount not to exceed one thousand dollars (\$1,000.00), or both.

(b) Bond and penalty assessments for violations of the following provisions of this Code are as follows:

<u>Section</u>	<u>Description</u>	<u>Bond</u>	<u>Fine</u>
10-21	Criminal attempt	\$200.00	MCA
10-22	Conspiracy	200.00	MCA
10-23	Complicity	200.00	MCA
10-24	Accessory to crime	200.00	MCA
10-41	Menacing	300.00	MCA
10-42	Reckless endangerment	300.00	MCA
10-43	False imprisonment	300.00	MCA
10-61	Fourth degree arson	250.00	MCA
10-62	Theft	300.00	MCA
10-63	Obtaining control over any stolen thing of value	250.00	MCA
10-64	Motor vehicle theft	250.00	MCA
10-65	Theft by receiving	250.00	MCA
10-66	Criminal mischief	200.00	MCA
10-67	Second degree criminal trespass	150.00	\$125.00
10-68	Third degree criminal trespass	75.00	40.00
10-69	Second degree criminal	100.00	75.00
10-70	Tampering with a utility meter	200.00	100.00
10-71	Damaging property of another	300.00	MCA
10-72	Damaging public property	300.00	MCA
10-73	Defacing posted notice	150.00	50.00
10-74	Littering of public and private property	300.00	300.00
10-75	Criminal use of noxious substance	150.00	75.00
10-91	Unlawfully using slugs	100.00	50.00
10-92	Issuance of bad checks	300.00	MCA
10-92	Possession of drug paraphernalia	300.00	MCA
10-113	Possession of marijuana	300.00	MCA
10-114	Substances releasing toxic vapors	250.00	MCA
10-132	License to manufacture, sell	300.00	MCA
10-133	Sale of malt, vinous, spirituous liquors	300.00	MCA
10-134	Sale to minor	300.00	MCA

<u>Section</u>	<u>Description</u>	<u>Bond</u>	<u>Fine</u>
10-135	Unlawful providing of liquor to underage persons	300.00	MCA
10-136	Illegal possession or consumption of ethyl alcohol by an underage person	300.00	MCA
10-137	Possession and consumption of alcoholic beverages in public prohibited	300.00	MCA
10-138	Alcohol selling establishments	300.00	MCA
10-139	Open containers; permits	300.00	MCA
10-151	Indecent exposure	100.00	75.00
10-171	Resisting arrest	300.00	MCA
10-172	Interference with police officers	300.00	MCA
10-173	Refusing to aid a peace officer	250.00	MCA
10-174	Interference with firemen on duty	300.00	MCA
10-175	Compounding	150.00	MCA
10-176	False reporting to authorities	250.00	MCA
10-177	Interference with alarm system; false alarm	300.00	MCA
10-178	Impersonating a peace officer	300.00	MCA
10-179	Escapes	300.00	MCA
10-191	Disorderly conduct	250.00	MCA
10-192	Disrupting lawful assembly	200.00	60.00
10-193	Harassment	250.00	MCA
10-194	Loitering	150.00	40.00
10-195	Desecration of venerated objects	300.00	MCA
10-196	Hindering transportation	250.00	MCA
10-197	Throwing missiles at vehicles	150.00	MCA
10-198	Disturbance, breach of peace	150.00	MCA
10-199	Fights at bar or disturbances	150.00	MCA
10-200	Public urination	100.00	MCA
10-221	Unlawfully carrying a concealed weapon; unlawful possession of weapons	300.00	MCA
<u>Section</u>	<u>Description</u>	<u>Bond</u>	<u>Fine</u>
10-222	Prohibited use of weapons	300.00	MCA
10-241	Disturbances	150.00	MCA
10-242	Gambling	150.00	MCA

10-243	Child abuse	300.00	MCA
10-244	Curfew	50.00	20.00
10-245	Bottles, littering prohibited	300.00	MCA
10-246	Barbed wire fences prohibited	100.00	MCA
10-247	Motorbike	150.00	75.00
8-3	Use of earphones while driving	50.00	MCA
8-61	Safety belt systems	50.00	MCA
8-62	Child restraint systems required	50.00	MCA
10-Art XIII	Fireworks	150.00	MCA
7-Art II	Weeds, brush and rubbish	100.00	25.00
7-101	Dog license required	100.00	50.00
7-113	Dog running at large	100.00	50.00
7-116	Dog, public nuisance	100.00	50.00
7-120	Prohibited animals	100.00	50.00
7-121	Cruelty to animals prohibited	200.00	100.00
8-29	Junk vehicles prohibited	150.00	MCA
8-Art III	Compulsory motor vehicle	100.00	MCA
11-18	Burning prohibited	100.00	50.00

Any violation for which a fine is not indicated above may result in a fine of not more than one thousand dollars (\$1,000.00) and/or one (1) year in jail.

MCA listed within any fine means there is a mandatory court appearance.

(14) **Sec. 10-135. Unlawful providing of liquor to underage persons.**

(c) Penalty. Any person violating this provision shall, upon conviction thereof, be punished by a fine not exceeding one thousand dollars (\$1,000.00); however, upon a second or subsequent conviction thereof within twelve (12) months, a fine of not less than three hundred dollars (\$300.00) shall be imposed, which minimum amount will not be suspended. Nothing in this Section shall be construed to otherwise restrict or limit the sanctions applicable to licensees under the Colorado Beer Code, Article 46, C.R.S. or the Colorado Liquor Code, Article 47, C.R.S.

