

ORDINANCE NO. 18-_____

AN ORDINANCE AMENDING ARTICLES 1 (ADMINISTRATION), 2 (RULES AND REGULATIONS), 3 (PERMITS), AND 5 (COLORADO SPRINGS MUSEUM ACTIVITIES) OF CHAPTER 4 (PARKS, RECREATION AND CULTURAL SERVICES) OF THE CODE OF THE CITY OF COLORADO SPRINGS 2001, AS AMENDED, PERTAINING TO PARKS, RECREATION AND CULTURAL SERVICES ADMINISTRATION AND REGULATIONS

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COLORADO SPRINGS:

Section 1. Article 1 (Administration) of Chapter 4 (Parks, Recreation And Cultural Services) of the Code of the City of Colorado Springs 2001, as amended, is amended to read as follows:

4.1.101: DEFINITIONS:

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PARK; PARK LAND: Those areas, structures or facilities which are parks, parkways, **medians** and recreation facilities owned **or managed by agreement** by the City and which are under the control, management and supervision of the Department. Park and park land shall also have the meaning defined in section 4.6.101 of this chapter.

PARK PROPERTY: Any real or personal property, or improvements of or relating to parks, open space, trails or park facilities belonging to the City. Park property shall include all trees, plants, shrubs and vegetation, all natural terrain formations, **all historical, cultural, archaeological, and paleontological resources**, all rocks, stones and boulders, and all improvements to the park areas such as tables, benches, railings, **fences, signs**, fountains, canopies, **pavilions**, roads, sidewalks, fireplaces, buildings, bridges, ~~stands~~ **bleachers** and equipped play areas.

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STEWARDSHIP: The provision of services that protect, maintain and enhance the condition, longevity and overall well-being of facilities and elements of the built environment and the health and vitality of the natural environment.

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4.1.103: BOARD CREATED; APPOINTMENTS:

A. There is hereby created a Parks and Recreation Advisory Board (the "Board"), to be composed of nine (9) members appointed by City Council from **City** residents ~~of the general area or community~~ who are interested in the development of the park, trail, open space, recreation, resources and facilities of the community.

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4.1.104: POWERS AND DUTIES:

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C. **Recommend** ~~Prepare and submit~~ to the Manager and City Council plans, **action plans** and recommendations for the development of the park, trail, open space and recreation facilities of the City, together with recommendations for the amounts to be expended each year for those purposes.

D. **Recommend** ~~Prepare and submit~~ to the Manager a general overall program of park, trail, open space and recreational developments contemplating the progressive maximum development of the recreational facilities **and action plans**, landscaping and beautification of the City, keeping in mind the enjoyment and use of the facilities by the greatest number of persons and the general benefits to the City and its citizens as a whole rather than the special benefits to particular groups and interests. Plans shall list projects in the order of preference or priority of accomplishment.

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G. Review at public hearing and ~~make recommendations~~ **decide** ~~on~~ all development activities **for park master plans** ~~associated with a~~ **for parks, trails, or open spaces** ~~through a master plan.~~

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Section 2. Section 102 (Park Hours) of Article 2 (Rules and Regulations) of Chapter 4 (Parks, Recreation And Cultural Services) of the Code of the City of Colorado Springs 2001, as amended, is amended to read as follows:

4.2.102: PARK HOURS

~~The parks~~ **Park properties** shall be open for the use of the public during the hours of five o'clock (5:00) A.M. until nine o'clock (9:00) P.M. during the months of November to April, inclusive, and during the hours of five o'clock (5:00) A.M. until ~~eleven o'clock (11:00)~~ **ten o'clock (10:00)** P.M. at all other times. It shall be unlawful for any person, other than City employees in the performance of their official duties, to enter or remain in the parks at any time outside the hours, except during official City ~~sponsored~~ **permitted** activities. The Manager may, however, extend or limit park hours by issuing a temporary park permit in accord with section 4.3.101 of this chapter. The Manager is further authorized to promulgate any necessary rules or regulations closing any park roads, vehicular access areas, or trails beginning at nine o'clock (9:00) P.M. at any time during the year.

Section 3. Section 101 (Temporary Park Permits Required) of Article 3 (Permits) of Chapter 4 (Parks, Recreation And Cultural Services) of the Code of the City of Colorado Springs 2001, as amended, is amended to read as follows:

4.3.101: TEMPORARY PARK PERMITS REQUIRED:

A temporary park permit shall be obtained by anyone desiring to use a park in whole or part to the exclusion of others or for commercial purpose. Use of any park in whole or part for a public gathering, entertainment, tournament, exhibition ~~or~~, **construction, access, or** any other activity which can reasonably be expected to affect park property, patrons, or persons and property adjacent to the park, shall require a temporary permit.

Section 4. Section 102 (Museum Administration) of Article 5 (Colorado Springs Museum Activities) of Chapter 4 (Parks, Recreation And Cultural Services) of the Code of the City of Colorado Springs 2001, as amended, is amended to read as follows:

4.5.102: MUSEUM ADMINISTRATION:

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D. Museum Administration: The operation, maintenance, and management of the Museum collection and the Museum buildings and grounds shall be the responsibility of the Museum Director. In matters pertaining to the Museum collection, the Museum Director ~~shall~~ **may** be advised by ~~and given direction by~~ the Museum Board.

Section 5. This ordinance shall be in full force and effect from and after its final adoption and publication as provided by Charter.

Section 6. Council deems it appropriate that this ordinance be published by title and summary prepared by the City Clerk and that this ordinance be available for inspection and acquisition in the office of the City Clerk.

Introduced, read, passed on first reading and ordered published this ____ day of _____, 2018.

Finally passed: _____

Council President

Mayor's Action:

- Approved on _____.
- Disapproved on _____, based on the following objections:

Mayor

Council Action After Disapproval:

- Council did not act to override the Mayor's veto.
- Finally adopted on a vote of _____, on _____.
- Council action on _____ failed to override the Mayor's veto.

Council President

ATTEST:

Sarah B. Johnson, City Clerk