



PARKS, RECREATION & CULTURE BOARD ADVISORY BOARD MEETING

March 1, 2022 6:00pm

Windsor Community Recreation Center, Party Room
250 N. 11th Street, Windsor, CO

The Town of Windsor will make reasonable accommodations for access to Town services, programs, and activities and will make special communication arrangements for persons with disabilities. Please call (970) 674-2400 by noon on the 24 hours prior to the meeting to make arrangements.

AGENDA

A. CALL TO ORDER

1. Roll Call
2. Review of Agenda by the Boards and Addition of Items of New Business to the Agenda for Consideration by the Board
3. Liaison Reports
 - Town Board Liaison
 - Weld RE-4 School District
4. Public Invited to be Heard

B. CONSENT CALENDAR

1. Minutes from February 1st, 2022

C. BOARD REVIEW / DISCUSSION

1. Museum Acquisition Item
2. Parks, Open Space & Trails Ordinance Update
3. Staff Presentation – Aquatics Team

D. COMMUNICATION

1. Staff
2. Board

E. ADJOURN FUTURE MEETINGS

April 5, 2022 Regular Parks, Recreation & Culture Meeting

The Mission of the Windsor Parks, Recreation & Culture Department is To Build Community.

The Vision of Windsor Parks, Recreation & Culture Department is to be the National leader in exceptional recreation experiences.

Values: Exceptional Customer Service * Diversity, Equity, Inclusion * Sustainability * Innovation * FUN



PARKS, RECREATION & CULTURE ADVISORY BOARD MEETING

February 1, 2022 6:00pm

Community Recreation Center – Party Room

250 N. 11th Street, Windsor, CO 80550

Minutes

A. CALL TO ORDER

Mr. Mask called the meeting to order at 6:04 PM

1. Roll Call

The following PReCAB members were present:

Nick Mask
Patrick Lightfoot(absent)
Michael Nagl(absent)
Shawna Hendricks
Lainie Peltz
Heidi Hammer

Weld RE-4 School Board Liaison
Town Board Liaison

Patrick Miller
Victor Tallon

Also Present:

Deputy Director PRC
Operations & Facilities Manager
Open Space & Trails Manager
Administrative Specialist

Tara Fotsch
Kendra Martin
Wade Willis
Kristy Zulkoski

2. Review of Agenda by the Board and Addition of Items of New Business to the Agenda for Consideration by the Board

Ms. Peltz moved to approve the Agenda as amended. Ms. Hendricks seconded the motion. All members present voted Aye. Motion carried.

3. Liaison Reports

Town Board Liaison/Mr. Tallon

- No Report

Weld RE-4 School District

- Superintendent search began late last month, community meetings held last week, survey has been sent out with 150 responses so far
- Board will do school visits and conducting listening sessions with staff
- Mask mandate moved from requirement to recommended, good compromise, plan in place if numbers reach a certain threshold within a school, hoping to bring community back together

4. Public Invited to be Heard

- No Report

B. CONSENT CALENDAR

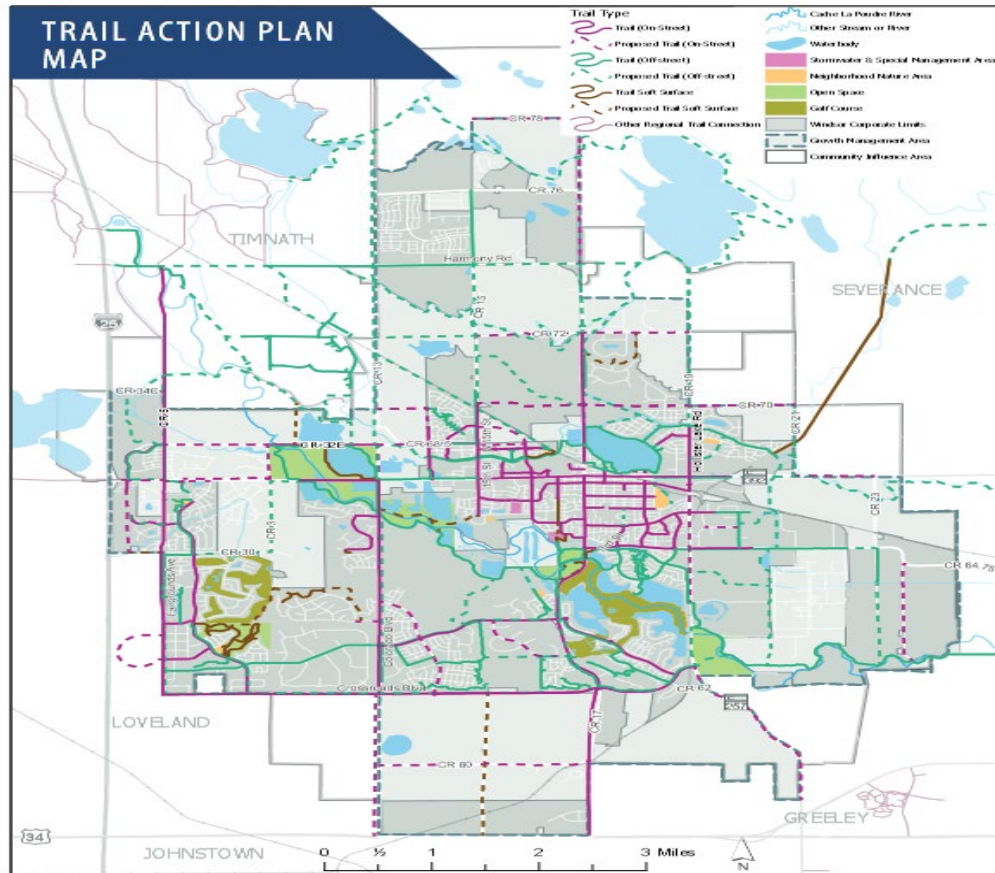
1. Minutes from December 7, 2021

Ms. Peltz moved to approve the December 7, 2021 minutes as presented. Ms. Hendricks seconded the motion. All members present voted Aye. Motion carried.

