

SPONSORED BY: MAYOR LEIGHTY

COUNCIL MEMBER'S RESOLUTION

NO. CB-2037
Series of 2026

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF NORTHGLENN,
COLORADO, THAT:

A PUBLIC HEARING WILL BE HELD ON CB-2037 SERIES OF 2026, ENTITLED "A BILL FOR AN ORDINANCE AMENDING CHAPTER 7 OF THE NORTHGLENN MUNICIPAL CODE BY THE ADDITION OF A NEW ARTICLE 7-11 TO ESTABLISH AN AUTOMATED VEHICLE IDENTIFICATION SYSTEM" ON AUGUST 10, 2026 AT 6:00 P.M. AT CITY HALL COUNCIL CHAMBERS, 11701 COMMUNITY CENTER DRIVE, NORTHGLENN.

DATED this 27th day of July, 2026.


MEREDITH LEIGHTY
Mayor

ATTEST:


JOHANNA SMALL, MMC
City Clerk

AFFIDAVIT OF POSTING:

I, Johanna Small, certify that CB-2037 was posted at the authorized posting places in the City of Northglenn this 28th day of July, 2026.


City Clerk's Office

SPONSORED BY: MAYOR LEIGHTY

COUNCIL MEMBER'S BILL

ORDINANCE NO.

No. CB-2037
Series of 2026

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A BILL FOR AN ORDINANCE AMENDING CHAPTER 7 OF THE NORTHGLENN MUNICIPAL CODE BY THE ADDITION OF A NEW ARTICLE 7-11 TO ESTABLISH AN AUTOMATED VEHICLE IDENTIFICATION SYSTEM

WHEREAS, the City desires to add provisions to the Northglenn Municipal Code to include the use of an automated vehicle identification system (*e.g.*, photo radar) to detect violations of traffic regulations; and

WHEREAS, these provisions comply with the recent changes to State law concerning automated vehicle identification systems set forth in Senate Bill 26-152.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NORTHGLENN, COLORADO, THAT:

Section 1. Chapter 7 of the Northglenn Municipal Code is hereby amended by the addition of a new Article 7-11 to read as follows:

ARTICLE 11

AUTOMATED VEHICLE IDENTIFICATION SYSTEMS

Section 7-11-1. Definitions. The following terms as used in this Article 11 shall have the following meanings:

(a) **Automated Vehicle Identification System** shall mean a system to detect traffic violations imposed by traffic signals or traffic signs and/or a system used to detect violations of a bus lane or bicycle lane restrictions, but is not an automated license plate reader system. The term includes a system whereby:

(1) A machine is used to automatically detect a violation of a traffic regulation and simultaneously record a photograph of the vehicle and the license plate of the vehicle; and

(2) A notice of violation or civil penalty assessment notice may be issued to the registered owner of the motor vehicle.

(b) **Civil Penalty Assessment Notice** shall mean a notice mailed via first class mail or personally served to a registered owner of a vehicle involved in any traffic violation that has previously received a notice of violation.

(c) **Mobile Automated Vehicle Identification System** shall mean an automated vehicle identification system designed to detect traffic violations and that:

- (1) Is capable of being relocated between enforcement locations;
 - (2) May be installed within or mounted to a motor vehicle, including a van, sport utility vehicle, or similar vehicle platform;
 - (3) Does not include a device or system installed in or mounted to a trailer, unless the system is moved to a new location within seventy-two (72) hours after being deployed or is deployed in a maintenance, repair, or construction zone designated pursuant to C.R.S. § 42-4-614 or a school zone as defined in C.R.S. § 42-4-615; and
 - (4) Is generally used to provide flexibility to address temporary enforcement in high-risk traffic areas or shifting traffic patterns.
- (d) **Notice of Violation** shall mean a notice mailed via first class mail or personally served to a registered owner of a vehicle involved in any traffic violation detected by an automated vehicle identification system advising that the violation has been detected, or a similar notice mailed to the operator of the vehicle identified by a registered owner of said vehicle.
- (e) **Residential Neighborhood** shall mean any block on which a majority of the improvements along both sides of the street are residential dwellings and the speed limit is thirty-five (35) miles per hour or less.

Section 7-11-2. Implementation.

