

CITY OF GRAND JUNCTION

ORDINANCE NO. 3431

AN ORDINANCE AMENDING CHAPTERS 36 AND 40 OF THE CITY OF GRAND JUNCTION, COLORADO CODE OF ORDINANCES RELATED TO PARKING

RECITALS:

In certain areas of the City detached sidewalks have been constructed. When walkways are constructed away from the street a pleasing appearance with benefits for pedestrians is created. Over time and in some particular locations especially in downtown the area between the street (back of curb) and the sidewalk that was intended for landscaping has been used for the parking of motor vehicles, recreational vehicles and boats. Many of these areas are not now landscaped, surfaced or otherwise maintained. The practice of parking on the "planting strip" creates hazards for pedestrians and makes the adjacent properties less attractive. Many of the planting strips are located in the public right of way; for those that are not in the right of way the City has found that the hazards that are created by and attendant to parking so close to the street and the sidewalk warrant regulation in the best interest of the general health, safety and welfare of the City.

Existing law including the Model Traffic Code does not clearly address the problem. Furthermore, Section 40-58 of the Code of Ordinances relating to the maintenance of "street parking" requires landscaping to be maintained in this area and further confuses whether parking is or is not allowed in the "planting strip" area. By this Ordinance the City Council prohibits parking in the "planting strip" which is defined as that area between the back of curb of any street and the edge of the sidewalk closest to the street or if there is no curb then from edge of asphalt of any street and the edge of the sidewalk

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GRAND JUNCTION THAT:

Chapters 36 and 40 of the Code of Ordinances of the City of Grand Junction be amended as follows:

That Section 36-1 (3) shall be amended to read:

(3) Application. This section shall apply to every street, alley, sidewalk, driveway, park, PLANTING STRIP and every other public way or public parking area, either within or outside of the corporate limits of this municipality, the use of which this municipality has jurisdiction to regulate.

The remainder of the section shall remain the same.

That Article II, Section 102 is hereby amended by the creation of subsection 92 to read as follows:

“PLANTING STRIP” shall refer to that area between the back of any curb of any street and the edge of the sidewalk closest to the street or if there is no curb then from edge of asphalt of any street and the edge of the sidewalk

That Section 36-17 shall be amended to include subsection (a) (12):

“(12) either in whole or in part on a planting strip.”

That Section 40-58 shall be entitled as follows and subsection (a) amended as follows:

Section 40-58. Maintenance of PLANTING STRIP

(a) “PLANTING STRIP” shall refer to that area between the back of any curb of any street and the edge of the sidewalk closest to the street or if there is no curb then from edge of asphalt of any street to the edge of the sidewalk

All references to “street parking” shall be changed to read, “planting strip.”

Introduced this 1st day of May, 2002.

Passed and adopted this 15th day of May, 2002.

/s/: Cindy Enos-Martinez
President of the Council

ATTEST:

/s/: Stephanie Tuin
City Clerk