

**CITY OF WOODLAND PARK, COLORADO
ORDINANCE NO. 1509
(Series of 2025)**

AN ORDINANCE OF THE CITY OF WOODLAND PARK AMENDING VARIOUS SECTIONS OF CHAPTER 10.08 REGARDING THE REMOVAL AND DISPOSAL OF NUISANCE VEHICLES

WHEREAS, the City of Woodland Park, Colorado (the “City”) has been duly organized and is validly existing as a Home Rule City under the Colorado Constitution and the Home Rule Charter of the City; and

WHEREAS, in a review of the City’s code, it sometimes becomes necessary to make amendments to bring code sections in line with how they are enforced; and

WHEREAS, abandoned and nuisance vehicles can have a negative impact on the community as a whole and on how visitors to the community view the City; and

WHEREAS, the City Council finds that the amendments adopted herein promote the public health, safety, and welfare of the residents of Woodland Park.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WOODLAND PARK, COLORADO, AS FOLLOWS:

Section 1. The City Council incorporates the foregoing recitals as conclusions, facts, determinations, and findings by the City Council.

Section 2. *Municipal Code § 10.08.020, Definitions, enacted.*

Section 10.08.020, Definitions is hereby enacted to read as follows:

10.08.020 – Definitions.

For the purposes of this Chapter, the following words shall have the definitions as set out below:

Abate shall mean to bring to a halt, eliminate or where that is not possible or feasible, to suppress, reduce, and minimize.

Community Parking Lot shall mean an area not within a building that is controlled, maintained and/or owned by the City where motor vehicles may be left for the purposes of temporary off-street parking use when such use is not accessory to any other use. A parking fee may or may not be charged.

Inoperable shall mean a condition of being junked, wrecked, wholly or partially dismantled, discarded, abandoned or unable to perform the functions or purpose for which it was originally constructed.

Unlicensed shall mean a condition of the absence of an effective registration plate. This includes a lack of registration or expired registration.

Vehicle shall mean any trailer (including contents of trailer), whether or not self-propelled, and any nonaquatic, self-propelled vehicle which, as originally built, contained an engine, regardless of whether it contains an engine at any other time, including, without limitation, automobiles, trucks, buses, motor homes, motorized campers, motorcycles, motor scooters, tractors, snowmobiles, dune buggies and other off-the-road vehicles.

Section 3. *Municipal Code § 10.08.040, Removal, disposal of nuisance vehicles, amended.*
Section 10.08.040, Removal, disposal of nuisance vehicles is amended to read as follows:

10.08.040 – Removal, disposal of nuisance vehicles.

A. Members of the police department and planning department are authorized to remove, or have removed at their direction a nuisance vehicle from any property within the city limits. For purposes of this section “nuisance vehicle” means any motor vehicle that meets **any** of the following qualifications:

1. Is unlicensed;

2. Left unattended for 72 hours or more;

~~3. Is three years old or older; and~~

~~3.4. Is extensively damaged, such damage including but not limited to any of the following: a broken window, windshield or both, missing wheels, tires, motor or transmission, extensive body damage or missing body parts. Vehicles that are screened from street view and adjacent neighbors, or have a fitted cover designed for vehicles, earth tone in color, will not be considered a nuisance vehicle;~~

~~4.5. Any vehicle left unattended in a community parking lot for 48 hours or more;~~

~~5.6. Any vehicle parked upon the roadway or in a community parking lot in violation of the prohibitions or restrictions posted on official signs; **or**~~

~~6.7. Any vehicle parked upon a roadway or in a community parking lot for the purpose of:~~

- (i) Displaying the vehicle for sale, although displaying a “For Sale” sign in a vehicle that is using the community parking lot for the purposes normally associated with a parking lot shall not be a violation;
- (ii) Washing, greasing, painting, or repairing a vehicle except repairs as necessitated by an emergency; or
- (iii) A display or advertisement that requires a permit from the city.

B. The officer shall record the make of motor vehicle, the serial number, when available, and shall also detail the damage or missing equipment.

C. No person shall willfully leave a nuisance vehicle on public or private property for a period greater than 72 hours. Any such vehicle so left shall be posted by a police officer or city employee as a nuisance vehicle. Said posting shall provide notification of impoundment within seven days. If such nuisance is then not abated, the city may then arrange for impoundment of the nuisance vehicle.

D. Disposition of impounded nuisance vehicles pursuant to this section shall be in conformance with state law. Prior to releasing impounded nuisance vehicles, proof of abatement of the nuisance vehicle conditions shall be submitted to the police department if no such proof is submitted, the registered owner of the nuisance vehicle shall be issued a summons and complaint into municipal court.

Section 4. *Severability.* The provisions of this ordinance are severable and the invalidity of any section, phrase, clause, or portion of the ordinance as determined by a court of competent jurisdiction shall not affect the validity or effectiveness of the remainder of the ordinance.

Section 5. *Effective Date.* This ordinance shall be in full force and effect upon its publication as required by law.

Section 6. The codifier of the City’s Municipal Code, Municipal Code Corporation, is hereby authorized to make such numerical and formatting changes as may be necessary to incorporate the provisions of this Ordinance within the Woodland Park Municipal Code.

PASSED BY CITY COUNCIL ON SECOND AND FINAL READING FOLLOWING PUBLIC HEARING THIS ___ DAY OF _____, 2025.

City of Woodland Park

Kellie Case, Mayor

ATTEST:

City Clerk, Suzanne Lecler