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Chapter 1.01CODE ADOPTIONSections:

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1.01.010 Adoption. Pursuant to the provisions of Sections 31-16-201 through 31-16-208 of the Colorado Revised Statutes, as amended, there is hereby adopted the "Columbine Valley Municipal Code" as published by Book Publishing Company, Seattle, Washington. (Ord. 11-1990 §1, 1991)

1.01.020 Title--Citation--Reference. This code shall be known as the "Columbine Valley Municipal Code" and it shall be sufficient to refer to said code as the "Columbine Valley Municipal Code" in any prosecution for the violation of any provision thereof or in any proceeding at law or equity. It shall be sufficient to designate any ordinance adding to, amending, correcting or repealing all or any portion thereof as an addition to, amendment to, correction or repeal of the "Columbine Valley Municipal Code." Further reference may be had to the titles, chapters, sections and subsections of the "Columbine Valley Municipal Code" and such references shall apply to that numbered title, chapter, section or subsection as it appears in the code. (Ord. 11-1990 §2, 1991)

1.01.030 Ordinances passed prior to adoption of the code. The last ordinance included in the original code is

Trustee Bill No. 5, Series of 1990, passed August 21, 1990. The following ordinances, passed subsequent to Trustee Bill No. 5, Series of 1990, but prior to the adoption of this code, are hereby adopted and made a part of this code: Trustee Bill No. 6, Series of 1990; Trustee Bill No. 7, Series of 1990; Trustee Bill No. 8, Series of 1990; Trustee Bill No. 9, Series of 1990; and Trustee Bill No. 10, Series of 1990. (Ord. 11-1990 §3, 1991)

1.01.040 Codification authority. This code consists of all the regulatory and penal ordinances and certain of the administrative ordinances of the town of Columbine Valley, Colorado, codified pursuant to the provisions of Sections 31-16-201 through 31-16-208 of the Colorado Revised Statutes. (Ord. 11-1990 §4, 1991)

1.01.050 Reference applies to all amendments. Whenever a reference is made to this code as the "Columbine Valley Municipal Code" or to any portion thereof, or to any ordinance of the town of Columbine Valley, Colorado, the reference shall apply to all amendments, corrections and additions heretofore, now or hereafter made. (Ord. 11-1990 §5, 1991)

1.01.060 Title, chapter and section headings. Title, chapter and section headings contained herein shall not be deemed to govern, limit, modify or in any manner affect the scope, meaning or intent of the provisions of any title, chapter or section hereof. (Ord. 11-1990 §6, 1991)

1.01.070 Reference to specific ordinances. The provisions of this code shall not in any manner affect matters of record which refer to, or are otherwise connected with ordinances which are therein specifically designated by number or otherwise and which are included within the code, but such reference shall be construed to apply to the corresponding provisions contained within the code. (Ord. 11-1990 §7, 1991)

1.01.080 Effect of code on past actions and obligations. Neither the adoption of this code nor the repeal or amendments of any ordinance or part or portion of any ordinance of the town of Columbine Valley, Colorado, shall in any manner affect the prosecution for violations of ordinances, which violations were committed prior to the effective date hereof, nor be construed as a waiver of any license, fee, or penalty at said effective date due and unpaid under such ordinances, nor be construed as affecting any of the provisions of such ordinances relating to the collection of any such license, fee, or penalty, or the penal validity of any bond or cash deposit in lieu thereof required to be posted, filed or deposited pursuant to any ordinance and all rights and obligations thereunder appertaining shall

continue in full force and effect. (Ord. 11-1990 §8, 1991)

Chapter 1.04GENERAL PROVISIONSSections:

- 1.04.010 Title--Citation.
- 1.04.020 Definitions.
- 1.04.030 Rules of construction.
- 1.04.040 Amendments.
- 1.04.050 General repeal.
- 1.04.060 Effect of repealing ordinances.
- 1.04.070 Severability.

1.04.010 Title--Citation. The ordinances codified in this and the following titles shall constitute and be designated "the code of the town of Columbine Valley, Colorado," and may be so cited. Such ordinances may also be cited as "Columbine Valley Municipal Code." (Prior code §1-1-1)

1.04.020 Definitions. In the construction of the code and of all ordinances of the town, the following definitions and rules of construction shall be observed, unless it shall be otherwise expressly provided in any section or ordinances, or unless inconsistent with the manifest intent of the ordinance:

Board of Trustees. The word "board" or "trustees" means the board of trustees of the town of Columbine Valley.

"Code" means the code of the town of Columbine Valley as published and subsequently amended, unless the context requires otherwise.

"County" means the county of Arapahoe, Colorado.

"Day" means the period of time between any midnight and the midnight following.

"Daytime, nighttime" means the period of time between sunrise and sunset. "Nighttime" is the period of time between sunset and sunrise.

"In the town" means and includes all territory over which the town now has, or shall hereafter acquire, the jurisdiction for the exercise of its police powers or other regulatory powers.

"Month" means a calendar month.

"Oath" means an affirmation in all cases in which, by law, an affirmation may be substituted for an oath, and in such cases the words "swear" and "sworn" shall be equivalent to the words "affirm" and "affirmed."

"Owner" applied to a building or land means any part owner, joint owner, tenant in common, joint tenant or tenant by the entirety of the whole or a part of such building or land.

