

BY AUTHORITY

ORDINANCE NO. 23-0373
SERIES OF 2023
AMENDED 4-24-23

COUNCIL BILL NO. CB23-0373
COMMITTEE OF REFERENCE:
Land Use, Transportation & Infrastructure

A BILL

For an ordinance amending Chapter 54 of the Denver Revised Municipal Code to regulate and enforce the parking of vehicles, including large vehicles and vehicle junkers, in the public right-of-way.

BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:

Section 1. Section 54-1 of Chapter 54 shall be amended by adding the language underlined and deleting the language stricken to read as follows:

Sec. 54-1. Definitions.

Words and phrases used in this chapter shall have the following meaning respectively ascribed to them:

~~(80) Vehicle junker means any vehicle that is:~~

~~a. Apparently inoperable, disabled, or in an unsafe condition, or which does not have a current license plate; and~~

~~b. Extensively damaged, such damage including but not limited to any of the following: broken windows, broken windshield or both; missing wheels, tires, doors, muffler, motor, or transmission; tire or tires that are not properly inflated; or missing or damaged lamps or other equipment in proper condition and adjustment as required by this Chapter and Title 42 of the Colorado Revised Statutes.~~

~~(81) For purposes of this Chapter, unsafe condition means any vehicle or combination of vehicles which has been maintained or modified in such a manner that may endanger any person or property, including but not limited to, protrusions added to the vehicle that obstruct the driver's or another driver's view or that extend into another lane of traffic, portions of the vehicle body cut away or removed, vehicles carrying unsafe or oversized loads, and vehicles that are unfit for the road.~~

~~(8082) Wheelchair shall mean a wheeled device designed for use by a person with a mobility handicap.~~

~~(8183) Yield shall mean to grant right-of-way.~~

Sec. 54-1. Definitions.

Words and phrases used in this chapter shall have the following meaning respectively

1 ascribed to them:

2 ~~(36) Motor home shall mean any wheeled vehicle that is self-powered and self-contained~~
3 ~~unit designed and generally and commonly used for occupancy by persons for residential use,~~
4 ~~recreational purposes or family transportation and is not used to transport cargo or passengers for~~
5 ~~profit, hire or otherwise in any business or commercial enterprise.~~

6 (36-37) Reserved.

7 (56.5) Recreational vehicle means a vehicle designed or used as a conveyance upon
8 streets and highways, with or without motive power, and constructed so as to provide occupancy
9 as a dwelling or sleeping place for one or more persons.

10 ~~(74) Trailer shall mean every vehicle without motive power designed to carry property or~~
11 ~~passengers wholly on its own structure and to be drawn by a motor vehicle. Trailer means any~~
12 ~~vehicle, without motive power, that is designed to be drawn by a motor vehicle and to carry its~~
13 ~~cargo load wholly upon its own structure and that is generally and commonly used to carry and~~
14 ~~transport property over the public highways. For purposes of this Article VII, "trailer" shall not~~
15 ~~include recreational vehicles.~~

16 ~~(75) Reserved. Trailer coach or mobile home shall mean any wheeled vehicle which is a~~
17 ~~single self-contained unit, without motive power, which is designed and generally and commonly~~
18 ~~used for occupancy by persons for residential purposes, in either temporary or permanent~~
19 ~~locations, and which may occasionally be drawn over the public highways by a motor vehicle.~~

20 (80) Vehicle junker means any vehicle that is:

21 a. Apparently inoperable, disabled, or in an unsafe condition, or which does not have a
22 current license plate; or

23 b. Extensively damaged, such damage including *but not limited to* any of the following:
24 broken windows, broken windshield or both; missing wheels, tires, doors, muffler, motor, or
25 transmission; tire or tires that are not properly inflated; or missing or damaged lamps or other
26 equipment in proper condition and adjustment as required by this Chapter and Title 42 of the
27 Colorado Revised Statutes.