C. BOARD REVIEW / DISCUSSION

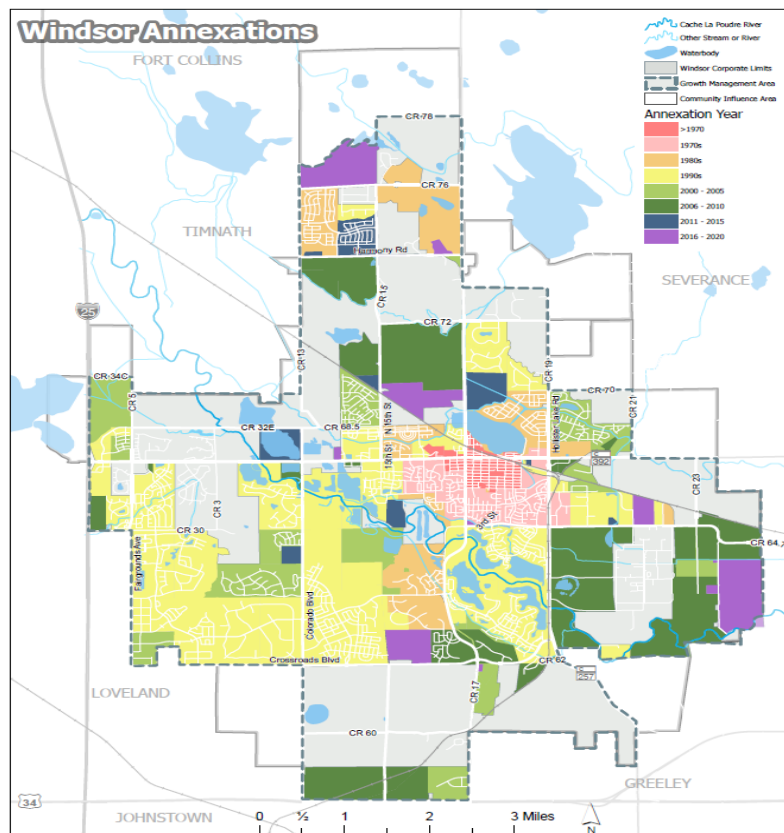
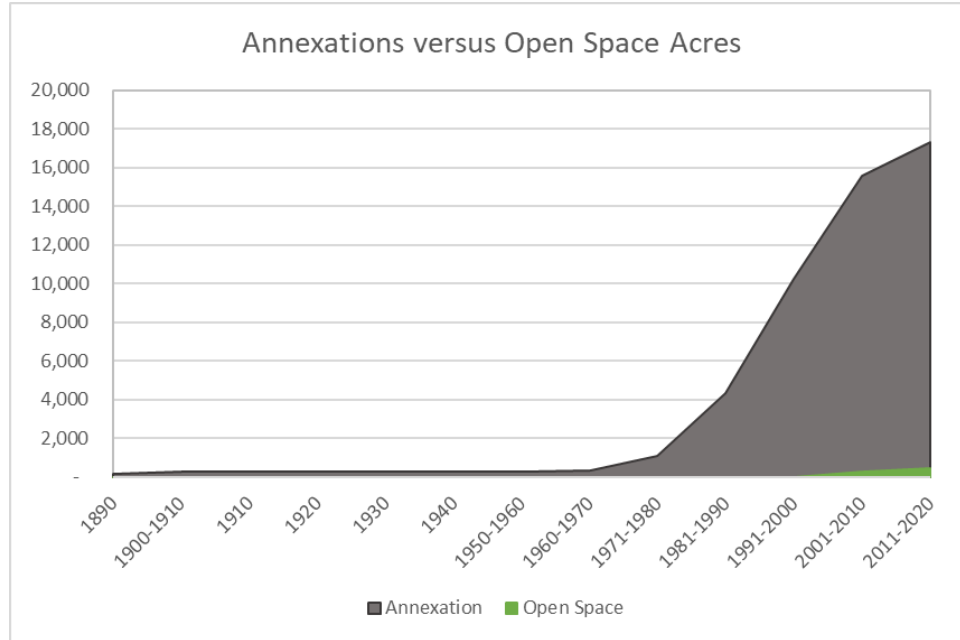
1. Open Space & Trails Master Plan

- Mr. Willis – thank you to the Board for their help in reviewing the plan and their input/suggestions throughout the process
- Plan will be presented to Town Board on February 14, 2022
- Strategic Plan Goals & Principles
 - Vision – To be the National Leader in Exceptional Open Space Experiences
 - Action Plan Map
 - Priority Segments



- Trail - Big Moves
 - Maintain Level of Service & Walkability
 - Adopted level of service is .99 miles per 1,000
 - Current (34,000) = 1.7 miles* per 1,000 residents
 - At buildout (75,000) = 1.5 miles* per 1,000 residents
 - *Not including on-street
 - Recommendation: Maintain LOS of 1.7 miles per 1,000, equates to 4.2 miles per year at ~\$4-5 million/year
 - | Trail Proposed Type | Proposed Miles | System at Buildout |
|---------------------|----------------|--------------------|
| Soft Trail | 7.5 | 12.9 |
| Off Street | 40 | 97.5 |
| On Street | 30.3 | 81.9 |
| Grand Total | 77.8 | 192.3 |
 - A 2021 Fee Study estimates that land dedications and the Park & Trail Development Fee will be sufficient to build 40 additional off-street trail miles by the time a buildout population of 75,000 is reached. Funding for additional trail mileage will require new funding sources
 - Open Space – Needs
 - The extraordinary pace of development
 - Regional growth plans leave few opportunities
 - Windsor's identity is diluted as neighboring towns grow together
 - Soaring property acquisition costs
 - Insufficient funding/absence of dedicated funding source

- Unfamiliarity with urban open space management and conservation tools
- User behavior that puts self above community and wildlife values
- Untapped community building potential
- A need to establish stewardship priorities and role of open space in Windsor
- Desire to maintain a cost-effective system
- Public use that exceeds present maintenance capabilities
- Wildlife habitat loss due to rapid town growth
- Town Growth Timeline



- Open Space – Big Moves
 - Large community separator/agriculture and water sharing in coordination with Water Department

