

ORDINANCE NO.

20-01
Series of 2020

TITLE: AN ORDINANCE AMENDING SECTION 10-6 OF THE HUDSON MUNICIPAL CODE CONCERNING USE OF PUBLIC RECREATIONAL PROPERTY

BE IT ORDAINED BY THE TOWN COUNCIL FOR THE TOWN OF HUDSON, COLORADO, THAT:

Section 1. Section 10-6 of the Hudson Municipal Code is hereby amended to read as follows:

Sec. 10-6. Unlawful conduct on public property.

(a) It is unlawful for any person to enter or remain in any public building or on any public property, including without limitation public recreational property, or to conduct himself or herself in or on such premises in violation of any order, rule or regulation concerning any matter prescribed in this section.

(b) It is unlawful for any person to enter into or trespass upon any enclosed areas of public recreational property, including without limitation, fenced swimming pools, tennis courts and buildings, whenever such facilities are closed to the public by locked gates, doors or barricades, or where any enclosed area of a park or recreational facility is posted with a sign restricting the use of said area or facility.

(c) Unless otherwise posted, public recreational property is open daily to the public from daylight until 10:00 p.m., and no person shall enter or remain in or within the boundaries of such property at any other time; provided, however, the Town may issue permits extending or limiting the time specified in this section for special events.

(d) In addition to any authority granted by any other law, the Town may adopt such orders, rules or regulations as are reasonably necessary for the administration, protection and maintenance of public buildings and property, specifically orders, rules and regulations upon the following matters:

- (1) Preservation of property, vegetation, wildlife, signs, markers, statues, buildings, grounds and other structures, and any object of scientific, historical or scenic interest;

- (2) Restriction or limitation of the use of such public buildings or property as to time, manner or permitted activities;
- (3) Prohibition of activities or conduct within public buildings or on public property which may be reasonably expected to substantially interfere with the use and enjoyment of such places by others or which may constitute a general nuisance;
- (4) Camping and picnicking, public meetings and assemblages and other individual or group usages, including the place, time and manner in which such activities may be permitted;
- (5) Use of all vehicles as to place, time and manner of use; and
- (6) Control and limitation of fires and designation of places where fires are permitted.
- (7) No conviction may be obtained under this subsection unless notice of such limitation or prohibitions is prominently posted at all public entrances to such building or property or unless such notice is actually first given the person by the officer or agency, including any agent thereof, or by any law enforcement officer.

(e) The town may, by erecting appropriate signage, prohibit certain activities within and upon its public recreational property including the prohibition of recreational boating, swimming, fishing or other recreation activity. In the event of such a prohibition, the town shall cause signs to be posted around the perimeter of the area upon which such activities are prohibited, notifying the public of such prohibitions.

(f) Any person who violates this section is guilty of unlawful conduct on public property.

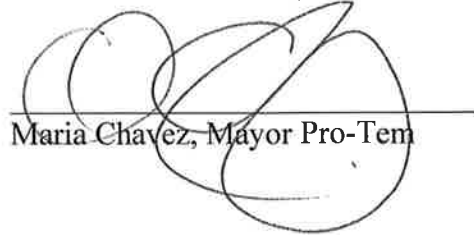
Section 2. Safety Clause. The Town Council hereby finds, determines, and declares that this Ordinance is promulgated under the general police power of the Town of Hudson, that it is promulgated for the health, safety, and welfare of the public, and that this Ordinance is necessary for the preservation of health and safety and for the protection of public convenience and welfare. The Council further determines that the Ordinance bears a rational relation to the proper legislative object sought to be attained.

Section 3. Severability. If any clause, sentence, paragraph, or part of this Ordinance or the application thereof to any person or circumstances shall for any reason be adjudged by a court of competent jurisdiction invalid, such judgment shall not affect application to other persons or circumstances.

Section 4. Effective Date. This Ordinance shall become effective ten (10) days after final publication by title only.

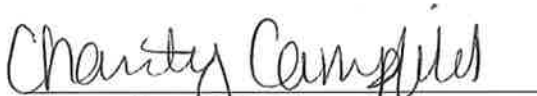
INTRODUCED, READ BY TITLE, AND ADOPTED ON FIRST READING this 5th day of February, 2020.

TOWN OF HUDSON, COLORADO



Maria Chavez, Mayor Pro-Tem

ATTEST:

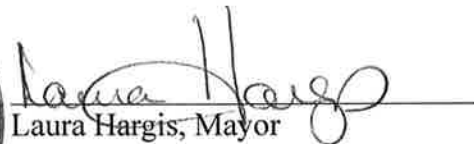


Charity Campfield, Town Clerk

PASSED by a vote of 6 for and 0 against AND ORDERED PUBLISHED BY TITLE ONLY, with a complete copy available for public inspection and acquisition in the office of the town clerk this 4 day of March, 2020.

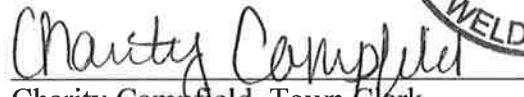
TOWN OF HUDSON, COLORADO





Laura Hargis, Mayor

ATTEST:



Charity Campfield, Town Clerk

APPROVED AS TO FORM:



Corey Y. Hoffmann, Town Attorney