28 (81) For purposes of this chapter, *unsafe condition* means any vehicle or combination of
29 vehicles which has been maintained or modified in such a manner that may endanger any person
30 or property, including but not limited to, protrusions added to the vehicle that obstruct the driver's
31 or another driver's view or that extend into another lane of traffic, portions of the vehicle body cut
32 away or removed, vehicles carrying unsafe or oversized loads, and vehicles that are unfit for the
33 road.

1 (8082) Wheelchair shall mean a wheeled device designed for use by a person with a
2 mobility handicap.

3 (8483) Yield shall mean to grant right-of-way.

4 **Section 2.** Section 54-420 of Chapter 54 shall be amended by adding the language
5 underlined and deleting the language stricken to read as follows:

6 **Sec. 54-420. Overtime parking violations generally.**

7 ~~Where~~ Except as provided in sections 54-464 and 54-465, where any section of this article,
8 or any sign posted pursuant to the provisions of this chapter, prohibits parking in excess of any
9 stated period of time in any given parking space or other designated area, a vehicle shall be
10 considered in violation of that restriction if it has not been moved at least one hundred (100) feet
11 from that parking space or designated area during the stated period of time or if the vehicle is
12 moved to within one hundred (100) feet of that parking space or designated area within twenty-
13 four (24) hours.

14 **Section 3.** Section 54-464 of Chapter 54 shall be amended by adding the language
15 underlined and deleting the language stricken to read as follows:

16 **Sec. 54-464. Parking of certain types of vehicles prohibited. ~~Large vehicle parking.~~**

17 It shall be unlawful for any person to park or allow to be parked:

18 (1a) ~~A truck-vehicle~~ exceeding six thousand (6,000) pounds empty weight or twenty-two
19 (22) feet in length, ~~an automobile trailer and/or boat~~ a trailer not attached to a licensed vehicle, or
20 a truck-tractor or semitrailer, ~~or a disabled or inoperative vehicle~~ for a period of time longer than
21 two (2) hours during any seven-day period given week on a public right-of-way ~~adjacent to any~~
22 property which has been designated as a residential zone district or which contains a single-unit
23 or multiple-unit dwelling; except where such vehicles are actively engaged in rendering services in
24 the immediate area, or where such vehicles are parked adjacent to a zone lot on which is located
25 a motel or hotel being used by the operator of such vehicle. For purposes of this section, a
26 vehicle shall be considered in violation of this parking restriction if it has not been moved to a
27 location that is at least seven hundred (700) feet away during the seven-day period. The two-hour
28 time limit includes the cumulative time spent on any public right-of-way.

29 (2b) ~~A truck-licensed vehicle~~ containing an attached camper-recreational vehicle with a
30 combined overall length exceeding twenty-two (22) feet, a recreational vehicle exceeding twenty-
31 two (22) feet in length, ~~or an automobile trailer and/or boat~~ a trailer attached to a licensed vehicle,
32 for a period of time longer than twenty-four (24) hours during any seven-day period given week on
33 a public right-of-way ~~adjacent to any property which has been designated as a residential zone~~

1 ~~district or which contains a single-unit or multiple-unit dwelling; except where such vehicles are~~
2 actively engaged in rendering services in the immediate area, or where such vehicles are parked
3 adjacent to a zone lot on which is located a motel or hotel being used by the operator of such
4 vehicle. For purposes of this section, a vehicle shall be considered in violation of this parking
5 restriction if it has not been moved to a location that is at least seven hundred (700) feet away
6 during the seven-day period. The twenty-four-hour time limit includes the cumulative time spent
7 on any public right-of-way.

8 (3)(c) For purposes of this section, "rendering services" does not include idling or waiting
9 for a business to open.