- Smaller urban habitat acquisitions, restoration, education
- Dedicated funding measure
 - How much open space & dedicated funding
 - ❖ Recommendation – add 1290 acres of open space
 - ❖ A funding option
 - ❖ Town currently has a sales tax of 3.95%, based on the current sales tax revenue, a ¼ cent increase would generate about \$1.27 million annually which could acquire, at a rate of \$19,000/acre, about 65 acres, a ¼ cent sales tax increase, would on average, cost each person \$33 per year
- Next Steps
 - Present to Town Board on February 14th Work Session
 - Public Review of draft will be available on the Town Project Connect website for review and comments
 - Town Board approval in March
- On Track
 - Is the document on track
 - Does the document continue to reflect something you would be willing to support and promote to you fellow Windsorites
 - Does it feel on track to present to Town Board, is there a willingness to recommend forwarding to Town Board for adoption
- Discussion/Comments
 - Mr. Nagl – submitted comments/feedback/inquires via email to the Board prior to meeting
 - Ms. Peltz – overall presentation is phenomenal, easy to read for the public, well-researched, good with a quarter cent tax to fund, trail development, will email a few edits, inquired if the Town is constrained to only purchase 65 acres a year, or if there is more collected, can we purchase more
 - Ms. Hammer – well written, larger communities have more funding sources, City of Greeley
 - Mr. Mask – thank you to Mr. Willis and Logan & Simpson, page 15 knocked it out of the park and included board and community thoughts, wants and needs, hope to get better figures for Windsor comparisons, page 65 public health and equitable access – inquired how can we define what that means to the community and teach that in order to bring it home, really appreciative of the actionable items that become tangible and check all the boxes

Mr. Mask moved to recommend the Open Space & Trails Master Plan as presented, knowing that future modifications may be made, to Town Board for approval. Ms. Peltz seconded the motion. All members present voted Aye. Motion carried.

D. COMMUNICATION

1. Staff

- Mr. Willis –
 - Draft ordinance of the Parks & Open Space Regulations will be presented to Town Board on February 14th, will email Board for review
 - Later this year will celebrate the final completion of #2 Ditch Trail, paved trail from River Bluffs to Western Trail on eastern side, will be working with museums team for signage to explain the history
- Ms. Martin –
 - Snow removal over the past couple of weeks
 - Hired Greg Hughes/Recreation Supervisor for Aquatics & Facilities which was vacant for two years, started two weeks ago, great experience and enthusiasm, already finding ways to revamp pump room and better processes moving forward
 - Opened up registration for free swim lessons for 3rd grade Windsor residents, 56 registered almost immediately, first session at the high school will start on February 26th, WHS swim teams are excited to be a part of it and help instruct, great community outreach with all involved, next session will be in April, focus on basic water comfort and safety, 1,100 kids on swim lesson waitlist last year, has been promoted on PRC website/social media/press releases and included in school information sent out
- Ms. Fotsch –

- Laura Browarny/Culture Supervisor is at the State Capital today representing the Colorado Wyoming Association of Museums speaking on behalf of museum funding
- Britt Moos/Recreation Coordinator in charge of School Days Out and Summer Camp received a federal grant for over \$132,000 for camp improvements
- Parks Supervisor, Tech I and Tech II positions open
- Will be posting for Volunteer Coordinator position who will work under Mr. Willis, but will focus on coordinating volunteer opportunities for the Town
- Snow operation underway - Parks and Rec Staff are involved, making sure all facilities, trails and roundabouts are cleaned up
- Starting next month, different divisions/departments pf PRC will present during PReCAB Meetings
- Soccer registration opened up, first day 75% of registration filled, even with additional sections added due to new partnership with Severance
- Will offer flag football and soccer this spring and baseball this summer with Severance partnership, Mr. Warner has created a great relationship with staff and is working with the contractor in order to make needed improvements to the two new fields, partnership should expand our programs by about 300 more kids, received permission from United Way to apply for scholarship funding for Severance Residents
- Please feel free to attend the Town Board Meeting on February 14th

2. Board

- Mr. Mask –
 - Inquired about Windsor Arts Commission and progress toward creating a foundation
 - Arts Commission has met three times, finalizing the bylaws, did get funding of \$75,000, of which \$10,000 will go toward a mural and \$65,000 will go toward a piece of art, group is very motivated and ready to charge forward
 - Met with Foundation of Northern Colorado out of Larimer County in late summer, will most likely go through them, \$15,000 fund balance to start, but ability to have various arms under for specific PRC programs, application on-hand and ready to go, discussions around taking sponsorship funds and putting directly into the foundation in order to have instant non-profit status, the foundation does all of the promotion including Colorado Gives Day and the website

E. ADJOURN

Ms. Peltz moved to adjourn the meeting. Mr. Tallon seconded the motion. All members present voted Aye. Motion carried. The meeting was adjourned at 6:56 PM.

CERTIFICATION:

Approved by the Windsor Parks, Recreation & Culture Advisory Board on the _____ day of

_____, 20____

Nick Mask/Board Chair

Parks, Recreation & Culture Advisory Board

Submitted by: Kristy Zulkoski, PR&C Administrative Specialist



Town of Windsor
Department of Parks, Recreation, and Culture
Culture Division
116 5th Street, Windsor, Colorado 80550

Potential Acquisition Form

The following object(s) are presented for acquisition into the Town of Windsor Museums' Permanent Collection. By approving the acquisition, The Town of Windsor understands the ethical duties and responsibilities that come with holding the Museum's collection in the public trust.

Potential Acquisition No.

001-2022

Description and Provenance of Object (s):

- (1) Blotting paper, "McCaull-Dinsmore Co."
- (1) Book of check stubs, Nov. 05, 1903 through Feb. 22, 1903
- (1) Bill of lading, Nov. 16, 1904 for Windsor Mercantile delivery
- (1) Invoice from Pueblo National Bank to Windsor Mercantile, Nov. 04, 1901
- (13) Balance Sheets from Windsor Mercantile between Feb. 1902 through April 1904
- (2,441) Returned checks written by the Windsor Mercantile, 1901-1905
- (3) Ledger books, accounts and purchases from the Windsor Mercantile Co.
 - Jan. 1890-April 1890
 - Feb. 1901-Sept 1901
 - Feb. 1890-Sept. 1899 on onionskin paper

