

**ORDINANCE NO. 25-09**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CASTLE PINES,  
COLORADO, AMENDING SECTIONS 11-1-10 AND 11-1-20 OF THE CASTLE PINES  
MUNICIPAL CODE CONCERNING MAINTENANCE OF SIDEWALKS**

**WHEREAS**, the City of Castle Pines ("City") is a home rule municipality with all powers granted by Article XX of the Colorado Constitution and the City's Home Rule Charter ("City Charter"); and

**WHEREAS**, the Castle Pines Municipal Code ("City Code") requires adjacent property owners to maintain sidewalks; and

**WHEREAS**, the City Council desires to amend Sections 11-1-10 and 11-1-20 of the City Code to clarify that sidewalk maintenance includes curb, gutter and chase drains contained within the sidewalk; and

**WHEREAS**, the City Council finds that this Ordinance furthers the promotion of public health, safety and welfare.

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CASTLE PINES,  
COLORADO THAT:**

**Section 1.**     **Recitals Incorporated.** The above and foregoing recitals are incorporated herein by reference and adopted as findings and determinations of the City Council for all purposes.

**Section 2.**     Section 11-1-10 of the City Code is hereby amended as follows, with additions shown in underline and deletions shown in ~~strike-through~~ text.

Sec. 11-1-10. Repair and maintenance.

(a) It shall be the duty of every ~~The~~ owner, occupant, lessee or person in possession or control of any premises or property ~~shall~~ to maintain the sidewalks adjoining such premises or property in good repair and in a safe, unobstructed condition, free of snow, weeds and debris.

(b) Any act or omission in violation of subsection (a) of this Section shall constitute a misdemeanor and, upon conviction thereof, shall be punishable by a fine not to exceed fifty dollars (\$50.00) for each separate violation.

**Section 3.**     Subsection (a) of Section 11-1-20 of the City Code is hereby amended as follows, with additions shown in underline and deletions shown in ~~strike-through~~:

**Sec. 11-1-20. Snow and ice removal required.**

- (a) Definitions. Unless otherwise specified or the context otherwise requires, the following words shall have the following meaning throughout this Section and Section 11-1-10:

*City* means the City Council, and any person authorized by the City Council to act on its behalf for purposes of enforcing this Section and Section 11-1-10. For purposes of Subsection (d) herein, the Department of Public Works is hereby authorized to provide any notice or time extension, or perform any act designed to gain compliance with this Section.

*Control* means having the power or authority to manage, direct, superintend, restrict, regulate, govern, administer or oversee.

*Person* means every natural person, firm, co-partnership, association, corporation, body politic or any other legal entity with the ability to control property.

*Property or Premises* means any real property, including structures and fixtures, located within the City.

*Sidewalk* means a paved walk intended for use by pedestrians which is located proximate to and running roughly parallel with a street. Sidewalk includes appurtenant improvements and fixtures such as curb, gutter and chase drains. However, this term does not include trails located within parks or designated open space.

*Snow* means any form of frozen precipitation, including, but not limited to, snow, ice, sleet and freezing rain.

*Street* means any street or other roadway designated for public travel within the City.

**Section 4. Severability.** If any part or provision of this Ordinance is held invalid, such invalidity shall not affect other provisions or applications of this Ordinance which can be given effect without the invalid provisions or application, and to this end the provisions of this Ordinance are declared to be severable.

**Section 5. Codification Amendments.** The codifier of the City's Municipal Code is hereby authorized to make such numerical and formatting changes as may be necessary to incorporate the provisions of this Ordinance within the Castle Pines Municipal Code.

**Section 6. Safety Clause.** The City Council finds and declares that this Ordinance is promulgated and adopted for the public health, safety and welfare and this Ordinance bears a rational relation to the legislative object sought to be obtained.

**Section 7. Publication and Effective Date.** The City Clerk is hereby directed to cause publication of this Ordinance in accordance with Section 6.5 of the Charter. This Ordinance shall be effective thirty (30) days after final publication on the City's official website and posting at the City Clerk's office pursuant to Section 1-3-40 of the Municipal Code.

**INTRODUCED, READ, AND PASSED ON FIRST READING, AT A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF CASTLE PINES, COLORADO THE 10<sup>th</sup> DAY OF JUNE, 2025.**

**READ, PASSED, AND ADOPTED ON SECOND READING, AT A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF CASTLE PINES, COLORADO THE 24<sup>th</sup> DAY OF JUNE, 2025.**



ATTEST:

Tobi Duffey, MMC, City Clerk

Tracy Engerman (Jul 9, 2025 16:37 MDT)

Tracy Engerman, Mayor

Approved as to form:

Linda Michow (Jun 27, 2025 11:36 MDT)

Linda C. Michow, City Attorney

### **CERTIFICATION OF PUBLICATION**

I hereby attest and certify that the within and foregoing Ordinance was introduced and read on first reading at a regular meeting of the Castle Pines City Council on June 10, 2025; published by reference by title only in the *Denver Post*, together with the statement that “[t]he complete text of all ordinances is available through the City Offices and on the City’s official website”; and finally passed and adopted by the City Council on June 24, 2025, following a duly noticed public hearing and published on the City’s official website and posted at the City Clerk’s office on June 16, 2025.

ATTEST:

Tobi Duffey, MMC, City Clerk