



TOWN OF LARKSPUR

RESOLUTION NO. 2024-03

A RESOLUTION APPROVING A SNOW PLOWING POLICY

WHEREAS, the Town of Larkspur is a home rule municipality duly organized and existing under the Constitution of the State of Colorado and the Home Rule Charter of the Town; and

WHEREAS, the Town of Larkspur has been contacted on many occasions following snowstorms to clear individual town residents' driveways from street-plowing snow deposits; and

WHEREAS, the Town Council of the Town of Larkspur (the "Council") has determined that it is in the best interest of the Town to establish certain policies and procedures to be used by the Town in snow plowing services for the Town and to set forth those policies and procedures by resolution.

NOW, THEREFORE, BE IT HEREBY RESOLVED THAT THE TOWN COUNCIL OF THE TOWN OF LARKSPUR:

1. The Council adopts and enacts the Snow Plowing Policy attached hereto as Exhibit A of not providing snow plowing services to individual residents unless they fill out the form "Request for Town Services" and resources are available.
2. Severability: If any Article, Section, paragraph, sentence, clause, or phrase of this Resolution is held to be unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portions of this Resolution. The Town Council declares that it would have passed this Resolution and each part or parts thereof irrespective of the fact that any one part or parts be declared unconstitutional or invalid.
3. Repeal: Existing Resolutions or parts of Resolutions covering the same matters as embraced in this Resolution are hereby repealed and all Resolutions or parts of Resolutions inconsistent with the provisions of this Resolution are hereby repealed, except that this repeal shall not affect or prevent the prosecution or punishment of any person for any act done or committed in violation of any Resolution hereby repealed prior to the taking effect of this Resolution.
4. This resolution to be in full force and effect from and after its passage and approval.

INTRODUCED, PASSED, AND ADOPTED AT A REGULAR MEETING OF THE TOWN COUNCIL OF THE TOWN OF LARKSPUR THIS 04th DAY OF APRIL 2024

Town of **LARKSPUR**
Colorado



ATTEST:

Votes Approving: 7
Votes Opposed: 0
Absent: 0
Abstained: 0

TOWN COUNCIL OF THE
TOWN OF LARKSPUR, COLORADO

Todd W. DeVoe
Town Clerk

Sherilyn West
Mayor



EXHIBIT A

Snow Removal Policy for Individual Driveways

Exhibit A to Town Council Resolution 2024-03

Effective Date: April 04, 2024

I. Purpose

This policy aims to outline the Town of Larkspur's approach to snow removal on public streets and clarify the municipality's stance on plowing individual driveways. This policy aims to ensure the efficient and equitable use of government resources, promote community safety, and minimize legal and financial risks to the municipality.

II. Background

During snowstorms, county and municipal plows deposit berms of snow at the foot of residents' driveways. Residents raised concerns about snow removal at the end of driveways after snowstorms, so the Town Council deliberated on the municipality's snow-plowing operations.

On March 21, 2024, the Council agreed not to provide snow plowing services for individual driveways. This decision reflects the need to prioritize the allocation of limited government resources, uphold fairness and equity among residents, and mitigate potential legal and liability issues.

III. Policy

- 1. Resource Allocation:** The Town of Larkspur's government resources, including labor and equipment, are limited and must be allocated based on community-wide needs and priorities. The focus will remain on plowing public streets to ensure the safety and mobility of all residents. Consequently, the town will not extend snow plowing services to individual driveways.
- 2. Equity and Fairness:** To maintain fairness and avoid disputes among residents, the town will not use public resources to plow individual driveways. This policy ensures that no resident receives preferential treatment over others, promoting equity within the community.
- 3. Legal and Liability Issues:** Engaging in snow removal on private property exposes the municipality to potential legal and liability risks. To safeguard against these risks, the town will strictly limit its snow removal operations to public streets and properties.
- 4. Alternative Solutions:** Residents are encouraged to seek alternative snow removal solutions, such as hiring private contractors or collaborating with neighbors. These



alternatives support self-reliance and community engagement without imposing additional burdens on municipal resources.

IV. Implementation

This policy will be communicated to all residents through the town's official website, social media channels, and local newsletter. Residents are encouraged to plan accordingly for snow removal from their driveways and to explore community-based solutions.

V. References

Town Council Meeting Minutes, March 21, 2024.

VI. Contact Information

For questions or further information about this policy, please contact the Mayor or Town Clerk

This document serves as a foundational communication to the residents of Larkspur regarding the town's snow removal policy for individual driveways. It's structured to be clear, informative, and authoritative, reflecting the Town Council's decisions and the municipality's operational limitations.