

## ARTICLE 4

### Town Parks

#### Sec. 11-4-10. Daily park hours.

The parks within the Town shall be opened daily to the public from 5:00 a.m. until 10:00 p.m., and no persons other than those authorized by the Board of Trustees shall remain in said parks at any other time; provided, however, that the Board of Trustees may, by permit first having been obtained, extend or limit the time herein specified. (Prior code 6-4-1; Ord. 956 §1, 2014)

#### Sec. 11-4-20. Destruction of park property.

It shall be unlawful to cut, mark, remove, break or climb upon, or in any way injure, damage or deface the trees, shrubs, plants, turf or any of the buildings, fences, bridges or other structures or property within or upon park premises; or in any other way injure or impair the natural beauty or usefulness of any park or recreation area. (Prior code 6-4-2; Ord. 956 §1, 2014) 11-6

#### Sec. 11-4-30. Tents, buildings, campers or trailers.

It shall be unlawful to build or place any tent, building, booth, stand, trailer, camper, vehicle or other structure in or upon any of the parks or parkways without first having obtained a permit to do so from the Board of Trustees. (Prior code 6-4-3; Ord. 956 §1, 2014)

#### Sec. 11-4-40. Fires prohibited.

(a) Except as provided for in this Section, fires are prohibited within the Town.

(b) It shall be unlawful to light, make or use any fire, except as hereinafter stated, within the parks, parkways or other recreational facilities owned or operated by the Town; provided however, that this Section shall not apply to authorized Town employees. Except in designated camping sites, charcoal or propane fires may only be built in grills constructed or installed for that purpose by the Town in such areas and pursuant to such rules and regulations as may be prescribed by the Board of Trustees. Members of the public may bring charcoal onto Town property for use in such Towninstalled grills. Portable grills and stoves are prohibited, except in designated camping sites. The

Director of Parks and Recreation may, in his or her sole discretion, grant exceptions to this Section for good cause shown and upon such conditions as the Director deems appropriate.

(c) No fire shall be allowed during a fire ban as established by the Town or the Boulder County Sheriff.

(d) Fires and coals in all park grills must be doused and properly disposed of before the site is vacated by the user.

(e) For the purposes of this Section, the term grills means portable BBQ grills, charcoal, propane electric, portable fire pits, portable stoves, appliances, etc. (Ord. 909 §1, 2012; Ord. 956 §1, 2014)

Sec. 11-4-50. Camping in parks.

It shall be unlawful to camp, remain or sleep in any of the parks or roads therein after 10:00 p.m. and before 5:00 a.m., unless prior permission has been obtained by permit from the Board of Trustees. (Prior code 6-4-5; Ord. 956 §1, 2014)

Sec. 11-4-60. Limitation of parking in Meadow Park.

It shall be unlawful to park any motor vehicle, including motorcycles, in Meadow Park from 12:00 noon on Friday until 5:00 a.m. on Monday, except in parking areas designated from time to time by the Board of Trustees. (Prior code 6-4-6; Ord. 956 §1, 2014)

Sec. 11-4-70. Concessions.

It shall be unlawful for any person to sell any food or drink in parks and upon property owned by the Town without first obtaining a concessionaire's permit from the Board of Trustees. Such concessionaire's permit shall be issued pursuant to regulations adopted from time to time by the Board of Trustees. (Prior code 6-4-7; Ord. 956 §1, 2014) 11-7

Sec. 11-4-80. Park rules and user fees.

(a) The Town Administrator shall be authorized to act on behalf of the Board of Trustees in the administration of the Board of Trustees' authority granted by this Article and in the day-to-day operations and use of all public parks, park facilities and open space. In the administration of the

day-to-day operations and use of public parks, park facilities and open space, the Town Administrator may assign or delegate such duties to appropriate Town staff and volunteers.

(b) The Town Administrator may establish written programs, procedures and rules governing the public use of any public park, park facility or open space. By way of example and not limitation, the Town Administrator may establish and administer a procedure for the reservation and scheduling of park, facility and open space use, and issue permits for camping, tents and concessions in public parks, park facilities and open space.

(c) The Town Administrator is authorized to establish reasonable damage deposits and user fees for the use of any public park, facility or open space; provided that no such deposit or fee shall be effective unless and until such deposit or fee is first presented to and approved by the Board of Trustees by motion or resolution. Damage deposits and user fees shall be reasonably approximate in amount to cover the estimated cost generally or typically associated with the administration, operation, management, care, repair and maintenance of the public parks, park facilities and open space resulting from the use of such property proposed by the user.

(d) Any administrative programs, procedures, rules, deposits and fees established by the Town Administrator shall be made in writing, presented to and approved by the Board of Trustees, and posted or otherwise made readily available for public inspection at the Town Hall. In no event may any administratively established rule, damage deposit or user fee conflict with a fee or regulation established by this Code.

(e) It shall be unlawful for any person to violate any procedure or rule issued by the Town Administrator under this Section.

(f) The Town Administrator may post rules issued under this Section at the place where they are to be enforced. If the rule is not so posted, it may still be enforced if the person had actual knowledge of the rule, was given a copy of the rule upon applying for or receiving a permit or license, was advised of the rule by a Town employee or peace officer, or was ordered by a peace officer to cease

conduct violating the rule.

(g) Any person who fails to comply with any rule issued under this Section may be ordered by the Town Administrator or a peace officer to leave the park, park facility or open space and not return thereto for a period of forty-eight (48) hours. It shall be unlawful to fail to comply with any such order to leave and not return to the park. (Prior code 6-4-8; Ord. 956 §1, 2014) 11-8

## ARTICLE 5

### Fishing Regulations

Sec. 11-5-10. Legislative intent.

The purpose of this Article is to protect the rivers within the Town from misuse and overuse, help restore the diminishing trout populations within those rivers, offer improved recreational fishing for local residents and attract additional fishing enthusiasts to the Town. (Prior code 4-12-1-1; Ord. 956 §1, 2014)

Sec. 11-5-20. Applicability.

The provisions set forth in this Article are applicable to all property owned by the Town within its municipal boundaries. (Prior code 4-12-1-2; Ord. 956 §1, 2014)

Sec. 11-5-30. Definitions.

As used in this Article, the following terms shall be defined as noted:

Artificial flies and lures means devices made entirely of, or a combination of, natural or synthetic non-edible, non-scented (regardless if the scent is added in the manufacturing process or applied afterward) materials, such as wood, plastic, silicone, rubber, epoxy, glass, hair, metal, feathers or fiber, designed to attract fish. This definition does not include anything defined as bait.

Bait means any hand-moldable material designed to attract fish by the sense of taste or smell; those devices to which scents or smell attractants have been added or externally applied (regardless if the scent is added in the manufacturing process or applied afterward); scented manufactured fish eggs and traditional organic baits, including but not limited to worms, grubs,

crickets, leeches, dough baits, stink baits, insects, crayfish, human food, fish, fish parts or fish eggs. (Prior code 4-12-1-3; Ord. 956 §1, 2014)

Sec. 11-5-40. Fishing restrictions.

(a) It is declared that only artificial flies and lures may be used by a person while fishing within the Town. It shall be unlawful for any person to fish with anything other than artificial flies and lures.

(b) It shall be unlawful to fail to return to the water any trout immediately upon catch.

(c) This Section is declared to be a noncriminal offense. Penalties as set forth at Section 1-4-20 of this Code shall apply upon conviction in the Municipal Court. The Municipal Court shall consider any aggravating and mitigating factors before imposing a sentence upon conviction. (Prior code 4-12-1-4; Ord. 956 §1, 2014)