- (a) Before implementing a new automated vehicle identification system that is not a replacement of an existing automated vehicle identification system and is not a mobile automated vehicle identification system that has been moved to a new location within the same established automated vehicle identification system corridor:
- (1) The City shall publicly announce the implementation of the system through the City's website and social media accounts for at least thirty (30) days prior to the use of the system;
 - (2) The City shall post a sign announcing the upcoming use of an automated vehicle identification system at each location where such a system will be installed at least thirty (30) days before the automated vehicle identification system is utilized, and the sign shall use lettering that is at least four (4) inches high for uppercase letters and three (3) inches high for lowercase letters; and
 - (3) For the first thirty (30) days after the system is installed or deployed, the City shall only issue warnings for violations of a municipal traffic regulation or traffic violation under state law detected through the use of an automated vehicle identification system and such warnings shall be issued in writing.

Section 7-11-3. Notices of Violation in General.

(a) If the City detects any alleged violation of a municipal traffic regulation or traffic violation under state law through the use of an automated vehicle identification system, then the City shall issue, or cause its vendor to issue, to the registered owner of the motor vehicle involved in the alleged violation, by first-class mail or personal service, a Notice of Violation.

(b) The City may only issue a Notice of Violation for violations that occur:

(1) Within a school zone;

(2) Within a Residential Neighborhood;

(3) Within a maintenance, construction, or repair zone designated pursuant to C.R.S. § 42-4-614;

(4) Along a street that borders a City park; or

(5) Along a street, or portions of a street, which the City designated as an automated vehicle identification system corridor as set forth in Section 7-11-7.

(c) The Notice of Violation shall be served:

(1) Within thirty (30) days after the alleged violation if the motor vehicle involved in the alleged violation is registered in the state; or

(2) Within sixty (60) days after the alleged violation if the motor vehicle involved in the alleged violation is registered outside the state.

(d) The Notice of Violation shall contain:

(1) The name and address of the registered owner of the motor vehicle involved in the alleged violation;

(2) The license plate number of the motor vehicle involved in the alleged violation;

(3) The date, time, and location of the alleged violation;

(4) The amount of civil penalty prescribed for the alleged violation;

(5) The deadline for payment of the prescribed civil penalty and for disputing the alleged violation; and

(6) Information on how the registered owner may either dispute the alleged violation at a hearing or pay the prescribed penalty.

(e) To protest a Notice of Violation, the registered owner shall request, in writing, a hearing to dispute the alleged violation. The deadline to request a hearing to dispute the

Notice of Violation shall be at least forty-five (45) days after the date of the Notice of Violation.

Section 7-11-4. Registered Owner Responsibility.

(a) The registered owner of the motor vehicle detected by the automated vehicle identification system is responsible for paying any civil penalty associated with a Notice of Violation unless:

(1) The registered owner establishes that the motor vehicle had been sold or leased prior to the time of the violation detected by the automated vehicle identification system by providing a bill of sale or other documentation to show that the motor vehicle was sold, leased, or transferred before the date and time of the violation;

(2) The registered owner establishes that the motor vehicle had been stolen prior to the time of the violation detected by the automated vehicle identification system by providing a copy of the police report to show that the owner's license plate or motor vehicle was stolen before the date and time of the violation;

(3) The registered owner establishes that law enforcement issued a separate traffic citation to the registered owner or driver of the motor vehicle for the violation detected by the automated vehicle identification system; or

(4) A representative of the estate or a family member of the registered owner establishes that the registered owner was deceased prior to the date of the violation detected by the automated vehicle identification system.

(b) Unless the motor vehicle was leased at the time of the violation and the motor vehicle was registered in the name of the lessee at the time of the violation, to establish that the registered owner is not responsible for paying a civil penalty associated with a notice of violation, the registered owner or a representative of the estate or a family member of the registered owner shall, within thirty (30) days after the date of the issuance of the Notice of Violation, provide the City an affidavit with information showing that one of the exceptions set forth in subsection (a) of this Section applies. The affidavit shall include the civil penalty number.

(c) If the registered owner to whom a notice of violation has been issued is deceased, the affidavit shall include both a certified copy of the death certificate showing that the death of the registered owner occurred before the date of the violation and one of the following:

(1) A bill of sale or other document showing that the motor vehicle was sold or transferred after the date of the registered owner's death and before the date of the violation;

(2) Documented proof that the registered license plate belonging to the registered owner was returned to the Department of Revenue (DOR) or another office or authorized agent of the DOR after the date of the registered owner's death and before the date of the violation; or

(3) A copy of the police report showing that the registered owner's license plate or vehicle was stolen after the date of the registered owner's death and before the date of the violation.

