

SPONSORED BY: MAYOR DODGE

COUNCILMAN'S BILL

ORDINANCE NO.

No. CB-1908
Series of 2018

1753
Series of 2018

A BILL FOR AN ORDINANCE AMENDING THE NORTHGLENN MUNICIPAL CODE BY THE ADDITION THERETO OF A NEW SECTION 9-4-15 CONCERNING PEDESTRIAN ACCESS TO MEDIANS, AND REPEALING ARTICLE 7 OF CHAPTER 7 OF THE NORTHGLENN MUNICIPAL CODE

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

Section 1. The Northglenn Municipal Code is amended by the addition thereto of a new Section 9-4-15 to read as follows:

Section 9-4-15. Pedestrian Access to Medians.

(a) Legislative Findings.

(1) The primary purpose of roadway medians is to enhance the safety of and free flow of traffic on roadways by separating opposing lanes of vehicular traffic, channeling traffic for turning purposes, calming traffic, and, in some cases, providing a temporary refuge for pedestrians crossing busy and/or wide roadways.

(2) The City has observed that some persons are occupying medians that are not safe for pedestrian use and can cause danger to pedestrians and motorists.

(3) The City has caused a study to be conducted and a report to be prepared entitled "Assessment of Locations Where Pedestrians and Vehicles Intersect," dated May 15, 2018 (the "Report"), which identifies high risk locations that are unsafe for pedestrian use adjacent to traffic.

(4) The City finds that prohibiting pedestrian access to the locations identified in the Report as being unsafe for pedestrian use is the least restrictive means possible to further the significant public interest of protecting the public health, safety and welfare of the City and its residents.

(b) Definitions. For purposes of this Section 9-4-15, the following terms shall have the following meanings:

(1) "**Median**" means an area other than a centerline marked or constructed on a roadway or between two adjacent roadways for the purpose of separating traffic flowing in opposite directions.

(2) **"Stop Bar"** means a twelve (12) to twenty-four (24) inch wide solid white line extending across intersection approach lanes that identifies the location where vehicles should stop at an intersection.

(3) **"Within two hundred (200) feet of the Intersection"** is measured from the Stop Bar of that approach.

(c) Pedestrian Access Prohibited. It shall be unlawful for any person to access, use, occupy, congregate, or assemble on or about any of the following medians within two hundred (200) feet of the following intersections:

(1) The West leg of the intersection of 104th Avenue and Melody Drive;

(2) The West leg of the intersection of 104th Avenue and Market Place;

(3) The East leg of the intersection of 104th Avenue and Bannock Street;

(4) The South leg of the intersection of Grant Street and 120th Avenue;

(5) The South leg of the intersection of Washington Street and 120th Avenue;

(6) The North leg of the intersection of the Interstate 25 Southbound ramp and 104th Avenue;

(7) The South leg of the intersection of the Interstate 25 Northbound ramp and 104th Avenue; and

(8) The East leg of the intersection of the Interstate 25 Northbound ramp and 104th Avenue.

(d) Exceptions. The prohibition set forth above shall not apply in the following circumstances:

(1) Pedestrians utilizing a median as a refuge for one (1) traffic signal cycle because they are unable to safely cross the entire roadway during the traffic signal pedestrian phase or green light;

(2) On-duty public safety personnel are engaged in the performance of their official duties; or

(3) State or City staff or contractors, or utility company staff or contractors, authorized by the State or City to access the median, performing construction or maintenance activities.

(e) Penalties.

(1) Upon a conviction for a first offense for violating this Section, the court shall impose a fine of not more than five hundred dollars (\$500.00), or a sentence of probation, or both.

(2) Upon a conviction for a second or subsequent offense for violating this Section, the court shall impose a fine of not more than five hundred dollars (\$500.00) or imprisonment in jail for a period of not more than ninety (90) days, or a sentence of probation, or by a combination of fine, imprisonment, and a sentence of probation.

Section 2. Article 7 of Chapter 7 of the Northglenn Municipal Code is hereby repealed in its entirety.

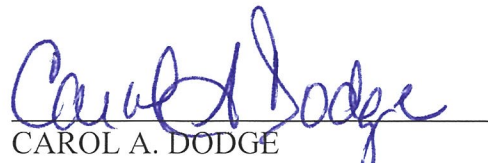
INTRODUCED, READ AND ORDERED POSTED this 11th day of June, 2018.


CAROL A. DODGE
Mayor

ATTEST:


JOHANNA SMALL, CMC
City Clerk


PASSED ON SECOND AND FINAL READING this 25th day of June, 2018.


CAROL A. DODGE
Mayor

ATTEST:


JOHANNA SMALL, CMC
City Clerk

APPROVED AS TO FORM:


COREY Y. HOFEMANN
City Attorney