(15) **Sec. 10-136. Illegal possession or consumption of ethyl alcohol by an underage person.**

(c) Illegal possession or consumption of ethyl alcohol by an underage person is a Class 2 petty offense and shall be punished by a fine of not more than one hundred dollars (\$100.00). The court, upon sentencing a defendant pursuant to this Subsection (c), may, in addition to any fine, order that the defendant perform up to twenty-four (24) hours of useful public service, subject to the conditions and restrictions of Section 16-11-701, C.R.S., and may further order that the defendant submit to and complete an alcohol education program, or an alcohol treatment program, at such defendant's own expense. The penalty assessment provisions of Section 18-1-107, C.R.S. shall not apply to any charge under this Section.

(16) **Sec. 10-245. Curfew - parks.**

(c) Anyone convicted of violating this Section shall be fined not less than twenty-five dollars (\$25.00) for the first offense and not more than one thousand dollars (\$1,000.00) for the second and subsequent offenses.

(17) **Sec. 11-32. Notice to repair; collection of costs.**

When any sidewalk in front or along side of any lot or premises has been destroyed or is out of repair, the Street Superintendent shall cause notice in writing to be served upon the owner or agent in charge such premises to repair such sidewalk within thirty (30) days. If the owner is a nonresident or his or her whereabouts are unknown, such notice may be given by publication for two (2) times, a week apart, in a newspaper published in the Town and by the Town Clerk's mailing a copy of such notice to the last known address of such owner. Service shall be complete on the last day of publication. If such repairs are not made by the owner within thirty (30) days after service of the notice, the Board of Trustees may order such repairs to be made by the Street Department and the expenses connected therewith shall be a lien upon the property alongside such sidewalks until the cost thereof is fully paid. When such repairs are made by the Town, the expense thereof shall be assessed by the Board of Trustees upon the property fronting upon the same, and if the assessment is not paid within thirty (30) days thereafter, the Town Clerk shall certify such assessment to the County Treasurer who shall place the same upon the tax list for the current year, to be collected in the same manner as other taxes are collected, with ten percent (10%) penalty thereon to defray the cost of collection.

(18) **Sec. 13-74. Water service charges.**

(d) Penalty, lien: Failure to pay for water and water service charges within thirty (30) days of the billing date thereof shall result in the assessment of a penalty in the form of interest at the rate of one and one-half percent (1½%) per month, or fraction thereof, upon the principal amount, until paid in full. All unpaid water bills and assessments shall become liens against the water-using properties.

(19) **Sec. 18-29. Violations.**

(a) Any person, firm or corporation violating this Chapter or any provision of applicable state law, upon conviction thereof, shall be punished by a fine of not more than one thousand dollars (\$1,000.00), or by imprisonment for not more than one (1) year, or by both such fine and imprisonment. Each day during which such illegal erection, construction, reconstruction, alteration, maintenance or use continues shall be deemed a separate offense. In case any building or structure is or is proposed to be erected, constructed, reconstructed, altered, remodeled, used or maintained in violation of this Chapter or of any provisions of applicable state law, the Town Attorney or any owner of real estate within the area, in addition to other remedies provided by law, may institute an appropriate action for injunction, mandamus or abatement to prevent, enjoin, abate or remove such unlawful erection, construction, reconstruction, alteration, remodeling or use.

(20) **Sec. 18-55. Penalties.**

(l) Any person, firm or corporation violating any of the provisions of the codes that were adopted by reference in this Article shall be deemed guilty of a misdemeanor, and

each such person shall be deemed guilty of a separate offense for each and every day or portion thereof during which any violation of any of the provisions in this code is committed, continued or permitted, and upon conviction of any such violation such person shall be punishable by a fine of not more than three hundred dollars (\$300.00) or by imprisonment for not more than ninety (90) days, or by both such fine and imprisonment for each such separate offense.

*Section 6.* Additions or amendments to the Code, when passed in the form as to indicate the intention of the Town to make the same a part of the Code, shall be deemed to be incorporated in the Code, so that reference to the Code includes the additions and amendments.

*Section 7.* Ordinances adopted after Ordinance 348, adopted March 10, 1992, that amend or refer to ordinances that have been codified in the Code, shall be construed as if they amend or refer to those provisions of the Code.

*Section 8.* The Board of Trustees herewith finds, determines and declares that this Ordinance is necessary for the immediate preservation of the public health and safety in order to make this ordinance applicable to the Town at the earliest possible date so that administrative efficiency maybe obtained therefrom and to assure that the purposes of this Ordinance are met. This Ordinance shall become immediately effective upon the adoption hereof.

INTRODUCED this 12th day of December, 1991.

TOWN OF FREDERICK, COLORADO

ATTEST: (signature)  
Mayor

(signature)  
Town Clerk

(SEAL)

ADOPTED AND ORDERED PUBLISHED on this 10th day of March, 1992.

ATTEST: (signature)  
Mayor

(signature)  
Town Clerk

(SEAL)

APPROVED AS TO FORM:

(signature)  
Attorney

**TOWN OF FREDERICK**

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