

ORDINANCE NO. 12

Series 2017

AN ORDINANCE PROHIBITING THE OPERATION OF ELECTRICAL ASSISTED BICYCLES
ON ALL TOWN-OWNED RECREATIONAL PATHS

WHEREAS, the Town Council finds and determines that it should prohibit the operation of an electrical assisted bicycle on all Town-owned recreational paths.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF BRECKENRIDGE, COLORADO:

Section 1. Section 11-2-4-1 of the Breckenridge Town Code, entitled "Use of Electrical Assisted Bicycle on Bike Path", is repealed.

Section 2. Subsection (15) of that portion of the Section 7-1-2 of the Breckenridge Town Code pertaining to Section 1412 of the Town's Traffic Code is amended to read as follows:

(15) It is an infraction for a person to operate an electrical assisted bicycle on any town-owned recreational path within the corporate limits of the town.

As used in this subsection (15):

(A) "town-owned recreational path" includes both the approximately 3.6 miles of the recreational path commonly known as the "Blue River bike path" lying within the corporate limits of the Town, as well as all other Town-owned and maintained recreational paths; and

(B) "recreational path" means a trail owned and maintained by the Town that is used for such recreational purposes as may be authorized by the Town, including, without limitation, bicycling, hiking, running, snowshoeing, cross-country skiing, and other similar recreational activities. A public street is not a recreational path.

This section does not apply to the use of an electrical assisted bicycle on a town-owned recreational path by a person with a disability, if such use is authorized by applicable state or federal law.

Section 3. Except as specifically amended hereby, the Breckenridge Town Code, and the various secondary codes adopted by reference therein, shall continue in full force and effect.

Section 4. The Town Council hereby finds, determines, and declares that this ordinance is necessary and proper to provide for the safety, preserve the health, promote the prosperity, and improve the order, comfort and convenience of the Town of Breckenridge and the inhabitants thereof.

Section 5. This ordinance shall be published and become effective as provided by Section 5.9 of the Breckenridge Town Charter.

INTRODUCED, READ ON FIRST READING, APPROVED AND ORDERED
PUBLISHED IN FULL this 14th day of March, 2017.

This ordinance was published in full on the Town of Breckenridge website on March 16, March 17, March 18, March 19 and March 20, 2017.

A public hearing on this ordinance was held on March 28, 2017.

READ, ADOPTED ON SECOND READING AND ORDERED PUBLISHED IN FULL ON THE
TOWN'S WEBSITE this 28th day of March, 2017. A copy of this Ordinance is available for
inspection in the office of the Town Clerk.

ATTEST:

TOWN OF BRECKENRIDGE

_____/s/_____
Helen Cospolich, CMC, Town Clerk

_____/s/_____
Eric S. Mamula, Mayor

APPROVED IN FORM

_____/s/_____
Town Attorney Date

This Ordinance was published on the Town of Breckenridge website on March 30, March 31, April 1, April 2 and April 3, 2017. This ordinance shall become effective on May 3, 2017.