

ORDINANCE NO. 566

AN ORDINANCE ESTABLISHING A PERMIT SYSTEM FOR THE RECREATIONAL USE OF ROBERT'S LAKE BY AN ADDITION TO CHAPTER 17.

WHEREAS, the Board of Trustees of the Town of Berthoud has determined that the unrestricted use of Robert's Lake may jeopardize the health, welfare and safety of the residents of the Town, NOW THEREFORE:

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF BERTHOUD, LARIMER COUNTY, COLORADO THAT CHAPTER 17 OF THE BERTHOUD MUNICIPAL CODE BE AMENDED BY THE ADDITION OF 17.45 WHICH SHALL READ AS FOLLOWS:

Section 1. Registration Requirements For Recreational Use

17.45

It is unlawful to trespass in or on Robert's Lake unless the following requirements are first met:

- a. All adult users as well as parents and guardians of minor users must complete the registration form provided by the Town of Berthoud which form shall contain an indemnification provision and shall identify all persons who are requesting to make use of the lake.
- b. The applicant shall pay the required \$5.00 annual registration fee which shall be re-established annually by the Town Administrator to cover administrative, police, insurance and special maintenance costs attributed to the recreational use of the lake.
- c. All persons using the lake for aquatic purposes and who have registered in conformance with (a) and (b) above shall comply with the current issue of Colorado Boating Statutes and Regulations as published by the Colorado Division of Parks and Outdoor Recreation and persons under the age of 12 shall wear floatation devices as specified therein.
- d. Use of the lake shall be conducted during daylight hours only, so as to have minimal interference with adjoining property owners and all activities shall be performed in a prudent manner with due regard for the personal and property rights of others.

3. All floatation devices used on Robert's Lake must have a bottom in them and a minimum of two air chambers or foam floatation areas sufficient to float the entire craft in case of swamping. No swimming, no gas motors and no inner tubes will be allowed on the lake.

f. While in use on Robert's Lake, each approved craft shall display clearly the plastic permit tag issued for that user.

g. The registration tags must be returned to the Town Hall at the close of each summer season but in any event, not later than November 15th of each year.

#### Section 2. Penalty

The following penalties, herewith set forth in full, shall apply to this ordinance:

a. It is unlawful for any person to violate any of the provisions stated or adopted in this ordinance.

b. Every person convicted of a violation of any provision stated or adopted in this ordinance shall be punished by a fine not exceeding three hundred dollars (\$300.00), or by imprisonment not exceeding ninety (90) days, or by both such fine and imprisonment, provided however that no person less than eighteen (18) years of age may be imprisoned.

#### Section 3. Effective Date

The Board of Trustees of the Town of Berthoud herewith finds, determines, and designates that this ordinance shall take effect and be in force thirty (30) days after publication.

This ordinance was introduced and read and a public hearing set for October 23, 1984, by the Board of Trustees of the Town of Berthoud at its meeting held this 9th day of October, 1984. After a public hearing, this ordinance was read, passed and ordered published by the Board of Trustees at its meeting this 23rd day of October, 1984.

TOWN OF BERTHOUD:

ATTEST:

MAYOR

Larry B. Lebow

Charles Patterson  
Town Clerk

Published: \_\_\_\_\_