

**ORDINANCE NO. 11A**  
**BOARD OF COUNTY COMMISSIONERS**  
**OF THE**  
**COUNTY OF SUMMIT**  
**STATE OF COLORADO**

**AN ORDINANCE AMENDING ORDINANCE 11, A TEMPORARY EXPERIMENTAL TRAFFIC REGULATION.**

**WHEREAS**, pursuant to Title 42, Article 4, C.R.S. 1973, as amended, the Board of County Commissioners of Summit County, Colorado passed Ordinance No. 09 on August 25, 1997, adopting by reference the 1995 revised edition of the Model Traffic Code for Colorado Municipalities, promulgated and published as such by the Colorado Department of Transportation; and

**WHEREAS**, pursuant to C.R.S. §42-4-111(1)(v), the Board of County Commissioners of Summit County, Colorado may adopt, by ordinance, such temporary or experimental regulations with respect to streets and highways under its jurisdiction as may be necessary to cover special conditions; and

**WHEREAS**, in accordance with C.R.S. §42-4-111(1)(v), the Board of County Commissioners of Summit County, Colorado passed Ordinance No. 11 on November 8, 1999, adopting experimental traffic regulations regarding the Copper Mountain mass transit shuttle service ("Shark shuttle service"); and

**WHEREAS**, said Ordinance No. 11 permitted the Shark shuttle service to operate on Ten Mile Circle pursuant to a variance from the application of certain expressly identified road worthiness vehicular standards as set forth in Ordinance Number 9; and

**WHEREAS**, Copper Mountain Resort now desires to expand the Shark shuttle service to transport guests to the Union Creek area, on a specific designated route which will require the operation of such shuttle vehicles on Copper Road and Beeler Place, both Summit County roads; and

**WHEREAS**, the Board of County Commissioners of Summit County, Colorado finds that the operation of the Shark shuttle service has provided a valuable service in decreasing traffic congestion, transporting guests, and promoting tourism; and

**WHEREAS**, the Board of County Commissioners of Summit County, Colorado finds the alternative shuttle service route proposed by the Copper Mountain Resort is a reasonable and prudent temporary alternative route for the Shark shuttle service; and

**WHEREAS**, as stated above, the proposed Shark shuttle service route will require the shuttle service vehicles to operate on sections of roads and streets which are within the boundaries and under the jurisdiction of Summit County, Colorado; and

**WHEREAS**, the shuttle service vehicles currently utilized by the Copper Mountain Resort, when operated with the shuttle trailers attached, may be in violation of Ordinance No. 09, specifically, provisions of Articles 2 and 14 of the Model Traffic Code for Colorado Municipalities, as adopted therein; and

**WHEREAS**, the Board of County Commissioners of Summit County, Colorado finds that, given the special condition of the improvements to Copper Mountain Village, is necessary to amend Ordinance No. 11, an experimental regulation previously amending Ordinance No. 09, as applied to the Shark shuttle service, on a temporary basis, to permit the shuttle service to lawfully expand its valuable services to the community.

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF SUMMIT, STATE OF COLORADO THAT:**

1. An experimental regulation is hereby adopted, amending Ordinance No. 11, and granting a limited right of passage for the Shark shuttle service vehicles to operate on both Copper Road and Beeler Place, within Copper Mountain Village, subject to the following limitations:
  - a. During the winter season, defined herein as the first day of November until the thirtieth day of April, the shuttle service vehicles may operate along said route only during the daily operation periods of 8:30 a.m. to 11:30 a.m., and 2:30 p.m. to 5:00 p.m.; and at no time shall such service exceed 318 trips into Copper Road and Beeler Place in any two day period, including all peak weekends and holiday periods;
  - b. During the remainder of the year, the shuttle service vehicles may operate along said route only on a limited basis, based upon special events occurring at the time of use. Such operations are contingent upon the provision of prior notice to and receipt of prior approval from the Summit County Engineer.
2. All Shark shuttle service operations meeting the specific limitations as set forth above, to the extent such operations are inconsistent with the specific provisions of §§ 201, 203, 207, 234, 235, and 1405 of the Model Traffic Code for Colorado Municipalities, as adopted by the Board of County Commissioners in Ordinance No. 09, are hereby granted a special exemption from the enforcement of said regulations.
3. All other provisions of the Model Traffic Code for Colorado Municipalities, as adopted by the Board of County Commissioners in Ordinance No. 09, shall remain fully applicable to all shuttle service vehicles and operators.

4. Any and all modifications made to either Copper Road or Beeler Place by Copper Mountain Resort must be specified in advance, and Copper Mountain Resort must obtain prior approval from the Summit County Public Works Division before such modification or construction may commence.

5. The provisions of this experimental regulation, and all rights of passage and special exemptions created herein, will expire in its entirety exactly two years from the date this Resolution is adopted.

INTRODUCED, READ, ORDERED PUBLISHED IN FULL AND SET FOR PUBLIC HEARING THIS 12<sup>th</sup> DAY OF February, 2001.

BOARD OF COUNTY COMMISSIONERS  
OF SUMMIT COUNTY, COLORADO

By: William C. Wallace  
William C. Wallace, Chairman

READ, PASSED AND ADOPTED AFTER PUBLIC HEARING AND ORDERED PUBLISHED BY TITLE ONLY THIS 12<sup>th</sup> DAY OF March, 2001.

COUNTY OF SUMMIT  
STATE OF COLORADO  
By and Through its  
BOARD OF COUNTY COMMISSIONERS

William C. Wallace  
William C. Wallace, Chairman

Approved as  
to form  
D.T.  
Legal

ATTEST:

Cheri Brunvand  
Cheri Brunvand, Clerk & Recorder