10 **Section 4.** Section 54-465 of Chapter 54 shall be amended by adding the language
11 underlined and deleting the language stricken to read as follows:

12 **Sec. 54-465. Parking in excess of seventy-two hours.**

13 ~~(a) It shall be unlawful for any owner or operator of a vehicle to leave that vehicle parked in~~
14 ~~the same place on a public street continuously for a period in excess of seventy-two (72) hours. A~~
15 ~~vehicle shall be considered in abandoned and violation of this subsection if it has not been moved~~
16 ~~to a location that is at least one hundred (100) feet away during the seventy-two-hour period of~~
17 ~~time.~~

18 ~~(b) It shall be unlawful for the owner of an automobile junker to leave it parked on any~~
19 ~~public street for a period in excess of seventy-two (72) hours, regardless of location. The seventy-~~
20 ~~two-hour time limit includes the cumulative time spent on any public street.~~

21 ~~For purposes of this section, an automobile junker is defined as a vehicle which is:~~

22 ~~(1) Apparently inoperable; and~~

23 ~~(2) Extensively damaged, such damage including *but not limited to* any of the following:~~
24 ~~broken windows, windshield, or both; missing wheels, tires, motor, or transmission.~~

25 (a) It shall be unlawful for any owner or operator of a vehicle to leave that vehicle parked in
26 the same place on a public street continuously for a period in excess of seventy-two (72) hours. A
27 ~~vehicle shall be considered in violation of this subsection if it has not been moved at least one~~
28 ~~hundred (100) feet during the seventy-two-hour period of time. Except as provided in section 54-~~
29 ~~464, subsection (b) of this section, or when posted signage indicates otherwise, a vehicle shall be~~
30 ~~considered in violation of this section if it has not been moved during the seventy-two-hour period~~
31 ~~of time.~~

32 (b) A recreational vehicle that does not exceed twenty-two (22) feet in length shall be
33 considered in violation of this section if it has not been moved to a location that is at least seven

1 hundred (700) feet away during the seventy-two-hour period of time.

2 (b) ~~It shall be unlawful for the owner of an automobile junker to leave it parked on any~~
3 ~~public street for a period in excess of seventy-two (72) hours, regardless of location. The seventy-~~
4 ~~two-hour time limit includes the cumulative time spent on any public street.~~

5 ~~For purposes of this section, an automobile junker is defined as a vehicle which is:~~

6 (1) ~~Apparently inoperable; and~~

7 (2) ~~Extensively damaged, such damage including *but not limited to* any of the following:~~
8 ~~broken windows, windshield, or both; missing wheels, tires, motor, or transmission.~~

9 **Section 5.** Section 54-466 of Chapter 54 shall be amended by adding the language
10 underlined and deleting the language stricken to read as follows:

11 **Sec. 54-466. Vehicle junkers.**

12 (a) It shall be unlawful for any person to park or allow to be parked a vehicle junker on
13 any public right-of-way for a period in excess of twenty-four (24) hours, regardless of location. The
14 twenty-four-hour time limit includes the cumulative time spent on any public right-of-way.

15 (b) It shall not be a defense to this section that the vehicle junker has been moved to a
16 different location within the public right-of-way. To be in compliance with this section, the vehicle
17 junker must be removed from the public right-of-way.

18 **Section 6.** Section 54-786 of Chapter 54 shall be amended by adding the language
19 underlined and deleting the language stricken to read as follows:

20 **Sec. 54-786. Reserved. Notice to driver of illegally parked vehicle.**

21 ~~Whenever any driver is found with a motor vehicle parked or stopped in violation of any of~~
22 ~~the restrictions imposed by this chapter, any police officer, or any employee of the city, or other~~
23 ~~person designated by the manager of safety to give such notices or summonses as a part of their~~
24 ~~official duties shall take the name, address and driver's license number of the alleged violator and~~
25 ~~the registration number of the motor vehicle involved and shall issue in writing and serve upon the~~
26 ~~violator a notice or summons to respond to and answer charges against the violator within twenty~~
27 ~~(20) days at the parking magistrate's office, or such other division or bureau of county court as~~
28 ~~may be designated by the chief judge or the rules of the court. The employee, officer, or person~~
29 ~~issuing such notice or summons shall send one (1) electronic or paper copy of such notice or~~
30 ~~summons to the chief of police or a person designated by the chief, one (1) electronic or paper~~
31 ~~copy to parking management and one (1) electronic or paper copy to the county court.~~

