

ORDINANCE NO. 3
(Series 2020)

AN ORDINANCE AMENDING CHAPTER 14.12 OF THE GEORGETOWN MUNICIPAL CODE CONCERNING USE REGULATIONS FOR THE CLEAR CREEK CHANNEL

WHEREAS, the Town of Georgetown is a Colorado municipal corporation operating under a Territorial Charter and governed by its Board of Selectmen; and

WHEREAS, the Georgetown Board of Selectmen (“Board”) is authorized by the Territorial Charter and the Colorado Revised Statutes to enact ordinances for the preservation of the public health, safety, and welfare; and

WHEREAS, In the exercise of this authority, the board has previously enacted Title 14 of the Georgetown Municipal Code, concerning the Clear Creek Channel, and in particular, Chapter 14.12 thereof concerning use regulations for the Clear Creek Channel; and

WHEREAS, pursuant to Section 14.08.080 of the Georgetown Municipal Code, the Town has asserted ownership of the beds of Clear Creek and its forks within the Town; and

WHEREAS, the Board of Trustees finds that due to the narrow channel of Clear Creek within the Town, and the temperature and velocity of water flowing therein, combined with the presence of low bridges over that channel, results in a danger to persons attempting to recreate by swimming, boating, kayaking, or tubing within the Clear Creek Channel; and

WHEREAS, the Board of Trustees wishes to restrict these activities within the Clear Creek Channel in the interest of the protection of the public health and safety.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF SELECTMEN OF THE TOWN OF GEORGETOWN, COLORADO:

Section 1. Chapter 14.12 of the Georgetown Municipal Code, is amended by renumbering existing Section 14.12.020 as new Section 14.12.030 and the enactment of a new Section 14.12.020, to read as follows:

14.12.020. Swimming, boating, etc. prohibited.

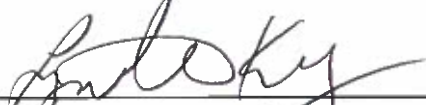
It is unlawful for any person to swim, kayak, boat, or tube in or on the Clear Creek Channel and its forks within the territorial boundaries of the Town upstream of the north (downstream) side of the 11th Street bridge.

Persons choosing to swim, kayak, boat or tube in the Clear Creek Channel north (downstream) of this point are required to wear protective headgear, as well as a “personal flotation device,” defined to mean a US Coast Guard approved personal flotation device that is intended to be worn or otherwise attached to the body. A personal flotation device labeled or marked as type I, II, III or V (with type I, II or III performance) is considered a personal flotation device.

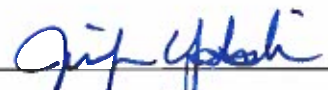
Section 2. Effective Date. This ordinance shall take effect upon final adoption as provided by Section 5.26 of the Territorial Charter.

INTRODUCED, READ, APPROVED AND ORDERED POSTED IN FULL ON FIRST READING on the 11th day of August, 2020


TOWN OF GEORGETOWN

By: 
Lynette Kelsey, Police Judge

ATTEST:


Jennifer Yobski, Town Clerk

Posted up in full on the Town's website and at Town Hall and two (2) other designated posting locations within the limits of the Town after final adoption, in accordance with Section 5.26 of the Territorial Charter.


Jennifer Yobski, Town Clerk

Date: 8-13-20