"Person" means a firm, partnership, corporation, association, or other organization acting as a group or unit as well as an individual.

"Preceding, following" mean next before and next after, respectively.

"Property" means real, tangible and intangible personal property.

"Public way" means any street, alley, boulevard, parkway, highway, sidewalk or other public thoroughfare.

"Real property" means lands, tenements, and hereditaments.

"Sidewalk" means the portion of the street between the curb line and the adjacent property line, intended for the use of pedestrians.

"State" means the state of Colorado.

"Street" means any public way, highway, street, avenue, boulevard, parkway, alley or other public thoroughfare, and each of such words shall include all of them.

"Tenant" or "occupant" applied to a building or land, means any person who occupies the whole or a part of such building or land, whether alone or with others.

"Town" or "this town" means the town of Columbine Valley, Colorado.

"Year" means a calendar year, unless otherwise expressed. (Prior code §1-1-2(part))

1.04.030 Rules of construction. A. All words and phrases shall be construed and understood according to the common and approved usage of the language; but technical words and phrases and such others as may have acquired a peculiar and appropriate meaning in the law shall be construed and understood according to such peculiar and appropriate meaning.

B. When an ordinance requires an act to be done which may as well be done by an agent as by the principal, such requirement shall be construed to include all such acts when done by an authorized agent.

C. The time within which an act is to be done shall be computed by excluding the first and including the last day; but if the time for an act to be done shall fall on Sunday or a legal holiday, the act shall be done upon the day following such Sunday or legal holiday.

D. Every word in any ordinance importing the masculine gender shall extend to and be applied to females as well as males, and associations and bodies corporate as well as individuals shall be included.

E. Shall is mandatory and may is permissive.

F. The title of any section or subsection of this code shall not be deemed to in any way restrict, qualify or to limit the effect of the provisions set forth and contained in such section or subsection.

G. In all cases where any ordinance shall require any act to be done in a reasonable time or reasonable notice to be given, such reasonable time or notice shall be deemed to mean such time only as may be necessary for the prompt performance of such duty, or compliance with such notice. (Prior code §1-1-2(part))

1.04.040 Amendments. Any additions or amendments to this code shall be adopted as ordinances as required by state law, and when passed in such form as to indicate the intention to make the same a part thereof, shall be incorporated into this code so that reference to it as "the code of the town of Columbine Valley" shall be understood as including such additions or amendments. (Prior code §1-1-3)

1.04.050 General repeal. All ordinances and parts of ordinances of a general and permanent nature adopted by the town before the effective date of this code are repealed; provided, however, that any ordinances establishing salaries, establishing any contract right, authorizing the issuance of any bonds or evidence of indebtedness of the town, relating to the annual appropriation of the annual tax levy, granting any franchise, annexing territory to the town, naming streets or alleys, creating or assessing any local improvement district, or authorizing the sale, purchase or lease of property by the town, shall not be considered to be ordinances of a general and permanent nature and the same are not repealed. (Prior code §1-1-5)

1.04.060 Effect of repealing ordinances. The repeal of any provision of this code shall not affect any right which has accrued, any duty imposed, any penalty incurred, nor any action or proceedings as commenced under or by virtue of the provision repealed, nor the tenure of an office of any person holding office at the time when such repeal shall take effect. The repeal of any provision of this code shall not revive any provision or any ordinance theretofore repealed or superseded. (Prior code §1-1-6)

1.04.070 Severability. The provisions of this code are declared to be severable, and if any section, provision, or part thereof shall be held unconstitutional or invalid, the remainder of this code shall continue in full force and effect, it being the legislative intent that this code would have been adopted even if such unconstitutional matter had not been included therein. It is further declared that, if any provision or part of this code or the application thereof to any person or circumstances is held invalid, the remainder of this code and the application thereof to other persons shall not be affected thereby. (Prior code §1-1-4)

Chapter 1.08GENERAL PENALTYSections:

- 1.08.010 Violation--Penalty.  
1.08.020 Aiding and abetting.

1.08.010 Violation--Penalty. A. Whenever in this code or any other ordinance or resolution of the town or any rule or regulation promulgated under the provisions of this code or any act is prohibited or declared to be unlawful or an offense or a misdemeanor or the doing of any act is required or the failure to do any act is declared to be unlawful or an offense or a misdemeanor, where no specific penalty is provided therefor, any person who shall be convicted of the violation of any such provision of this code or other ordinance or resolution of the town hereafter enacted or of such rules or regulations shall be punished by a fine of not more than one thousand dollars or by imprisonment in jail not exceeding one year or by both such fine and imprisonment.

B. Every day any violation of this code or any other ordinance or resolution of the town or any rule or regulation promulgated under the provisions of this code shall continue shall constitute a separate offense. (Ord. 3-1992 §1(part), 1992; Ord. 11-1990 §9(part), 1991: prior code §1-1-7)

1.08.020 Aiding and abetting. Every person who commits, attempts to commit, conspires to commit, or aids or abets in the commission of any act declared herein to be in violation of the ordinances of this municipality, whether individually, or in connection with one or more persons as a principal, agent or accessory, shall be guilty of such offense, and every person who fraudulently directs another to violate any ordinance of this municipality is likewise guilty of such offense. (Prior code §10-7-14)