(d) Upon receipt of the affidavit and sufficient supporting documentation pursuant to this Section, the City shall dismiss the Notice of Violation and provide proof of the dismissal to the registered owner or other person that submitted the affidavit.

(e) A person that submits a false affidavit commits a class 2 misdemeanor offense and, upon conviction, shall be punished as provided in C.R.S. § 42-4-1701(3).

Section 7-11-5. Speeding.

(a) Violations.

(1) For a speeding violation of under six (6) miles per hour over the reasonable and prudent speed, as detected through the use of an automated vehicle identification system, the registered owner may only receive a written warning with no penalty or surcharge.

(2) For a speeding violation of at least six (6) but less than ten (10) miles per hour over the reasonable and prudent speed through the use of an automated vehicle identification system, the violation may be cited as follows:

(A) For the registered owner's first offense, a written warning with no penalty or surcharge; and

(B) For the registered owner's second or subsequent offense, a Notice of Violation.

(3) For a speeding violation of ten (10) or more miles per hour over the reasonable and prudent speed through the use of an automated vehicle identification system, the City shall issue the registered owner a Notice of Violation.

(b) Variable Speed Limit. If a variable speed limit is in effect or a speed limit is otherwise temporarily lowered due to hazardous weather or other traffic conditions, the City shall only issue a notice of violation and civil penalty, if applicable, for a violation detected by an automated vehicle identification system if the violation is a speeding violation that exceeds the regular maximum posted speed limit for that location that is typically in effect when a variable speed limit is not in effect and the speed limit is not otherwise temporarily lowered, provided that this subsection (b) does not apply when a speed limit is temporarily lowered due to the need for a temporary maintenance, repair, or construction zone designated pursuant to C.R.S. § 42-4-614.

(c) Civil Penalty. The maximum civil penalty for a speeding violation under this Article 11, including any surcharge, is forty dollars (\$40.00), unless the violation is within a school, maintenance, construction, or repair zone, in which case the penalty amount may be doubled pursuant to C.R.S. § 42-4-614.

(d) Signage. The City shall place an appropriate temporary or permanent sign in a conspicuous place not fewer than three hundred (300) feet before the area in which the automated vehicle identification system is to be used, to notify the public that an automated vehicle identification system is in use immediately ahead.

Section 7-11-6. Disobedience to a Traffic Control Signal.

(a) If the City detects a violation of a municipal traffic regulation or traffic violation under state law for disobedience to a traffic control signal through the use of an automated vehicle identification system, the maximum penalty, including any surcharge, is seventy-five dollars (\$75.00).

(b) The City shall not use an automated vehicle identification system designed to detect disobedience to a traffic control signal or other violation of a local traffic ordinance unless the City posts a sign notifying the public that an automated vehicle identification system is in use immediately ahead. Such sign shall:

(1) Be placed in a conspicuous location not less than two hundred (200) feet and not more than five hundred (500) feet before the automated vehicle identification system; and

(2) Use lettering that is at least four (4) inches high for upper case letters and three (3) inches high for lower case letters.

Section 7-11-7. Automated Vehicle Identification System Corridors.

(a) Pursuant to C.R.S. § 42-4-110.5(2)(g)(I), the City identifies the following corridors within the City as automated vehicle identification system corridors:

(1) 104th Avenue within the corporate limits of the City of Northglenn from approximately Fox Run Parkway on the eastern boundary of the City to approximately Zuni Street on the western boundary of the City;

(2) 112th Avenue within the corporate limits of the City of Northglenn from approximately Steele Street on the eastern boundary of the City to approximately Alcott Street on the western boundary of the City; and

(3) 120th Avenue within the corporate limits of the City of Northglenn from approximately Claude Court on the eastern boundary of the City to approximately Huron Street on the western boundary of the City.

(b) Prior to using an automated vehicle identification system on an automated vehicle identification system corridor, the City shall post a permanent sign not fewer than three hundred (300) feet before the beginning of such corridor and a permanent sign not fewer than three hundred (300) feet before each camera within the corridor or a temporary sign not fewer than three hundred (300) feet before any mobile camera.

(c) The City shall illustrate, through quantitative data collected within the past five (5) years, incidents of crashes, speeding, or reckless driving on the streets designated as an automated vehicle identification system corridor. The City may also illustrate the need for

an automated vehicle identification system corridor via community complaints, but consideration of such complaints must also be supported by quantitative data.

