

**CITY OF RIFLE, COLORADO
ORDINANCE NO. 1
SERIES OF 2017**

AN ORDINANCE OF THE CITY OF RIFLE, COLORADO, AMENDING
CERTAIN PENALTIES APPLICABLE TO CLASS C VIOLATIONS OF THE
CITY OF RIFLE MUNICIPAL CODE.

WHEREAS, the City of Rifle (“Rifle” or the “City”) is a home rule municipality organized under Article XX of the Colorado Constitution and with the authority of the Rifle Home Rule Charter; and

WHEREAS, Section 8.6 of the Rifle Home Rule Charter authorizes the City to adopt ordinances providing for the levy of fines and imposition of jail terms for violations of the Rifle Municipal Code; and

WHEREAS, Section 13-10-113, C.R.S., authorizes the City to impose fines of up to \$2,650.00 and to incarcerate individuals for up to one year for violations of the Municipal Code; and

WHEREAS, pursuant to Section 10-1-40 of the Municipal Code, there are three classes of municipal misdemeanors in Rifle, each with its own maximum fine and term of imprisonment; and

WHEREAS, the City Council for the City of Rifle finds and believes that it is in the interest of the public health, safety, and welfare to amend the Municipal Code to permit the Municipal Court to impose jail for violations thereof.

NOW, THEREFORE, THE COUNCIL OF THE CITY OF RIFLE, COLORADO, ORDAINS THAT:

1. Incorporation of Recitals. The foregoing recitals are incorporated herein as if set forth in full.

2. Penalty Amendment. Section 10-1-40 of the Rifle Municipal Code is hereby amended as follows, with double underlined text added and ~~strike through language deleted~~.

Sec. 10-1-40. – Penalties.

(a) All municipal misdemeanor offenses are divided into three (3) categories of municipal offenses. The classification and maximum penalties for each offense are as follows:

| <i>Class</i> | <i>Maximum Fine</i> | <i>Maximum Imprisonment</i> |
|--------------|---------------------|-----------------------------|
| A | \$2,000.00 | One Year |
| B | \$1,000.00 | Six Months |

| | | |
|---|------------|----------------------|
| C | \$1,000.00 | <u>Ten Days None</u> |
|---|------------|----------------------|

(b) If an offense carries a specific penalty, that penalty shall apply.

(c) Any offense not otherwise classified which does not carry a specific penalty is denominated as a Class A municipal offense.

INTRODUCED on February 1, 2017, read by title, passed on first reading, and ordered published by title as required by the Charter.

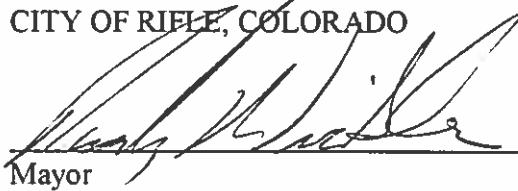
INTRODUCED a second time at a regular meeting of the Council of the City of Rifle, Colorado, held on February 15, 2017, passed without amendment, approved, and ordered published in full as required by the Charter.

Dated this 15 day of February, 2017.

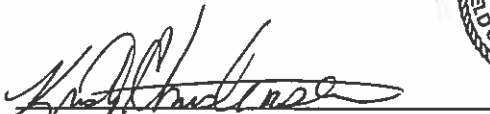
CITY OF RIFLE, COLORADO

BY:

Mayor



ATTEST:


City Clerk