Source: ☒ Donation ☐ Staff Acquired ☐ Transfer / Exchange ☐ Purchase

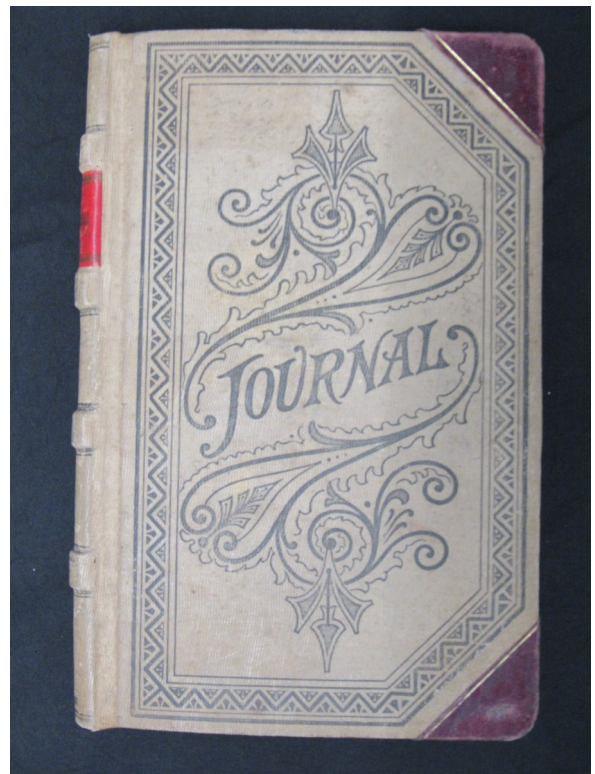
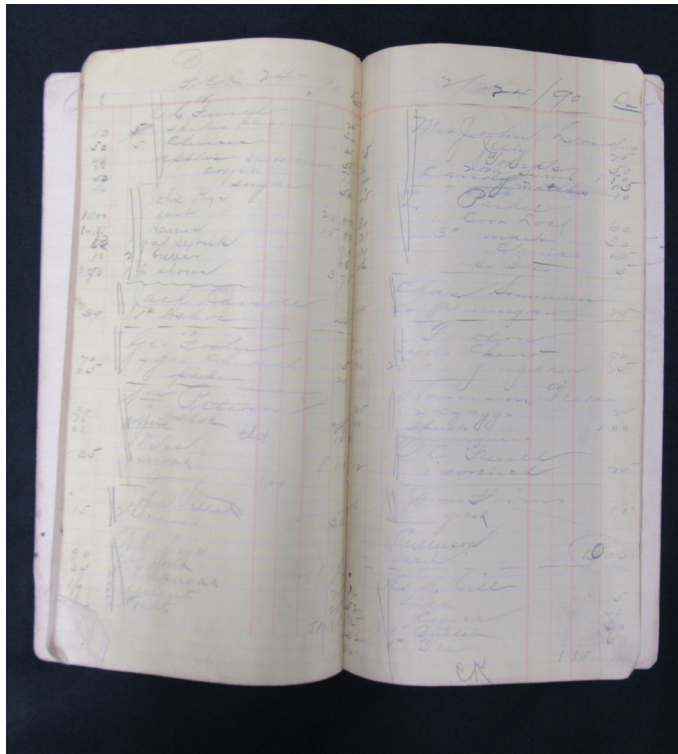
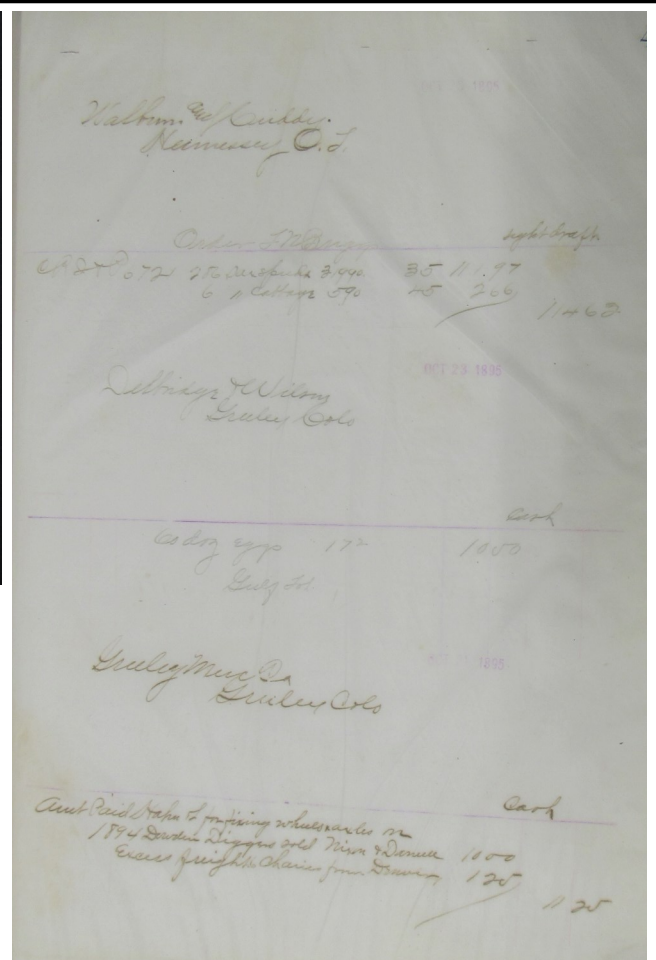
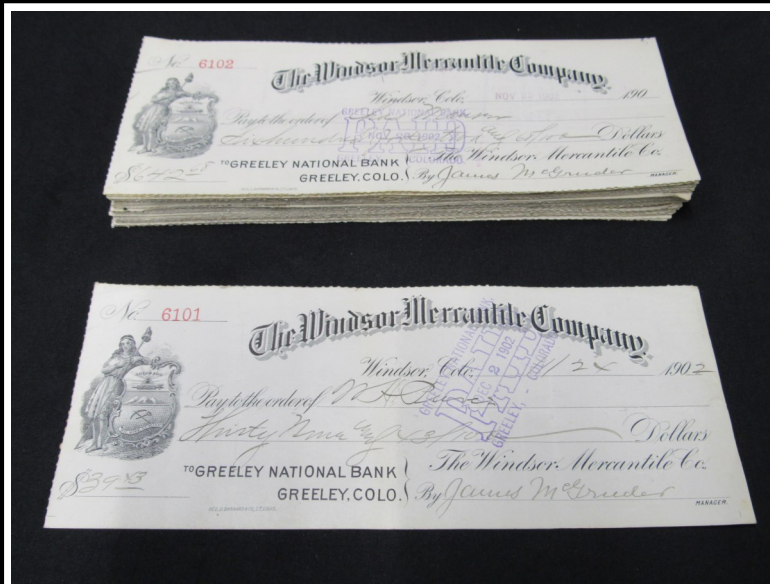
Criteria for Acceptance:

- ☒ Aligns with Museum's Mission and collections objectives
- ☒ Good physical condition
- ☒ Proper care can be given, i.e. conservation, preservation, storage, exhibition
- ☒ Fills a gap in the collection
- ☒ Has established provenance/story

Form completed by: Caitlin Heusser, Museum Curator

Date: 01-27-2022

Image of Object(s)



Board Decision

Parks, Recreation, and Culture Advisory Board (PReCAB):

☐ Accept into Museum's Permanent Collection ☐ Decline

Date: _____

Town Board

☐ Accept into Museum's Permanent Collection ☐ Decline

Date: _____



Town of Windsor
Department of Parks, Recreation, and Culture
Culture Division
116 5th Street, Windsor, Colorado 80550

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Potential Acquisition No.

