

TOWN OF GILCREST

ORDINANCE NO. 2021-03

**TITLE: AN ORDINANCE AMENDING ARTICLE IV OF CHAPTER 8
THE GILCREST MUNICIPAL CODE REGARDING
IDLING OF SEMI-TRUCKS AND REFRIGERATION TRAILERS**

BE IT ORDAINED BY THE BOARD OF TRUSTEES FOR THE TOWN OF GILCREST,
COLORADO, THAT:

Section 1. Article IV of Chapter 8 of the Gilcrest Municipal Code is hereby amended
as follows:

Article IV – Parking *AND IDLING*

* * *

SEC. 8-64. IDLING.

(A) MOTOR VEHICLES THAT WEIGH MORE THAN TEN THOUSAND (10,000) POUNDS AND SEMI-TRUCK REFRIGERATION TRAILERS ("REEFERS") ARE HEREBY FORBIDDEN FROM IDLING LONGER THAN FIFTEEN (15) MINUTES IN ANY HOUR UNLESS STOPPED DUE TO TRAFFIC CONGESTION. MOREOVER, SAID VEHICLES SHALL NOT IDLE FOR ANY PERIOD OF TIME WITHIN ONE HUNDRED (100) FEET OF A RESIDENTIAL AREA FROM 10:00 P.M. TO 7:00 A.M. UNLESS PARKED ON A COMMERCIAL ZONED LOT.

(B) THIS SECTION SHALL NOT APPLY TO PICKUP TRUCKS WITH CAMPERS, CAMPER TRAILERS, OR RECREATIONAL VEHICLES.

Section 2. Safety Clause. The Board of Trustees hereby finds, determines, and declares that this Ordinance is promulgated under the general police power of the Town of Gilcrest, that it is promulgated for the health, safety, and welfare of the public, and that this Ordinance is necessary for the preservation of health and safety and for the protection of public convenience and welfare. The Board of Trustees further determines that the Ordinance bears a rational relation to the proper legislative object sought to be attained.

Section 3. Severability. If any clause, sentence, paragraph, or part of this Ordinance or the application thereof to any person or circumstances shall for any reason be adjudged by a court of competent jurisdiction invalid, such judgment shall not affect application to other persons or circumstances.

Section 4. Effective Date. This Ordinance shall become effective thirty (30) days after final publication.

INTRODUCED, READ IN FULL, AND ADOPTED this 7th day of September, 2021.

PASSED by a vote of 5 for and 0 against, AND ORDERED PUBLISHED ONCE IN FULL this 21st day of September, 2021.

TOWN OF GILCREST, COLORADO



Tyson Chavez
Tyson Chavez, Mayor

ATTEST:

Brenda Joseph
Brenda Joseph, Town Clerk

APPROVED AS TO FORM:

Corey Y. Hoffmann
Corey Y. Hoffmann, Town Attorney