

## **ORDINANCE NO. 1311**

### **AN ORDINANCE AMENDING THE BERTHOUD MUNICIPAL CODE REGARDING THE HOURS OF PUBLIC PARKS, OPEN SPACE, RECREATIONAL AREAS AND PERMITTING TO GRANT EXCLUSIVE USE THEREOF**

WHEREAS, the Town of Berthoud maintains parks and other recreational amenities for the citizens of Berthoud to utilize and enjoy; and,

WHEREAS, the Town does not currently restrict the hours of use on Town parks and other outdoor recreational amenities,

WHEREAS, to enhance the safety of parks and other public outdoor spaces, the Town Board wishes to impose restrictions regarding the hours in which parks and other public outdoor spaces may be utilized by the public; and,

### **NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF BERTHOUD, COLORADO:**

Section 1. Chapter 17, Section 17.22 et seq of the Berthoud Municipal Code is hereby enacted to read as follows:

#### **17.22 Use of Parks, Open Space, and Rights of Way**

##### **17.22-1 Hours of use for Parks, and Outdoor Recreational Areas**

It is unlawful for any person to use any public park, Town-owned outdoor recreational facility, or open space between Sunset to Sunrise daily unless different hours are otherwise established and posted on the premises by the Town.

##### **17.22-2 Use of Trails and Sidewalks**

The provisions of this code shall not prohibit any person from walking on any sidewalk, trail, or through parks between Sunset to Sunrise. Bicycles and other human-powered vehicles shall not be permitted on trails between Sunset to Sunrise unless the vehicle is equipped with and actively using a headlamp.

##### **17.22-3 Reserved**

##### **17.22-4 Hours of use for Parks and Recreational Areas—Evidence of Violation**

The use or occupancy of public parks, Town-owned public facilities, or Town-owned open space between Sunset to Sunrise without having first obtained a permit in accordance with Section 17.22-3 of the Berthoud Municipal Code shall be *prima facie* evidence of a violation of this chapter and a summons into the Berthoud Municipal Court may be issued.

##### **17.22-5 Parks and Recreational Areas—Permit Required**

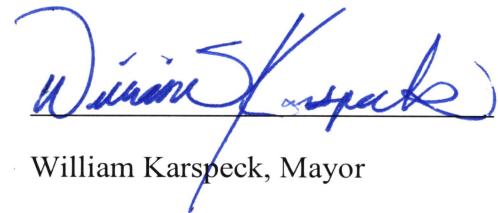
To grant exclusive use of a public park, open space, recreational areas, rights of way, a permit must be obtained from the Town of Berthoud. Issuance of any such permit shall be at the discretion of the Town Administrator or their designee.

Section 4, Effective Date: The provisions of this Ordinance shall take effect thirty days after

publication as required by law.

INTRODUCED, READ, ADOPTED, APPROVED, AND ORDERED PUBLISHED IN FULL on this 25th day of October, 2022.

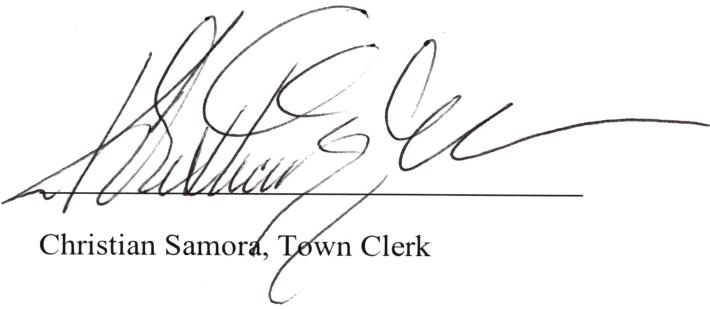
TOWN OF BERTHOUD



William Karspeck, Mayor

ATTEST:

By:



Christian Samora, Town Clerk