

TITLE 17

MUNICIPAL COURT

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Chapter 17.04

MUNICIPAL COURT^{1, 2, 3}

¹ **Charter reference**—Municipal Court and Municipal Judge, § 7.2.

² **Cross reference**—General penalty for the violations of Codes; Continuing violations; default, § 1.04.080; Commitment for failure to pay fines, § 1.04.090; Working of prisoners, § 1.04.100; Double fee for failure to obtain required licenses, § 1.04.110; Penalties not to excuse abatement of prohibited conditions, § 1.04.120; Presumption of responsibility for certain violations, § 1.04.130; Police, Ch. 19.04; Jurisdiction of Municipal Court over traffic violations, § 24.04.130.

³ **State law reference**—Municipal Courts, Section 13-10-101, C.R.S., et seq., Colorado Municipal Court Rules of Procedure, Ch. 30, Rule 201 et seq., C.R.S.; Trial by jury, Section 13-10-114(2), C.R.S.; Colorado Municipal Court Rules of Procedure, Ch. 30, Rule 223, C.R.S.

Sec. 17.04.010. Created.

A qualified municipal court of record in and for the City is hereby created and established, pursuant to and governed by the provisions of Article 10 of Title 13, C.R.S., as amended. (Code 1971, § 15-1)

Sec. 17.04.020. Jurisdiction, powers and procedures of court.

The Municipal Court shall have original jurisdiction of all cases arising under the Code and other ordinances of the City with full power to punish violators thereof by the imposition of such fines and penalties as are prescribed by ordinance or court rule.

The procedures of the court shall be in accordance with the Municipal Court Rules of Procedure as promulgated by the Colorado Supreme Court. (Code 1971, § 15-2)

Sec. 17.04.030. Sessions of court.

There shall be regular sessions of the court for the trial of cases. The Municipal Judge may hold a special session of court at any time.

All sessions shall be open to the public. Where the nature of the case is such that it would be in the best interest of justice to exclude persons not directly connected with the proceeding, the Municipal Judge may order that the courtroom be cleared. (Code 1971, § 15-3)

Sec. 17.04.040. Municipal judges generally.

(a) The court shall be presided over by a municipal judge appointed for a term of two (2) years by resolution of the City Council. Additional judges may be appointed as may be needed to transact the business of the court for a term of two (2) years.

(b) The compensation of the judge shall be an annual salary in an amount set by the City Council and shall be payable as other salaries to municipal employees.

(c) Before entering upon the duties of his office, a Municipal Judge shall make an oath or affirmation that he or she will support the Constitution of the United States and the Constitution of the State of Colorado and the Charter and the laws of the City and will faithfully perform the duties of his office.

(d) In addition to other powers, a municipal judge shall have full power and authority to make and adopt rules and regulations for conducting the business of the Municipal Court, consistent with the Municipal Court Rules of Procedure promulgated by the Colorado Supreme Court. (Code 1971, § 15-4)

Sec. 17.04.050. Reserved.

Editor's note—Ord. No. 7-1995, § 1, repealed former § 15-5, regarding appointment, duties and compensation of the Court Clerk. (Code 1971, § 15-5)

Sec. 17.04.060. Appropriations.

The City Council shall, on an annual basis, budget and appropriate such moneys as may be necessary for the proper operation of the Municipal Court. (Code 1971, § 15-6)