002-2022

Description and Provenance of Object (s):

(1) High School Letter, "W" with three pins, "WHS '62", "MGR", and a football .

(1) High School Sweater, Yellow, Windsor High School, W letter, Band emblem, Yellow with (7) pins from various high school activities. Rainbow Girls, 4-H, Quill and Scroll Honor Society, Y-Tee, Pep Club 1963, Girl Scouts.

(1) Pin, U.S. belonging to Robert Buxmann, US Marine Corps, Stationed at Pearl Harbor. Robert Buxmann moved to Windsor in 1949.

(1) Navy Uniform, shirt and pants, 1954-1958, worn by Eugene Rider. Served in Mediterranean, north Atlantic and Pacific. Plank owner and served aboard USS Monticello also served on USS Begor. Gene Rider, is originally from Kansas but he has lived in Windsor since 1960.

(1) High School Letter, "W" belonged to Bill Buxmann class of 1964.

Source: ☒ Donation ☐ Staff Acquired ☐ Transfer / Exchange ☐ Purchase

Criteria for Acceptance:

☒ Aligns with Museum's Mission and collections objectives

☒ Good physical condition

☒ Proper care can be given, i.e. conservation, preservation, storage, exhibition

☒ Fills a gap in the collection

☒ Has established provenance/story

Form completed by: Caitlin Heusser, Museum Curator

Date: 01-27-2022

Image of Object(s)



Board Decision

Parks, Recreation, and Culture Advisory Board (PReCAB):

___ Accept into Museum's Permanent Collection ___ Decline

Date: _____

Town Board

___ Accept into Museum's Permanent Collection ___ Decline

Date: _____



Town of Windsor
Department of Parks, Recreation, and Culture
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116 5th Street, Windsor, Colorado 80550

Potential Acquisition Form

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Potential Acquisition No.
003-2022

Description and Provenance of Object (s):

(58) photographic prints of Jacoby Farm/Dickey Farm/Historic Halfway Homestead and negatives of images.

(1) thumb drive with 118 digital documents including photographs and documents associated with the Dickey/Jacoby families and Steven Fancy book about the Halfway house.



Source: ☒ Donation ☐ Staff Acquired ☐ Transfer / Exchange ☐ Purchase

Criteria for Acceptance:

☒ Aligns with Museum's Mission and collections objectives

☒ Good physical condition

☒ Proper care can be given, i.e. conservation, preservation, storage, exhibition

☒ Fills a gap in the collection

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Form completed by: Caitlin Heusser, Museum Curator

Date: 01-27-2022

Board Decision

Parks, Recreation, and Culture Advisory Board (PReCAB):

___ Accept into Museum's Permanent Collection ___ Decline

Date: _____

Town Board

___ Accept into Museum's Permanent Collection ___ Decline

Date: _____

Signatures

Date: _____

Mayor, Town of Windsor

Date: _____

Deputy Director of Parks, Recreation, and Culture Department

TOWN OF WINDSOR
ORDINANCE NO. 2022–

AN ORDINANCE REPEALING CHAPTER 11, ARTICLE VIII, IN ITS ENTIRETY, AND ALSO REPEALING AND REPLACING CHAPTER 10, ARTICLE IX OF THE WINDSOR MUNICIPAL CODE REGARDING REGULATIONS APPLICABLE TO CONDUCT OF PERSONS IN TOWN-OWNED PARKS, OPEN SPACE, AND TRAILS IN THE TOWN OF WINDSOR, COLORADO

WHEREAS, the Town of Windsor (“Town”) is a Colorado home rule municipality, with all powers and authority vested under Colorado law; and

WHEREAS, the residents of the Town consistently place high value on the availability of quality parks, trails and open space; and

WHEREAS, since the adoption of the 2013 Parks and Open Space Regulations (“Regulations”), the parks, trails and open space areas have grown in size, and their usage has intensified to the point where a reference to Regulations does not adequately address public safety and public health; and

WHEREAS, public safety, public health and public welfare require that the Town have a more defined role in enforcing standards of conduct for parks, trails and open space visitors, including the ability to cite offenders into the Municipal Court for prosecution; and

WHEREAS, the *Windsor Municipal Code* addresses some of the regulations in both Chapter 11, Article VIII, and in Chapter 10, Article IX; and

WHEREAS, to achieve consistency in its application, this Ordinance codifies the rules, regulations and standards of conduct in the Town-owned parks, trails and open space in one location, under the General Offenses section of Chapter 10; and

WHEREAS, this Ordinance is in the best interests of the Town and is necessary for the preservation of public health, safety and welfare.

NOW THEREFORE, BE IT ORDAINED BY THE TOWN BOARD OF THE TOWN OF WINDSOR, COLORADO, AS FOLLOWS:

Section 1. Chapter 10, Article IX of the *Windsor Municipal Code* is hereby repealed, amended, and readopted as follows:

ARTICLE IX - Regulations Applicable to Conduct of Persons in Town-Owned Parks, Trails and Open Space

Sec. 10-9-10. Parks, Recreational Facilities, Trails and Open Space.

- (a) Purpose and intent. The Town desires to actively manage, protect and enhance property within existing or potential parks, recreational facilities, trails, or open space value. The protection of natural habitats and features is the highest priority, while providing opportunities for education and appropriate recreation within the Town.
- (b) Standards of Conduct. This Article establishes standards for conduct by the general public within Town-owned parks, recreational facilities, trails, and open space. The requirements and prohibitions of this Article shall not apply to emergency services or law enforcement operations, or to authorized Town management, its agents or assigns.

Sec. 10-9-20. Definitions.

The following words, terms and phrases when used in this Article have the following meanings:

Camp means to remain or reside overnight and/or during closure hours in or upon a park, trail, or open space, with or without bedding, camping supplies, or shelter, or to conduct activities of daily living, such as eating or sleeping during closure hours.

Canal means an artificial waterway constructed to convey water for irrigation.

Community Separator means a parcel of undeveloped land, sometimes in the form of open space, separating two or more urban areas under different municipal jurisdictions which has been designated to provide a permanent low-density area preserving the communal integrity of the two municipalities.

