

**TOWN OF MINTURN, COLORADO
RESOLUTION NO. 18 – SERIES 2024**

**A RESOLUTION SETTING THE FINE FOR ENGIN BRAKING
WITHIN THE TOWN OF MINTURN**

WHEREAS, the Town of Minturn is a Home Rule Municipality under the Colorado Constitution; and

WHEREAS, The Town has previously adopted Title 42, Article 4, C.R.S., for the regulation of vehicles and traffic (the “Model Traffic Code”); and

WHEREAS, the Town Council previously found that the use of compression braking systems, commonly referred to as “jake brakes”, within the Town is deleterious to the public health, safety, and welfare of the Town’s citizens; and

WHEREAS, the Town of Minturn Charter – Ordinance No. 05-Series 2015, Sec. 8-1-30 (b)(4) establishes that it is unlawful for any person to use an engine compression brake device within the Town of Minturn, except for the aversion of imminent danger to person or property; and

WHEREAS, the Town of Minturn now wishes to designate a specific fine for this violation; and

WHEREAS, C.R.S. 42-4-225 sets the fine at \$500.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF MINTURN, COLORADO THAT:

- 1) The set forth for this violation shall be \$500.

INTRODUCED, READ, APPROVED, ADOPTED AND RESOLVED THIS 1ST DAY OF MAY, 2024.

EARLE BIDEZ, MAYOR

ATTEST:

JAY BRUNVAND, TOWN CLERK