

1 CITY OF LITTLETON, COLORADO

2
3 ORDINANCE NO. 05

4
5 Series, 2026

6
7 AN ORDINANCE OF THE CITY OF LITTLETON,
8 COLORADO, AMENDING LITTLETON CITY CODE
9 TITLE 1 ADMINISTRATIVE, CHAPTER 4 GENERAL
10 PENALTY

11
12 WHEREAS, Section 6, of Article XX of the Colorado Constitution gives home-
13 rule municipalities to create municipal courts as well as impose penalties for city ordinance
14 violations; and

15
16 WHEREAS, C.R.S. § 13-10-113 sets the maximum penalties that municipal courts
17 can sentence individuals to up to 364 days in jail and/or a fine of up to \$2,650; and

18
19 WHEREAS, 1-4-1 of the Littleton City Code sets the maximum penalty to also be
20 at up to 364 days in jail and/or a fine of up to \$2,650; and

21
22 WHEREAS, the Colorado Supreme Court has ruled that for when there is a non-
23 felony criminal violation at the municipal level that is identical to a state law provision, the
24 maximum sentence at state law shall prevail; and

25
26 WHEREAS, in order to comply with state law and to avoid confusion, the City
27 Council wishes to amend and clarify its general penalty provision.

28
29 NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF
30 THE CITY OF LITTLETON, COLORADO, THAT:

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32 Section 1: 1-4-1: GENERAL PENALTY, is hereby repealed and readopted to
33 read as follows:

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35 "1-4-1: GENERAL PENALTY:

36
37 1. Whenever in this code or any other ordinance of the city hereinafter enacted any act is
38 prohibited or is declared to be unlawful or an offense, or the doing of any act is required or the
39 failure to do any act is declared to be unlawful or an offense, where no specific penalty is provided
40 therefor, any person eighteen (18) years of age or older who pleads guilty, no contest, or is
41 convicted of the violation of any such provision of this code or other ordinance of the city
42 hereinafter enacted, shall be punished by a fine of not more than two thousand six hundred fifty
43 dollars (\$2,650.00); or by imprisonment in jail not exceeding three hundred sixty-four (364) days,
44 or by probation not exceeding one year, or by such fine, imprisonment, probation and restitution
45 as provided for in this code.

46

47 Excluding those violations committed under Title 9 of this code, and any codes
48 adopted by reference therein for which penalties as specified in the first paragraph of this section
49 may be applied, all violations of this code or any other ordinance of the city hereinafter enacted by
50 any minor under the age of eighteen (18) years shall not be punishable by imprisonment, but shall
51 be punishable by a fine of not more than two thousand six hundred fifty dollars (\$2,650.00) or by
52 probation not exceeding one year, or by such fine, probation and restitution as provided for in this
53 code.

54 Every day that a violation of any provision of this code, or any other ordinance of
55 the city hereafter enacted or any rule or regulation promulgated under the provisions of this code,
56 continues, it shall be deemed to constitute a separate offense regardless of whether or not any
57 specific penalty clause, if applicable, so provides.

58
59 The limitation on fines set forth herein shall be adjusted for inflation on January 1,
60 2014, and on January 1 of each year thereafter; "inflation" means the annual percentage change in
61 the United States department of labor, bureau of labor statistics, consumer price index for Denver-
62 Boulder, all items, all urban consumers, or its successor index. (Ord. 37, Series of 2013)

63
64 2. NOTWITHSTANDING SECTION 1, WHENEVER THERE EXISTS A NON-
65 FELONY CRIMINAL VIOLATION WHERE THE PROHIBITED CONDUCTS IS IDENTICAL
66 TO A CORRESPONDING CHARGE IN COLORADO STATE LAW, THE MAXIMUM
67 SENTENCE AT THE COLORADO STATE LAW SHALL CONTROL.

68
69 **Section 2:** Severability. If any part, section, subsection, sentence, clause or
70 phrase of this ordinance is for any reason held to be invalid, such invalidity shall not affect the
71 validity of the remaining sections of this ordinance. The City Council hereby declares that it would
72 have passed this ordinance, including each part, section, subsection, sentence, clause or phrase
73 hereof, irrespective of the fact that one or more parts, sections, subsections, sentences, clauses or
74 phrases may be declared invalid.

75
76 **Section 3:** Repealer. All ordinances or resolutions, or parts thereof, in conflict
77 with this ordinance are hereby repealed, provided that this repealer shall not repeal the repealer
78 clauses of such ordinance nor revive any ordinance thereby.

79
80
81 INTRODUCED AS A BILL at a regularly scheduled meeting of the City Council
82 of the City of Littleton on the 17th day of February, 2026, passed on first reading by a vote of 7
83 FOR and 0 AGAINST; and ordered published by posting at Littleton Center, Bemis Library,
84 the Municipal Courthouse and on the City of Littleton Website.

85 PUBLIC HEARING on the Ordinance to take place on the 3rd day of March, 2026
86 in the Council Chamber, Littleton Center, 2255 West Berry Avenue, Littleton, Colorado, at the
87 hour of 6:30 p.m., or as soon thereafter as it may be heard.

88 PASSED on second and final reading, following public hearing, by a vote of ____
89 FOR and ____ AGAINST on the 3rd day of March, 2026 and ordered published by posting at
90 Littleton Center, Bemis Library, the Municipal Courthouse and on the City of Littleton Website.

91 ATTEST:

92 _____
93 Colleen L. Norton
94 CITY CLERK

Kyle Schlachter
MAYOR

95
96 APPROVED AS TO FORM:

97 _____
98
99 Reid Betzing
100 CITY ATTORNEY