Commercial Vehicle means a vehicle used to transport cargo or passengers for profit, hire, or otherwise to further the purposes of a business or commercial enterprise.

Conservation means official supervision of rivers, forests, and other natural resources in order to preserve and protect them through prudent management, or the careful utilization of a natural resource in order to prevent depletion.

Criteria means standards of judgment or criticism; rules or principles for evaluating or testing.

Department means the Town of Windsor, Parks, Recreation and Culture Department.

Designated trail means a trail or path within the boundaries of a natural area or under the management of the Open Space and Trails (OST) Division if outside the boundaries of a natural area, whether paved or unpaved, maintained, or unmaintained, owned in fee simple or managed by easement, designated as a trail for use by the public by the posting of signs or by designation on official maps as an OST area.

Deputy Director or designee means the Deputy Director of Parks, Recreation and Culture Department of the Town of Windsor, or designee.

Ditch means a manmade channel that delivers water from natural sources to homes, farms, businesses, industries and other uses, such as for irrigation purposes; or a narrow channel dug in the ground, typically used for drainage alongside a road or the edge of a field.

Domestic Animal means an animal, as the dog or cat, that has been tamed and kept by humans as a work animal, or pet, especially a member of those species that have, through selective breeding, become notably different from their wild ancestors.

Ecology means the study of the interactions of living organisms with their environment. The environment as it relates to living organisms.

Electric personal assistive mobility device or "EPAMD", shall have the meaning defined in *Windsor Municipal Code* § 8-7-10.

Electrical assisted bicycle or "e-bike" means a vehicle having two tandem wheels or two parallel wheels and one forward wheel, fully operable pedals, an electric motor not exceeding seven hundred fifty watts of power, and a top motor-powered speed of twenty miles per hour.

Electrical assisted bicycles are further defined as follows:

(a) "*Class 1 electrical assisted bicycle*" means an electrical assisted bicycle equipped with a motor that provides assistance only when the rider is pedaling and that ceases to provide assistance when the bicycle reaches a speed of twenty miles per hour.

(b) "*Class 2 electrical assisted bicycle*" means an electrical assisted bicycle equipped with a motor that provides assistance regardless of whether the rider is pedaling but ceases to provide assistance when the bicycle reaches a speed of twenty miles per hour.

(c) "*Class 3 electrical assisted bicycle*" means an electrical assisted bicycle equipped with a motor that provides assistance only when the rider is pedaling and that ceases to provide assistance when the bicycle reaches a speed of twenty-eight miles per hour.

Group event (applies to open space and single-track dirt trails) shall mean an event such as an athletic event, class, fair, festival, or other activity that is planned to include or reasonably expected to include thirty (30) or more persons that may:

- 1) Obstruct, delay, or interfere with the normal use of any open space area or any trails, viewing stations or other facilities located therein;
- 2) Present a risk of negative impact to animal or plant life, or the ecology of any natural or open space area; or
- 3) Constitute an event or other special event as the same are defined in *Windsor Municipal Code* § 6-2-20, in which event any applicable requirements of Chapter 6, Article II of this Code shall also apply.

Household waste also known as domestic or residential waste, means disposable materials generated by households. This can be comprised of non-hazardous waste and hazardous waste.

Non-hazardous waste can include food scraps, paper, bottles, or other items which can be recycled or composted.

Household hazardous waste means waste that is harmful to humans, animals and the environment if not properly disposed. This includes, but is not limited to, cleaners, paints, sprays, fertilizers, pesticides, motor oil and batteries.

Illegal dumping means the disposal of waste on public or private land or into water without a license, permit or approval from the Director or designee.

Natural Vegetation means any non-agricultural, native, or naturalized plant species that grows at a site in response to planting or from existing seeds or other propagules.

Open Space means lands that include agriculture lands, scenic viewsheds, and trails. Characteristics of these types of open space may include: Lands that are in primarily a natural state and contain few or no structures; and/or they contain significant natural, aesthetic, and recreational features that warrant protection.

Park(s) means a public area of land with grass and trees, that provides social, economic and well-being benefits to the community. Specific types of parks are classified and defined in the *Windsor Municipal Code* §17-18-20.

Permit means written authorization and requires permittee to show permit upon request.

Pollute means the act of introducing something into the environment that is dirty, unclean or has a harmful effect.

Poudre River Corridor means the portion of the bed and banks of the Poudre River, including the water, within the Windsor town limits.

Preservation means the act of preserving, to keep from harm or injury, and make enduring. To protect and maintain and reserve a resource for its continued survival.

Rangeland means vast natural landscapes in the form of grasslands, shrublands, woodlands, most deserts, marshes, and wet meadows.

Recreation means an activity that refreshes, recreates, and renews human health and spirits by enjoyment and relaxation. A pastime, diversion, exercise, or other resource affording relaxation and enjoyment.

Restoration means the act of restoring; renewal, revival, or reestablishment. A return of something to a former, original, normal, or unimpaired condition.

River means the Cache La Poudre River and its tributaries, a natural and navigable flowing body of water.

Streams means a small water body with surface water flowing within the bed and banks of the channel, existing by itself and joining with other streams to form a large river.

Town means Town of Windsor.

Wildlife means undomesticated animal species, the native fauna and flora of the region.

Wildlife conservation means the preservation and protection of animals, plants and their habitats.

Waste means any substance which is discarded after primary use, or is worthless, defective and of no use, unwanted or unusable materials, solid or liquid waste, whether organic or inorganic, including, by way of illustration and not limitation, trash, garbage, debris or litter, rocks or dirt, cremains, animal carcasses, offal or manure, paper, ashes, cardboard, cans, yard clippings, tree limbs, glass, rags, clothing of any kind, or any other discarded object. discarded matter, junk and refuse, trash and rubbish, including household or yard waste, and hazardous waste.

Yard waste means grass clippings, leaves, tree limbs, brush, holiday trees, prunings from trees and bushes, plants, cut flowers and potting soil and other lawn trimmings.

Sec. 10-9-30. Hours of Operation. Except as otherwise authorized or provided in *Windsor Municipal Code* §11-8-10, all parks and recreational facilities within the Town shall be closed to the public between the hours of 10:00 pm and 5:00 am.

Sec. 10-9-40. Prohibitions.

A. Except as allowed for Town programming purposes, and as authorized by the Deputy Director, it shall be unlawful for any person to commit one (1) or more of the following acts in any Town-owned park, trail, recreational facility, lake, or open space:

1) To be in or upon any Town-owned park, trail, recreational facility, lake, or open space between the hours of 10:00 pm and 5:00 am, unless otherwise authorized by the Deputy Director or designee.