32 **Section 7.** Section 54-788 of Chapter 54 shall be amended by adding the language
33 underlined and deleting the language stricken to read as follows:

1 **Sec. 54-788. Notices on illegally parked vehicles.**

2 Whenever any ~~motor vehicle without driver~~ is found stopped or parked in violation of the
3 restrictions imposed by this chapter, by any rules or regulations promulgated hereunder, or by
4 rules and regulations of the manager of aviation, any police officer, or any employee of the city, or
5 other person designated by the manager of safety to give such notices or summonses as a part of
6 their official duties, ~~finding such vehicle~~, shall take its registration number and may take any other
7 information displayed on the vehicle which may identify its driver or owner, and shall
8 conspicuously affix to such vehicle a notice or summons, in writing, for the driver thereof to
9 respond to and answer the charges against the driver within twenty (20) days at the parking
10 magistrate's office or such other division or bureau of county court as may be designated by the
11 ~~chief presiding judge~~ or rules of the county court. The officer, employee or person issuing such
12 notice or summons shall send one (1) electronic or paper copy of the notice so issued to the chief
13 of police, one (1) electronic or paper copy to parking management and one (1) electronic or paper
14 copy to the county court.

15 **Section 8.** Section 54-811 of Chapter 54 shall be amended by adding the language
16 underlined and deleting the language stricken to read as follows:

17 **Sec. 54-811. Authority for impoundment; vehicles deemed obstructions to traffic or**
18 **public nuisances.**

19 The chief of police, the undersheriff and the manager of transportation and infrastructure,
20 and their respective designees, are hereby authorized to remove, or have removed at their
21 direction, a vehicle or ~~automobile~~ vehicle junker from any public or private way or place, under any
22 of the circumstances hereinafter enumerated, the council hereby finding and determining such
23 vehicles under such circumstances to be obstructions to traffic or public nuisances. ~~For purposes~~
24 ~~of this section, an "automobile junker" is defined in section 54-812.~~

25 (1) When any vehicle is left unattended upon any bridge, viaduct, subway or tunnel, or
26 where such vehicle constitutes an obstruction to traffic;

27 (2) When a vehicle upon a public way is so disabled as to constitute an obstruction to
28 traffic and the person in charge of the vehicle is by reason of physical injury incapacitated to such
29 an extent as to be unable to provide for its custody or removal;

30 (3) When any vehicle is left unattended upon a street or parked illegally so as to
31 constitute a definite hazard or obstruction to the normal movement of traffic, or left unattended on
32 any public street with engine running or with keys in the ignition switch or lock;

1 (4) When any vehicle is parked or left standing upon any area or portion of a public
2 street in violation of or contrary to a parking limitation or prohibition established by the city traffic
3 engineer, provided such area or portion of such public street has been posted with an official sign
4 giving notice both of such limitation or prohibition and of the fact that such area or portion of such
5 street is a "Tow Away" area;

6 (5) When a vehicle is parked in violation of any traffic ordinance and is an obstruction or
7 hazard or potential obstruction or hazard to any lawful function or limits the normal access to a
8 use of any public ~~or private~~ property;

9 (6) When a vehicle is parked or left standing on private property without the express or
10 implied consent of the owner or person in lawful possession of such private property and is an
11 obstruction or hazard or potential obstruction or hazard to any lawful function or limits the normal
12 access to any use of the private property;

13 ~~(6-7)~~ (7) When a vehicle is left on a public way or place and appears to be abandoned or a
14 complaint is received that it is abandoned and remains there continuously for a period of seventy-
15 two (72) hours after notice is posted on the windshield that it will be impounded, ~~or when an~~
16 ~~automobile junker is left on public or private property for such a period;~~

17 (8) When a vehicle is left on any public right-of-way or public place for a period in
18 excess of two (2) hours in violation of sub-section ~~54-464(1)~~ 54-464(a);

19 (9) When a vehicle is left on any public right-of-way or public place for a period in
20 excess of twenty-four (24) hours in violation of sub-section ~~54-464(2)~~ 54-464(b);

21 (10) When a vehicle junker is left on any public right-of-way or public place for a period in
22 excess of twenty-four (24) hours in violation of section 54-466.

