

RESOLUTION 12-2021

RESOLUTION OF THE BOARD OF DIRECTORS OF
COLORADO CITY METROPOLITAN DISTRICT
AMENDING RULES AND REGULATIONS TO ADD PROVISIONS REGARDING
OVERNIGHT CAMPING ON DISTRICT PROPERTY AND STREETS AND
ABANDONED VEHICLES

WHEREAS, Colorado City Metropolitan District (the "District") is a quasi-municipal corporation and political subdivision of the State of Colorado; and

WHEREAS, C.R.S. § 32-1-1001(1)(m) states that, among other powers, the Board of Directors (the "Board") has the power "[t]o adopt, amend, and enforce by/laws and rules and regulations not in conflict with the constitution and laws of this state for carrying on the business, objects, and affairs of the board and of the special district"; and

WHEREAS, the Board finds that camping on District-owned property should be restricted to established campgrounds, for the public health and safety of residents and campers, to preserve District property, and encourage camping in areas with sufficient infrastructure to support the camping; and

WHEREAS, the Board finds that camping on streets, greenbelts, and open spaces within the District poses a risk to public health and safety and should not be permitted; and

WHEREAS, the Board finds that abandoned vehicles are prohibited by County Code and that District Rules should reflect such prohibition; and

WHEREAS, the Board would like to amend the Rules and Regulations of the District (the "Rules") to set forth requirements regarding overnight camping and abandoned vehicles on District streets, greenbelts, and open spaces and

WHEREAS, the Board held a public hearing on the proposed amendments to the Rules on October 26, 2021 after published notice of the proposed amendment; and

WHEREAS, the Board finds that it is in the best interest of the residents of the District to amend the Rules as set forth herein.

NOW, THEREFORE, be it resolved by the Board of Directors of the District as follows:

- 1) The Board hereby amends the District's Rules and Regulations to add a new subsection to Section 2.5.5 under definitions, which will read as follows:

2.5.5 Camping: shall mean residing or dwelling temporarily in a place, with shelter, and conducting activities of daily living, such as eating or sleeping in such place. Without limiting the generality of the foregoing, the term includes the act of staying overnight in a parked motor vehicle, including, but not limited to, recreational vehicles, trailers, fifth wheel trailers, and pop up trailers. The term, however, does not include napping during the day or picnicking, or staying overnight in a permanent structure that meets the requirements of the Pueblo County Code.

- 2) The Board hereby amends the District's Rules and Regulations to add a new subsection to Section 16.2 on Parks, Greenbelt and Open Space, which will read as follows:

16.2.12 Camping: No camping will be allowed on property owned by the District, including without limitation District parks, greenbelts or open space, except for camping in the Greenhorn Meadows Campground or other established campground in accordance with all rules, regulations, and requirements of such campground.

Violation of this provision is subject to the enforcement provisions of Section 16.2.8

of these Rules and Regulations. In addition, violators may be subject to civil actions for trespass or damages.

- 3) The Board hereby amends the District's Rules and Regulations to add a new Section 16.6, which will read as follows:

16.6 DISTRICT STREETS:

16.6.1 Camping: No camping will be allowed on public streets and rights-of-way within the District, of this provision is subject to the enforcement provisions of Section 16.2.8 of these Rules and Regulations.

16.6.2 Abandoned Vehicles: It shall be unlawful for any person to abandon any vehicle on any public right-of-way, public parking lot or other public property. An abandoned vehicle is any motor vehicle left standing for more than seventy-two (72) hours upon any portion of a highway right-of-way, public parking lot or other public property, or upon any private property without the consent of the owner or occupant of such property. Violation of this provision is subject to the enforcement provisions of Section 16.2.8 of these Rules and Regulations and County Code.

- 4) The Rules amendments adopted herein shall take effect immediately upon approval of this Resolution. The District Manager is directed to update the Rules and post an updated version on the District's website. The District Manager, or his designee, is authorized to post notices or signs regarding the camping restrictions, to notify individuals in violation of the Rules and to take appropriate actions to enforce the Rules.

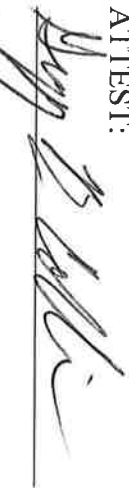
Adopted and approved on October 26, 2021, by the Board of Directors of Colorado City Metropolitan District, Pueblo County, Colorado.

COLORADO CITY METROPOLITAN DISTRICT

By: 

Harry Hochstetler, Treasure

ATTEST:



Gregory Collins, Secretary