(a) Exception: *Night fishing on Windsor Lake.* Fishing on Windsor Lake may take place, subject to the following conditions, only from the shore, and only along the west edge of Windsor Lake adjacent to State Highway 257, between the southerly pavement edge of the Town's parking lot and the inlet bridge for the Greeley #2 Ditch.

(b) *Fishing* is defined as efforts to take fish, amphibians or crustaceans by hook and line, from the shore only. The hook and line shall be under the immediate physical control of a person.

- (i) Crayfish traps may be set only in the water with buoys clearly marked with identifying and contact information on whose trap is set, or trap will be considered abandoned and confiscated. Traps are not allowed to be tethered to the shoreline.
 - (ii) It is prohibited to fish off any bridge over navigable waters.
 - (iii) It is prohibited to take fish by handline, trotline, jug, seine, net, underwater spearfishing, bow fishing, snagging, or gigging, unless as otherwise stated herein.
 - (c) If not specifically prohibited or regulated herein, any fishing or hunting activity must comply with the Colorado Parks and Wildlife rules and regulations in effect at the time of activity.
- 2) To hitch, fasten, lead, drive, let loose or leave unattended, any animal, reptile, snake, alligator, crocodile, caiman, or fowl of any kind, provided that this shall not apply to dogs or domestic animals, when led by a leash not more than six (6) feet long, except in designated areas, or unless authorized by the Deputy Director or designee.
 - 3) To allow a domestic animal or dog to defecate in the park without immediate removal and disposal of such feces in proper waste receptacles.
 - 4) To ride or drive any horse, pony, donkey, or other animal, except in areas specifically designated for equestrian activities, or unless authorized by the Deputy Director or designee.
 - 5) Speed limits are applicable to any bicycle, e-bike, motorcycle, in-line or roller skates, skateboard, scooter, automobile, or any other vehicle whatsoever.
 - i) Upon any parking lot or area, drive or street in any park: 10 mph unless otherwise posted.
 - ii) Upon any trail: 15 mph unless otherwise posted.
 - 6) To ride, drive or park any motorcycle, automobile, class 3 e-bike or other motorized vehicle, including but not limited to golf carts, motorized utility vehicles, all-terrain vehicles, snowmobiles, off-road vehicles, automobiles, trucks, motorcycles, motorbikes, motor scooters, go-carts or motor homes, upon, over or across any park, curb, sidewalk, grass, lawn, hiking or jogging trail or park land except in designated areas or unless authorized by the Deputy Director or designee.

Exceptions include:

- (a) Town motor vehicles or emergency vehicles.

- (b) Non-motorized bikes, skateboards, rollerblades, roller skates, and scooters are allowed on designated trails, unless otherwise posted (e.g. pedestrian only trails).
 - (c) Electronic Personal Assistance Mobility Devices (EPAMD's) are allowed pursuant to *Windsor Municipal Code*, Chapter 8, Article VII.
- 7) In addition to the prohibitions under Article IV, Chapter 10 of the *Windsor Municipal Code*, it is illegal to openly carry or discharge any firearm, or to carry or discharge any pellet guns, air guns, slingshots, blowguns, rockets, illegal knives, javelins, machetes, spears, axes, or paint-ball guns, unless authorized by the Director or designee.
 - 8) To drive or hit golf balls, unless specifically allowed in designated areas.
 - 9) To fail to properly dispose of all trash generated by a person's usage of the park, recreational facility, trail, or open space. In the event no trash disposal receptacle is available, then such person shall carry away said trash and dispose thereof in a proper and legal manner. Failure to comply constitutes a prima facie case for Littering, under *Windsor Municipal Code* 7-2-30
 - 10) To dump or place household trash or hazardous substances in park, recreational facility, trails or open space waste receptacles.
 - 11) To damage, move, cut, break, injure, deface or disturb any tree, shrub, plant, rock, rip rap, building, monument, fence, bench, equipment or other structure, apparatus or property, or to pluck, pull up, cut, trim, take or remove any shrub, bush, plant or flower, wood, turf, grass, soil, rock, sand, gravel or fertilizer.
 - 12) To mark or write upon, paint, or deface in any manner any pavement, building, monument, fence, bench, equipment or other object or structure (such as trees, rocks, or boulders).
 - 13) To knowingly or intentionally climb or walk upon or knowingly or intentionally leap from, any bridge railing, structural support or abutment, light poles, signs, structure roofs or elements of play equipment not specifically designed to be climbed, or other public right-of-way in the Town.
 - 14) To encroach upon any parks, trails or open space area with any road, fence, or structure, without written consent from the Deputy Director or designee.
 - 15) To throw, discharge, or dispose of grass clippings, mulch, yard waste, animal waste, household waste, rock, soil, fabric, plastic or any other litter, onto any park, trail, floodway or open space lands or onto, within or upon any of the waters of any pond, lake, rivers, irrigation ditches and canals or any streams or within the Poudre River Corridor.

- 16) To throw, discharge, or otherwise place or cause to be placed in the waters of any pond, lake, river, stream, irrigation ditches and canals, or other body of water in or adjacent to any park, including the Poudre River Corridor, any substance, matter or thing, liquid or solid, which will or may pollute such waters.
- 17) To remove, damage or disturb archeological, paleontological, or geologic materials or artifacts.
- 18) To plant or introduce trees, plants, or seed flowers or grasses, or to introduce animals, except as part of a Town sanctioned planting event, or as authorized by the Deputy Director or designee.
- 19) To collect plants, mushrooms, seeds, wildlife species, or eggs.
- 20) To enter any closed area.
- 21) To swim, bathe, wade in, pollute or illegally dump upon or into the waters or corridors of any pond, lake, rivers, irrigation ditches and canals or any streams; or to enter, go upon, walk or skate onto ice, except as otherwise posted or when authorized by the Director or designee.
- 22) To travel off trail, except where posted otherwise.
- 23) To make or kindle a fire, except in picnic stoves, braziers, fire pits or designated areas provided for that purpose.
- 24) To participate or engage in any activity or any public park area when such activity will create a danger to the public, a public nuisance, or cause damage to public park property.
- 25) To bring any portable cooking device into any park or open space within the Town which exceeds or conflicts with the following specifications:
 - (a) Charcoal-fueled cooking devices;
 - (b) Propane-fueled cooking devices with a total cooking surface exceeding three hundred (300) square inches; and
 - (c) Propane fueled cooking devices served by a fuel tank exceeding sixteen and four-tenths (16.4) 16.4 ounces of capacity.
- 26) To erect a portable tent or shade structure between the hours of 6:00 pm and 5:00 am, unless otherwise authorized by the Deputy Director or designee. For any allowed portable tent or shade structure, it is prohibited to utilize stakes to stabilize such structure that exceed eight (8") inches.
- 27) To bring, or to possess, any glass beverage container in any park, recreational facility, trail or open space within the Town, unless otherwise authorized by the Deputy Director or designee.