(d) The City shall coordinate with the Department of Transportation and the Colorado State Patrol in designated corridors.

(e) The City shall annually publish a report on its website disclosing the number of citations and amount of revenue generated by the automated vehicle identification system corridor.

(f) The City shall not locate an automated vehicle identification system corridor on any highway that is part of the federal interstate highway system.

Section 7-11-8. Civil Penalty Assessment Notices.

(a) If the City has not received the prescribed civil penalty or written notice requesting a hearing to dispute the alleged violation by the deadline provided in the Notice of Violation, then the City shall issue, or cause its vendor to issue, a Civil Penalty Assessment Notice to be served on the registered owner either by first-class mail or personal service.

(b) The Civil Penalty Assessment Notice shall contain:

(1) The name and address of the registered owner of the motor vehicle involved in the alleged violation;

(2) The license plate of the motor vehicle involved in the alleged violation;

(3) The date, time, and location of the alleged violation;

(4) The amount of the civil penalty prescribed for the alleged violation;

(5) The deadline for payment of the prescribed civil penalty; and

(6) Information on how to pay the prescribed civil penalty.

(c) If the registered owner fails to pay the full prescribed civil penalty by the deadline stated in the Civil Penalty Assessment Notice, a final order of liability shall be entered against the registered owner of the vehicle. The final order shall be personally served to the registered owner. Final orders of liability may be appealed as to matters of law and fact to the Adams County Court or Weld County Court, as applicable.

(d) The City may initiate or pursue a collection action against the registered owner of a motor vehicle for debt resulting from the final order of liability.

(e) The City shall not report to the Department of Transportation any conviction or entry of judgment against a defendant for a violation of a municipal traffic regulation or traffic violation under state law, if the violation was detected through the use of an automated vehicle identification system.

(f) If the registered owner fails to pay the full prescribed civil penalty, the City shall not attempt to enforce the penalty by immobilizing the registered vehicle owner's vehicle.

Section 7-11-9. Vendors.

(a) No portion of any fine collected through the use of an automated vehicle identification system may be paid to the manufacturer or vendor of the automated vehicle identification system equipment. The compensation to such vendor by the City shall:

(1) Be based on the value of such equipment and the value of any services provided;

(2) Not be based on the number of traffic citations issued or the amount of revenue generated by such equipment or services, or be structured as a flat monthly fee or a flat hourly rate that is not contingent upon, and does not vary based on, the number of traffic citations issued or the amount of revenue generated; and

(3) Not include any incentive, bonuses, escalators, or other provisions that are directly tied to the number of citations issued or the amount of revenue generated.

Section 7-11-10. Data Retention. The City shall:

(a) Program the automated vehicle identification system to retain data only when a violation of a county or municipal traffic regulation or traffic violation under state law occurs;

(b) Treat all photographs and video collected by the automated vehicle identification system as confidential and exempt from disclosure and inspection pursuant to the "Colorado Open Records Act" part 2 of Article 72, Title 24, C.R.S.;

(c) Not use, disclose, sell, or permit access to photographs, video, or personal identifying data collected by the automated vehicle identification system, except to the extent necessary to operate the program, including for purposes of processing violations, for other law enforcement purposes, for transferring data to a new vendor or operating system, or, pursuant to a court order, for use in unrelated legal proceedings; and

(d) Destroy any photographs and video of a violation collected by the automated vehicle identification system within three (3) years after the final disposition of the violation, unless the photographs or video are maintained in a separate system for other purposes allowed by law.

INTRODUCED, READ AND ORDERED POSTED this 27th day of July,
2026.


MEREDITH LEIGHTY
Mayor

ATTEST:


JOHANNA SMALL, MMC
City Clerk

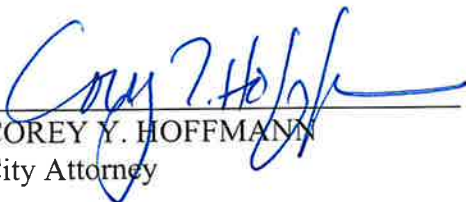
PASSED ON SECOND AND FINAL READING this ____ day of _____,
2026.

MEREDITH LEIGHTY
Mayor

ATTEST:

JOHANNA SMALL, MMC
City Clerk

APPROVED AS TO FORM:


COREY Y. HOFFMANN
City Attorney