

ORDINANCE NO. 117, 2011
OF THE COUNCIL OF THE CITY OF FORT COLLINS
ADDING A NEW SECTION TO ARTICLE VII OF CHAPTER 17
OF THE CODE OF THE CITY OF FORT COLLINS
PERTAINING TO STAYING ON MEDIANS PROHIBITED

WHEREAS, Fort Collins Police Services ("FCPS") has encountered persons occupying the medians of streets within the City for extended periods of time; and

WHEREAS, FCPS is concerned with the safety risks to those individuals and others driving or using the streets, sidewalks, and crosswalks; and

WHEREAS, FCPS is recommending that a new section be added to the City Code prohibiting a person from remaining on medians for longer than is reasonably necessary to cross the street; and

WHEREAS, the proposed new section would protect the citizens of Fort Collins by minimizing the safety risks to pedestrians and motorists; and

WHEREAS, City Council believes it is in the best interests of the City to approve the addition of this new section to the City Code.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FORT COLLINS that the Code of the City of Fort Collins is hereby amended by the addition of a new section 17-122 which reads in its entirety as follows:

Sec. 17-122. Staying on medians prohibited.

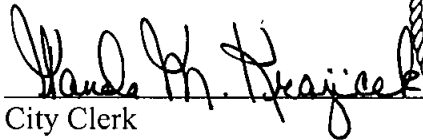
- (a) No person shall stand or be upon a median of any street for longer than is reasonably necessary to cross the street.
- (b) For the purposes of this Section, *median* shall mean:
 - (1) The area of a street, generally in the middle, which separates traffic traveling in one direction from traffic traveling in another direction, or which, at intersections, separates traffic turning left from traffic proceeding straight. Such an area is physically defined by curbing, landscaping, or other physical obstacles to the area's use by motor vehicles, or by traffic control markings which prohibit use of a portion of the pavement of a street by motor vehicles other than to drive generally perpendicularly across the markings, or to wait there awaiting the opportunity to cross or merge with the opposing lanes of traffic (also known as painted medians, which are wider than a double yellow line); or

(2) The area of a street at an intersection between the streets and a right turn only lane, roughly triangular in shape, and separated from the motor vehicular traffic lanes by curbing, landscaping, or other physical obstacles to the area's use by motor vehicles (also known as a right turn island).


(c) This Section does not apply to medians which are thirty (30) or more feet wide or to persons maintaining or working on the median for the government which owns the underlying right-of-way or for a public utility.

Introduced, considered favorably on first reading, and ordered published this 6th day of September, A.D. 2011, and to be presented for final passage on the 20th day of September, A.D. 2011.

ATTEST:


City Clerk

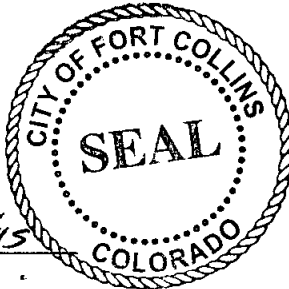




Mayor

Passed and adopted on final reading on the 20th day of September, A.D. 2011.

ATTEST:


Chief Deputy City Clerk




Mayor