- 28) To post, place or erect or leave any static or mobile advertising, handbill, circular bill, notice, paper or other advertising device upon any park property, except as authorized by the Deputy Director or designee.
- 29) To sell, advertise, or offer for sale any food, drinks, confections, merchandise or services except pursuant to a written agreement with the Town or by written permission from the Deputy Director or designee.
- 30) To practice, carry on, conduct or solicit for any trade, occupation, business or profession in any Town-owned park, recreational facility, trail or open space, except pursuant to a written agreement with the Town or by written permission from the Deputy Director or designee.
- 31) To sein minnows or fish from the creeks, rivers, ponds and lakes in any park or open space.
- 32) To feed wildlife, unless otherwise authorized by the Deputy Director or designee.
- 33) To personally cause or to allow another person or animal under that person's control, to abandon, place, remove, harass, injure or kill any animal, domestic or wild, including but not limited to dogs, cats, cows, horses, birds, mammals, reptiles, including snakes, alligators, crocodiles, caimans, fowl, and livestock. Exceptions: Activities legally authorized with a valid hunting and fishing permit in authorized and designated areas.
- 34) To use or operate any motorboat, boat, or watercraft on any creek, river, pond, lake, or water within any Town-Managed park or open space, except as posted and authorized, or as approved by the Director or designee.
- 35) To use or operate any remote-controlled airplane, boat, car, or other motorized model device, including radio-controlled devices, or helicopter, parasail, hang glider, hot air balloon, model airplane, drone, or rocket except pursuant to a written agreement with the Town or by written permission from the Deputy Director or designee.
- 36) To fly kites, throw frisbees or similar activities within designated open space areas, unless posted otherwise.
- 37) To use mechanical loudspeakers or amplified music, sound, or voices except when authorized by the Deputy Director or designee, or in connection with use of the any amphitheater, special event or race, provided the amplified music or sound is within the prescribed levels governed by state or local law. Personal blue tooth speakers are allowed as long as noise levels comply with state or local law.
- 38) To conduct or participate in any commercial use, including tournaments, camps, or organized sporting activity which has not been specifically authorized by the Deputy Director or designee

or which conflicts with a scheduled activity or event authorized by the Deputy Director or designee.

- 39) To park a commercial vehicle in any park, recreational area, trail, or open space parking lots except on Town business or when operating such vehicle for business purposes at a park or open space function. Overnight parking of a commercial vehicle is prohibited.
- 40) To park or operate any truck-tractor, trailer, boat trailers, semitrailer, pole-trailer, campers, recreational vehicles in a park facility parking lot at any time. Exceptions: Boat trailers may park in park facility parking lot while boat is being used pursuant to a validly issued boat permit; and campers or recreational vehicles may park during park hours if only utilizing one parking space.
- 41) To park any truck-tractor, trailer, boat trailer, semitrailer, pole-trailer, camper, recreational vehicle overnight, unless authorized by the Deputy Director or designee.
- 42) To construct, place or maintain any kind of road, trail, structure, fence (electrical or otherwise), enclosure, portable corral, geocache, communication equipment, or other improvement on Town properties without prior permission.
- 43) To leave any property unattended in excess of twenty-four (24) hours. Property left for 24 hours or longer shall be considered abandoned and subject to disposal.
- 44) To scatter, leave, dump or deposit cremation ashes upon any lake, park, or open space area within the Town.

Sec. 10-9-50.-Uses by Permit.

(a) It shall be unlawful for any person or persons to violate the terms of any permit authorized by the Deputy Director or designee.

(b) Permits may be issued for the following:

- (1) To enter a natural area, open space or trail during closed hours except as part of a town sanctioned event, or otherwise by permitted use;
- (2) Build a campfire or other fire;
- (3) Conduct or sponsor an organized event, activity, competition, or contest;
- (4) Perform a service, or sell any item for commercial gain;
- (5) Camp;
- (6) Openly carry a weapon as part of a hunting permit;
- (7) Hunting in limited locations and areas for ecological management purposes;

- (8) Enter open space area to access adjacent property for infrequent access to property not otherwise accessible by public ROW;
- (9) Group events;
- (10) Overnight parking;
- (11) Operation of any remote-controlled airplane, boat, car, or other motorized model device, including radio-controlled devices, or helicopter, parasail, hang glider, hot air balloon, model airplane, drone, or rocket.

10-9-70. Signs. Appropriate signage may be placed in Town-owned parks, recreational facilities, trails, and open space as may be necessary to notify the public of the restrictions set forth in this Article.

Section 2. *Windsor Municipal Code* section 7-5-30 (g) is amended and (h) created, and shall read as follows:

- (g) This Article shall not be applicable to the Town for open space grazing purposes, as the Town shall have the discretion to utilize targeted/prescriptive grazing plans, utilizing domesticated cattle, sheep, goats and other grazers in designated open space areas to naturally manage vegetation and control weeds as a component in integrated pest management.
- (h) Any person convicted of a violation of this Article shall be punished by either a fine, useful public service, attendance of an applicable class or any combination thereof, pursuant to Section 1-4-20 of this Code for each such violation. Each person who commits any such offense shall be guilty of a separate offense for each and every day during any portion of which the offense is committed or continued by such person and, upon conviction, shall be punished accordingly. Nuisance abatement procedures deemed necessary by the Town shall be pursuant to Sections 7-1-40 and 7-1-50.

Section 3. *Windsor Municipal Code* Article VIII, Chapter 11 is hereby repealed in its entirety.

Introduced, passed on first reading and ordered published this [date], 2022.

TOWN OF WINDSOR, COLORADO

Paul Rennemeyer, Mayor

ATTEST:

Karen Frawley, Town Clerk

[Seal]

Introduced, passed on second reading and ordered published this [date], 2022.

TOWN OF WINDSOR, COLORADO

Paul Rennemeyer, Mayor

ATTEST:

Karen Frawley, Town Clerk

[Seal]

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