

**Town of Erie  
Ordinance No. 16-2021**

**An Ordinance of the Board of Trustees of the Town of Erie  
Amending Section 508 of the 2020 Model Traffic Code by the  
Modification of Section 6-11-1.C. of the Erie Municipal Code,  
Regarding Gross Weight of Vehicles**

**Now be it Ordained by the Board of Trustees of the Town of Erie,  
Colorado, that:**

**Section 1.** Section 508 of the 2020 Model Traffic Code, as modified by Section 6-11-1.C. of the Erie Municipal Code, is hereby amended as follows:

6-11-1. Model Traffic Code.

\* \* \*

C. Additions and modifications: The Model Traffic Code is subject to the following additions and modifications:

\* \* \*

**508 Gross weight of vehicles and loads.**

\* \* \*

(1)(a) Exceptions.

(II)(A) It shall be an affirmative defense to a violation of subsection (1)(a)(I) that the driver was in the immediate process of delivering or picking up materials or merchandise, providing services, or for reaching the final business destination in the Town, *where the driver travels the most direct route to the destination, avoiding unnecessary travel through residential neighborhoods when possible.*

\* \* \*

**Section 2.** Severability. If any article, section, paragraph, sentence, clause, or phrase of this Ordinance is held to be unconstitutional or invalid for any reason, such decision shall not affect the validity or constitutionality of the remaining portions of this Ordinance. The Board of Trustees hereby declares that it would have passed this Ordinance and each part or parts hereof irrespective of the fact that anyone, or part, or parts be declared unconstitutional or invalid.

**Section 3.** Safety. The Board of Trustees finds that the adoption of this Ordinance is necessary for the protection of the public health, safety and welfare.

**Section 4.** Effective Date. This Ordinance shall take effect 30 days after publication following adoption.

**Introduced, read, passed and ordered published this 22<sup>nd</sup> day of June, 2021.**

\_\_\_\_\_  
Jennifer Carroll, Mayor

**Attest:**

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Heidi Leatherwood, Town Clerk