

ORDINANCE NO. 5076

AN ORDINANCE AMENDING SECTIONS 10.04.020 AND 10.04.1412(1) AND  
ADDING SECTION 10.04.1412.5 TO THE GRAND JUNCTION MUNICIPAL CODE  
PERTAINING TO TRAFFIC RELATED DEFINITIONS AND THE OPERATION OF  
BICYCLES AND OTHER LOW SPEED CONVEYANCES AND PEDESTRIANS  
APPROACHING CONTROLLED INTERSECTIONS

RECITALS:

House Bill 22-1028 ("Bill" or "the Bill"), which was signed by Governor Polis on April 13, 2022, regulates persons approaching controlled intersections who are not operating motor vehicles and allows most of such persons to pass through a stop sign controlled intersection without stopping, if after slowing to a reasonable speed and yielding the right of way if required, such persons may proceed cautiously through the intersection.

The Bill further provides that such persons shall stop at any illuminated red traffic signal before entering the intersection and after stopping and yielding the right of way, such persons may cautiously proceed in the same direction of travel through the intersection or may make a right turn. If a red traffic signal is illuminated, such persons shall not proceed through the intersection or turn right if an oncoming vehicle is turning or preparing to turn left in front of such persons.

The General Assembly found and declared that the regulations provided for in the Bill are a matter of mixed State and Local concern, and with the signing of the Bill, the regulations are a matter of Statewide concern and the City's regulations are preempted; however, the City Council has determined that the Grand Junction Municipal Code ("GJMC") shall be amended to reflect and incorporate the provisions of the Bill, and that any inconsistency between the two be resolved by amendment of the GJMC.

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

Chapter 10.04 shall be amended and revised as follows (additions are shown in **bold print** and deletions marked with ~~strike-through~~ notations):

The following definitions shall be added to Section 10.04.020:

***Controlled intersection* means an intersection of a roadway that is controlled by either a stop sign or a traffic control signal.**

***Low-speed conveyance* means:**

- (i) a vehicle that is not a motor vehicle;

- (ii) a low-power scooter;
- (iii) a low-speed electric vehicle;
- (iv) a toy vehicle that is exclusively human-powered; or
- (v) an electric personal mobility device or EPAMD, or a device that would be an electric personal assistance mobility device or EPAMD but for the fact that it has fewer or more than two wheels or has tandem wheels.

Section 10.04.1412(1) is amended as follows:

(1) Every person riding a bicycle or electrical assisted bicycle shall have all of the rights and duties applicable to the driver of any other vehicle under this chapter, except as to special regulations in this chapter, **except as provided in section 10.04.1412.5**, and except as to those provisions which by their nature can have no application. Said riders shall comply with the rules set forth in this section and GJMC 10.04.221.

Section 10.04.1412.5 shall be added as follows (additions are shown in **bold print** and deletions marked with ~~strike-through~~ notations):

**Section 10.04.1412.5 Regulation of certain persons approaching intersections who are not operating motor vehicles**

(1) Reserved.

(2)(a)(I) A pedestrian or a person who is fifteen years of age or older or who is under fifteen years of age and accompanied by an adult and who is operating a low-speed conveyance and a controlled intersection with a stop sign shall slow down and, if required for safety, stop before entering the intersection. If a stop is not required for safety, the pedestrian or person operating a low-speed conveyance shall slow to a reasonable speed and yield the right-of-way to any traffic or pedestrian in or approaching the intersection. After the pedestrian or person operating a low-speed conveyance has slowed to a reasonable speed and yielded the right-of-way if required, the pedestrian or person operating a low-speed conveyance may cautiously make a turn or proceed through the intersection without stopping.

(II) For purposes of this subsection (2)(a), a reasonable speed is ten miles per hour or less. The City may raise the maximum reasonable speed to twenty miles per hour if the City also posts signs at the intersection(s) stating a higher speed limitation.

(b) A person who is fifteen years of age or older or who is under fifteen years of age and is accompanied by an adult and who is operating a low-speed conveyance

and approaching a controlled intersection with an illuminated red traffic control signal shall stop before entering the intersection and shall yield to all other traffic and pedestrians. Once the person operating a low-speed conveyance has yielded, the person operating a low-speed conveyance may cautiously proceed in the same direction through the intersection or make a right-hand turn. When a red traffic control signal is illuminated, a person operating a low-speed conveyance shall not proceed through the intersection or turn right if an oncoming vehicle is turning or preparing to turn left in front of the person operating a low-speed conveyance.

(c) A person who is fifteen years of age or older or who is under fifteen years of age and is accompanied by an adult and who is operating a low-speed conveyance approaching an intersection of a roadway with an illuminated red traffic control signal may make a left-hand turn only if turning onto a one-way street and only after stopping and yielding to other traffic and pedestrians. However, a person operating a low-speed conveyance shall not turn left if an oncoming vehicle is turning or preparing to turn right.

(d) Notwithstanding any other provision of this section, if the City has placed a traffic sign or a traffic control signal at a controlled intersection and the traffic sign or traffic control signal provides instructions only to one or more specified types of low-speed conveyances, the operator of a low-speed conveyance to which the traffic sign or traffic control signal is directed shall obey the instructions provided by the sign or traffic control signal.

(3) This section does not create any right for a pedestrian or the operator of a low-speed conveyance to travel on any portion of a roadway where travel is otherwise prohibited by law. This section is intended to solely govern the regulation of bicycles, electric assisted bicycles, low-speed conveyances, and pedestrians approaching a controlled intersection.

(4) Any person riding a bicycle, electric assisted bicycle or low-speed conveyance who violates any provision of this chapter other than section 10.04.1412 which is applicable to such a vehicle and for which a penalty is specified shall be subject to the same specified penalty as any other vehicle; except that § 42-2-127, C.R.S. shall not apply.

**ALL OTHER PROVISIONS OF CHAPTER 10.04 SHALL REMAIN IN FULL FORCE AND EFFECT. THIS ORDINANCE SHALL AMEND ORDINANCE NO. 4759 AND AS NECESSARY REPEAL ANY PART INCONSISTENT THEREWITH.**

Introduced on first reading the 18<sup>th</sup> day of May 2022 and ordered published in pamphlet form.

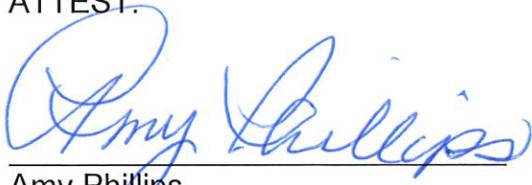
Adopted on second reading this 1<sup>st</sup> day of June 2022 and ordered published in pamphlet form.



---

Anna M. Stout  
President of the Council

ATTEST:



---

Amy Phillips  
City Clerk



I HEREBY CERTIFY THAT the foregoing Ordinance, being Ordinance No. 5076 was introduced by the City Council of the City of Grand Junction, Colorado at a regular meeting of said body held on the 18<sup>th</sup> day of May 2022 and the same was published in The Daily Sentinel, a newspaper published and in general circulation in said City, in pamphlet form, at least ten days before its final passage.

I FURTHER CERTIFY THAT a Public Hearing was held on the 1<sup>st</sup> day of June 2022, at which Ordinance No. 5076 was read, considered, adopted and ordered published in pamphlet form by the Grand Junction City Council.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of said City this 2<sup>nd</sup> day of June 2022.

  
\_\_\_\_\_  
Deputy City Clerk

Published: May 20, 2022  
Published: June 3, 2022  
Effective: July 3, 2022

