

**AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF PITKIN COUNTY, COLORADO, REPEALING TITLE 14 (ROAD MANAGEMENT AND MAINTENANCE PLAN) OF THE PITKIN COUNTY CODE AND REINSTATING TITLE 14 (ROAD MAINTENANCE AND MANAGEMENT PLAN) INTO THE PITKIN COUNTY CODE AS TITLE 9 (ROADS AND PUBLIC PLACES) SECTION 9.12.010**

**ORDINANCE NO. 026 -2018**

**RECITALS:**

1. Pursuant to 30-35-301 C.R.S., the Board of County Commissioners of Pitkin County, Colorado ("BOCC"), a home rule county, is authorized to make and publish ordinances for carrying into effect or discharging the powers and duties conferred upon such counties by law and as seems necessary.
2. Pursuant to Section 2.8.1 of the Home Rule Charter ("HRC"), the BOCC is authorized to take official action by Ordinance for certain matters where action is prescribed pursuant to the Colorado Revised Statutes as amended.
3. Pursuant to Ordinance No.005-2010, the Board of County Commissioners added the Pitkin County Assets Management Plan as Title 14 of the Pitkin County Code.
4. Since Ordinance No. 005-2010 was adopted, the Assets Management Plan was re-named as the Road Maintenance and Management Plan to address Pitkin County roads and right-of-ways. Further, Title 9 of the Pitkin County Code was established as Roads and Public Places.
5. The Board of County Commissioners finds that it is appropriate to repeal Title 14 (Road Maintenance and Management Plan) and reinstate the Road and Management Plan as Section 9.12.010 of Title 9 (Roads and Public Places) of the Pitkin County Code.
6. The BOCC finds that adoption of this ordinance is in the best interest of the citizens of Pitkin County.

**NOW, THEREFORE, BE IT ORDAINED** by the Board of County Commissioners of Pitkin County, Colorado that it hereby adopts an Ordinance Repealing Title 14 (Road Management and Maintenance Plan) of the Pitkin County Code and Reinstating the Road Maintenance and Management Plan into the Pitkin County Code as Title 9 (Roads and Public Places) Section 9.12.010 and authorizes the Chair or the Chair's designee to sign the Ordinance and upon the satisfaction of the County Attorney as to form, execute any other associated documents necessary to complete this matter.

INTRODUCED AND FIRST READ ON THE 9<sup>TH</sup> DAY OF MAY, 2018 AND SET FOR SECOND READING AND PUBLIC HEARING ON THE 23<sup>RD</sup> DAY OF MAY, 2018.

NOTICE OF PUBLIC HEARING AND TITLE AND SHORT SUMMARY OF THE RESOLUTION PUBLISHED IN THE ASPEN TIMES WEEKLY ON THE 10<sup>th</sup> DAY OF May, 2018.

NOTICE OF PUBLIC HEARING AND THE FULL TEXT OF THE RESOLUTION POSTED ON THE OFFICIAL PITKIN COUNTY WEBSITE ([www.pitkincounty.com](http://www.pitkincounty.com)) ON THE 10<sup>th</sup> DAY OF May 2018.

ADOPTED AFTER FINAL READING AND PUBLIC HEARING ON THE 23<sup>rd</sup> DAY OF May 2018.

PUBLISHED BY TITLE AND SHORT SUMMARY, AFTER ADOPTION, IN THE ASPEN TIMES WEEKLY ON THE 31<sup>st</sup> DAY OF May, 2018.

POSTED BY TITLE AND SHORT SUMMARY ON THE OFFICIAL PITKIN COUNTY WEBSITE ([www.pitkincounty.com](http://www.pitkincounty.com)) ON THE 25<sup>th</sup> DAY OF May, 2018.

ATTEST:

BOARD OF COUNTY COMMISSIONERS

By Jeanette Jones  
Jeanette Jones  
Deputy County Clerk

By: Patti Clapper  
Patti Clapper, Chair

Date: 06-20-2018

APPROVED AS TO FORM:

MANAGER APPROVAL

John Ely  
John Ely, County Attorney

Jon Peacock  
Jon Peacock, County Manager