23 ~~(7-11)~~ (11) When the driver of such vehicle is taken into custody by the police department and
24 the vehicle would thereby be left unattended upon a street, highway or restricted parking area, or
25 other public way;

26 ~~(8-12)~~ (12) When a vehicle is found being driven upon the streets or other public way of the city
27 and the same is not equipped with all of the necessary parts and equipment as required in article
28 IV of this chapter or does not meet the standards for the parts or equipment required therein;

29 ~~(9-13)~~ (13) When the driver of a vehicle is reasonably suspected of using license plates or a
30 license permit unlawfully, misusing the license plates or license permit issued to the driver, or a
31 vehicle is driven or parked without proper license plates or license permit, or with no license plates
32 or license permit, or driven or parked with an invalid or expired license permit;

1 (~~40~~14) When the driver of a vehicle is driving without an operator's license or
2 chauffeur's license which is current and valid, or when the driver does not have such license in the
3 driver's immediate possession, or when the driver drives a vehicle contrary to restrictions imposed
4 upon the license, or when the driver drives a vehicle while their operator's or chauffeur's license
5 has been denied, suspended, canceled or revoked by the state;

6 (~~44~~15) When a vehicle is found parked on or so near to any railroad track as to block the
7 same in any manner, except when the requirements of division 7 of article VI of this chapter have
8 been fulfilled;

9 (~~42~~16) When any truck-tractor is found to be parked in any parking metered or time-
10 restricted space;

11 (~~43~~17) When any semi-trailer is found to be parked in any parking metered or time-
12 restricted space;

13 (~~44~~18) When the driver of any vehicle, or the vehicle which the driver is driving, is
14 reasonably suspected of having been involved in any hit and run accident;

15 (~~45~~19) When any vehicle is reasonably suspected of being a stolen vehicle, or parts thereof
16 to be stolen parts;

17 (~~46~~20) When the driver of any vehicle is taken into custody for a suspected felony or
18 misdemeanor or when the vehicle is suspected of containing stolen goods, or other contraband;

19 (~~47~~21) When a driver, owner or person in charge of a vehicle has failed to respond to a
20 notice of Illegal parking issued pursuant to sections 54-786(c) or 54-788, and has also failed to
21 respond to the additional notice sent to the registered owner or has failed to respond to the pre-
22 seizure notice affixed to the vehicle as provided for under section 54-789; provided that under the
23 circumstances in this subsection set forth employees of the city, acting in their official capacity,
24 and officers of the police department may, and they are hereby authorized to temporarily and for a
25 period of seventy-two (72) hours, immobilize such vehicle by installing on, or attaching to such
26 vehicle, a device designed to restrict the normal movement of such vehicle, and if such vehicle is
27 so immobilized, the employee of the city or police officer so installing or attaching such device
28 shall conspicuously affix to such vehicle a notice, in writing, on a form provided by the chief of
29 police, advising the owner, driver or person in charge of such vehicle, that such vehicle has been
30 immobilized by the city for violation of one (1) or more of the provisions of this chapter, and that
31 release from such immobilization may be obtained at a designated place; that unless
32 arrangements are made for the release of such vehicle within seventy-two (72) hours the vehicle
33 will be removed from the streets at the direction of the employees of the city, acting in their official

1 capacity, or by a police officer, and that removing or attempting to remove the device before a
2 release is obtained is unlawful, and containing such information as the chief of police shall deem
3 necessary. It shall be unlawful for any person to remove or attempt to remove any such device
4 before a release is obtained as herein provided or to move any such vehicle before the same is
5 released by the police department, clerk of the county court or any county judge; and where such
6 vehicle has been properly immobilized in such manner, a fee to be established by the manager of
7 transportation and infrastructure based upon the actual costs, not to exceed one hundred twenty-
8 five dollars (\$125.00). The manager of transportation and infrastructure shall publish the new rate
9 in an official publication of the city at least ninety (90) days before the new rate will become
10 effective and such fee shall be charged by the police department or clerk of the county court
11 before releasing such vehicle, and the parking restrictions, if any, otherwise applicable shall not
12 apply while such vehicle is so immobilized. If the vehicle has remained immobilized for a period of
13 seventy-two (72) hours and release has not been obtained, the police officer or employee of the
14 city causing such immobilization shall have the vehicle impounded.

