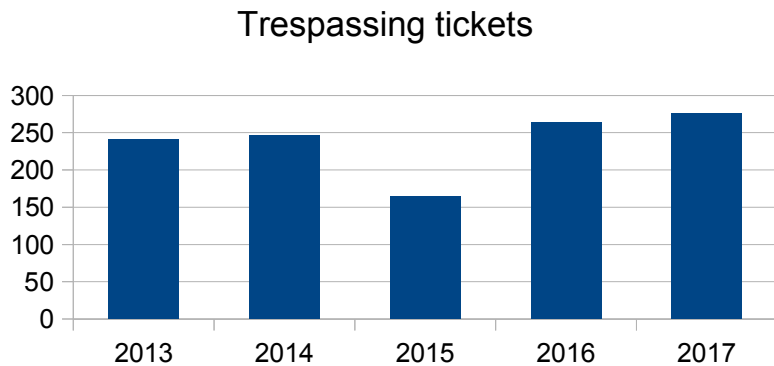


Trespass Tickets, 2013-2017

year	tickets
2013	241
2014	246
2015	165
2016	264
2017	276



Text of ordinance:

Sec. 17-40. - Trespass; trespass on railroad property.

(a) No person shall enter or remain unlawfully in or upon property, whether publicly or privately owned. For the purposes of this Section, the term property shall include, but not be limited to, any land, dwelling, building, conveyance, vehicle or other temporary or permanent structure.

(b) No person shall climb, sit or stand upon any sculpture, statue or other object situated on public or private property, without the express consent of the owner thereof, unless such object is designed, intended and made available to the general public for such use.

(c) More specifically with respect to railroad property, no person shall, without lawful authority or the railroad company's consent, enter or remain unlawfully upon railroad property; except that a person may cross railroad property at an authorized crossing so long as the person complies with any warning devices located at the crossing.

(1) The provisions of this Subsection shall apply even if the railroad company may be aware of the presence or likely presence of unauthorized persons on railroad property.

(2) For purposes of this Subsection, persons with lawful authority include only the following:

- a. Passengers on trains, or employees of a railroad company while engaged in the performance of their official duties;
- b. Police officers, firefighters, peace officers and emergency response personnel while engaged in the performance of their official duties;
- c. A person going upon railroad property in an emergency to rescue a person or animal, such as livestock, pets or wildlife, from harm's way, or to remove an object that the person reasonably believes to pose an imminent safety risk;
- d. Representatives of the Colorado Department of Transportation while engaged in the performance of their official duties;
- e. Representatives of the Federal Railroad Administration while engaged in the performance of their official duties; or
- f. Representatives of the National Transportation Safety Board while engaged in the

performance of their official duties.

(3) For purposes of this Subsection, the following definitions apply:

a. Railroad property means all real property owned, leased or operated by a railroad company including a right-of-way, track, bridge, yard, shop, viaduct, trestle, depot or any other structure, appurtenance or equipment owned, leased or used in the operation of any railroad company including a train, locomotive, engine, railroad car, work equipment, rolling stock or safety device. Railroad property does not include any portion of a public street running adjacent to a railroad track.

b. Yard means a system of parallel tracks, crossovers and switches where railroad cars are switched and made up into trains and where railroad cars, locomotives and other rolling stock are kept when not in use or when awaiting repairs.

(Code 1972, § 84-1(E); Ord. No. 37, 2003, § 2, 3-18-03; Ord. No. 045, 2011, § 1, 5-3-11)