

ORDINANCE NO: 2293

INTRODUCED BY: ALLEN-THOMAS, FRANK, GRIMES, GUARDIOLA, HURST,
HUSEMAN, MADERA, NOBLE, SMITH

AN ORDINANCE AMENDING THE COMMERCE CITY REVISED MUNICIPAL CODE TO AMEND THE PARK PROPERTY CURFEW AND TO PROVIDE FOR PARKING RESTRICTIONS AND ENFORCEMENT IN AND AROUND CITY PARKS AND DECLARING AN EMERGENCY

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COMMERCE CITY, COLORADO AS FOLLOWS:

SECTION 1. The City Council finds and determines that this ordinance is declared to be an emergency ordinance and is enacted pursuant to Section 5.4 of the Charter. The passage of this ordinance and its passage as an emergency ordinance is immediately necessary for the preservation of the public health, safety, and welfare.

SECTION 2. Sections 7-1003 and 7-1004 of the Commerce City Revised Municipal Code are hereby amended as set forth in Exhibit A.

SECTION 3. Except as specifically modified herein, the provisions of the Commerce City Revised Municipal Code shall remain unchanged and in full force and effect.

SECTION 4. This ordinance shall take effect immediately on passage.

INTRODUCED AND PASSED AS AN EMERGENCY ORDINANCE AND PUBLIC NOTICE ORDERED THIS 21ST DAY OF SEPTEMBER 21 2020.

CITY OF COMMERCE CITY, COLORADO

Benjamin A. Huseman, Mayor

ATTEST

Dylan A. Gibson, City Clerk

Strikethrough text indicates deletions; underlined text indicates additions.

Sec. 7-1003. - Operation of motorized vehicles; parking on or adjacent to parks; exceptions.

- (a) It is unlawful for any unauthorized person to operate any motorized vehicle on or within any park property except as expressly provided in subsection 11-21003-3 of this Code.
- (b) It is unlawful to park any trailer or motorized vehicle on park property, except where specifically authorized by the city, or in such a manner as to create a hazard to natural resources or vehicular, pedestrian, equestrian or bicycle traffic or to obstruct emergency vehicle/equipment access.
- (c) It is unlawful to wash, service or repair any vehicle within any park property without prior authorization by the city.
- (d) Except for the vehicles of government employees engaged in official business or when specifically authorized by the city, it is unlawful to park any motorized vehicle or trailer, whether attended or unattended: (1) when the owner or operator is not using the park property; (2) on park property between 11:00 p.m. and 5:00 a.m.; or (3) where posted, on the portion of any public street abutting any park property between 11:00 p.m. and 5:00 a.m. Any vehicle in violation of this subsection shall be deemed abandoned and subject to immediate towing, impoundment, or relocation. The violation of this subsection is a civil infraction.

(e) Authority to designate areas.

- (1) The city manager is hereby authorized to designate any areas within park property for the operation and parking of motorized vehicles and to close or restrict access to such areas.
- (2) The areas in which the operation and parking of motorized vehicles is authorized shall be clearly marked with signs giving notice that such operation or parking is permitted.

Sec. 7-1004. - Closed areas; curfew.

- (a) It is unlawful for any person to enter into or trespass upon any enclosed areas of a park property, including, but not limited to, fenced swimming pools, tennis courts, ball fields, city trails, the Buffalo Run Golf Course and any related buildings, whenever such enclosed areas are closed to the public by locked gates, doors or barricades or where any park property, including ball fields, trails or the Buffalo Run Golf Course, is posted with a sign restricting the use of such area.

(b) Except ~~for government employees engaged in official business as provided in subsection (e) of this section or when specifically authorized by the city,~~ it is unlawful for any person to be present within any park property, including any streets, parking areas, or roadways located therein, ~~Sunday through Thursday of any given week~~ between the hours of 10:00 p.m. and 5:00 a.m. ~~and Fridays and Saturdays between the hours of 11:00 p.m. and 5:00 a.m. except where specifically authorized by the city.~~

(c) Additional restrictions—Buffalo Run Golf Course.

- (1) It is unlawful for any person to enter or remain within the boundaries of the Buffalo Run Golf Course when the golf course is open to the public unless upon arrival such person registers with staff at the golf course pro shop and such person adheres to the golf course rules, regulations and policies.
- (2) It is unlawful for any person to enter or remain within the boundaries of the Buffalo Run Golf Course when the golf course is closed to the public.

End.