15 ~~(4822)~~ When any vehicle is parked or stopped in any emergency access lane in violation of
16 or contrary to a parking limitation or prohibition established by the city traffic engineer, provided
17 that such emergency access lane has been posted with an authorized sign giving notice both of
18 such limitation or prohibition and of the fact that such area or portion of such public roadway or
19 private property is a "tow away" area.

20 ~~(49 23)~~ When a driver, owner or person in charge of a vehicle has failed to pay the fine or
21 penalty imposed for a violation of section 54-62, a violation of article VII of this chapter, or a
22 violation of both section 54-62 and article VII of this chapter, by the date such fine or penalty is
23 due, employees of the city, acting in their official capacity, and officers of the police department
24 may, and they are hereby authorized to, temporarily and for a period of seventy-two (72) hours,
25 immobilize such vehicle by installing on, or attaching to such vehicle, a device designed to restrict
26 the normal movement of such vehicle. If such vehicle is so immobilized, the employee of the city
27 or police officer so installing or attaching such device shall conspicuously affix to such vehicle a
28 notice, in writing, on a form provided by the chief of police, advising the owner, driver or person in
29 charge of such vehicle, that such vehicle has been immobilized by the city for violation of one (1)
30 or more of the provisions of this chapter, and that release from such immobilization may be
31 obtained at a designated place; that unless arrangements are made for the release of such
32 vehicle within seventy-two (72) hours the vehicle will be removed from the streets at the direction
33 of the employees of the city, acting in their official capacity, or by a police officer, and that

1 removing or attempting to remove the device before a release is obtained is unlawful, and
2 containing such information as the chief of police shall deem necessary. It shall be unlawful for
3 any person to remove or attempt to remove any such device before a release is obtained as
4 herein provided or to move any such vehicle before the same is released by the police
5 department, clerk of the county court or any county judge; and where such vehicle has been
6 properly immobilized in such manner, a fee to be established by the manager of transportation
7 and infrastructure based upon the actual costs, not to exceed one hundred twenty-five dollars
8 (\$125.00). The manager of transportation and infrastructure shall publish the new rate in an official
9 publication of the city at least ninety (90) days before the new rate will become effective and such
10 fee shall be charged by the police department or clerk of the county court before releasing such
11 vehicle. The parking restrictions, if any, otherwise applicable shall not apply while such vehicle is
12 so immobilized. If the vehicle has remained immobilized for a period of seventy-two (72) hours
13 and release has not been obtained, the police officer or employee of the city causing such
14 immobilization shall have the vehicle impounded.

15 ~~24)~~ (24) When any vehicle that had been previously immobilized by the installation of an
16 immobilization device pursuant to sections 54-811(21) or 54-811(23) and that immobilization
17 device has been removed by someone other than the chief of police, the sheriff, the manager of
18 safety, the manager of transportation and infrastructure, or their respective designee.

19 **Section 9.** Section 54-812 of Chapter 54 shall be amended by adding the language
20 underlined and deleting the language stricken to read as follows:

21 **Sec. 54-812. Removal and disposal of automobile-vehicle junkers.**

22 (a) The chief of police, the undersheriff and the manager of transportation and
23 infrastructure, and their designees, are hereby authorized to remove, or have removed at their
24 direction, an automobile-vehicle junker from any public or private way or place. ~~For purposes of~~
25 ~~this section, "automobile junker" means any motor vehicle meeting the following requirements:~~

26 (1) ~~Apparently inoperable; and~~

27 (2) ~~Extensively damaged, such damage including but not limited to any of the following:~~
28 ~~broken windows, windshield or both; missing wheels, tires, motor, or transmission.~~

29 (b) Before removal and disposal of a vehicle junker, the vehicle shall be posted with a
30 twenty-four-hour notification of impoundment as a nuisance vehicle junker unlawfully parked in the
31 public right-of-way. ~~When an authorized individual removes or has a vehicle removed they shall~~
32 ~~record the make of motor vehicle, the serial number, when available, and shall also detail the~~
33 ~~damage, missing equipment, or other characteristics which substantiate the finding that the~~

1 ~~vehicle is an automobile junker as defined in paragraph (a) above. No person shall willfully leave~~
2 ~~an automobile junker on a public or private way or place for a period greater than seventy-two (72)~~
3 ~~hours, and such vehicle so left shall be posted by an authorized representative of the police~~
4 ~~department, the sheriff department, or the department of transportation and infrastructure with~~
5 ~~seventy-two hour notification of impoundment as a nuisance. Such notification shall include the~~
6 date and time of the posting of notice, the name and phone number of the city agency which the
7 owner must call to demonstrate that the vehicle is operable and in a safe condition, and the date
8 and time after which the vehicle may be impounded. If such nuisance is then not abated as set
9 forth in paragraph (c) below, an authorized representative of the police department, the sheriff
10 department, or the department of transportation and infrastructure may arrange for impoundment
11 of the ~~automobile~~ vehicle junker.

12 (c) Owners of vehicles posted pursuant to paragraph (b) above may demonstrate to the
13 city that the vehicle is, in fact, operable and in a safe condition. Within ~~seventy-two (72)~~ twenty-
14 four (24) hours after posting, the owner of such a vehicle may call the agency indicated on the
15 notice posted on the vehicle and schedule a time when the owner can demonstrate to a
16 representative of the city that the vehicle is operable and in a safe condition. If the owner of the
17 vehicle demonstrates that the vehicle is operable and in a safe condition, the owner shall
18 immediately move the vehicle to a legal standing position and the owner may be cited for violating
19 D.R.M.C. section 54-465.

20 (d) If the owner of the vehicle fails to demonstrate that the vehicle is operable and in a
21 safe condition, or fails to move the vehicle to a legal standing position, then an authorized
22 representative of the police department, the sheriff department, or the department of
23 transportation and infrastructure may impound the vehicle, ~~and the vehicle, if impounded, shall be~~
24 ~~held for a minimum of thirty (30) days. When an authorized individual removes or has a vehicle~~
25 removed, they shall record the make of the vehicle, the serial number or other identifying number,
26 when available, and shall also detail the damage, missing equipment, or other characteristics
27 which substantiate the finding that it is a vehicle junker as defined in section 54-1. If impounded,
28 the vehicle shall be held for a minimum of thirty (30) days. The notification procedure hereinafter
29 provided will be followed. If a claim to a junker is not established to the satisfaction of the manager
30 of safety, it will be disposed of by auction or otherwise.

31
32 COMMITTEE APPROVAL DATE: April 11, 2023

33 MAYOR-COUNCIL DATE: April 18, 2023

1 PASSED BY THE COUNCIL: _____
2 _____ - PRESIDENT
3 APPROVED: _____ - MAYOR _____
4 ATTEST: _____ - CLERK AND RECORDER,
5 EX-OFFICIO CLERK OF THE
6 CITY AND COUNTY OF DENVER

7 NOTICE PUBLISHED IN THE DAILY JOURNAL: _____; _____

8 PREPARED BY: Marley Bordovsky, Assistant City Attorney DATE: _____

9 Pursuant to section 13-9, D.R.M.C., this proposed ordinance has been reviewed by the office of the
10 City Attorney. We find no irregularity as to form and have no legal objection to the proposed
11 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to §
12 3.2.6 of the Charter.

13 Kerry Tipper, Denver City Attorney

14 BY: _____, Assistant City Attorney DATE: _____

15

16