

CITY AND COUNTY OF DENVER  
DEPARTMENT OF PARKS AND RECREATION  
RULES & REGULATIONS

Governing Public Activities, Uses and Behavior in Parks, Parkways, Mountain Parks, Recreation Facilities, and other Public Facilities under the Auspices of the Denver Department of Parks and Recreation

CONTENTS [Separate TOC to be prepared]

- PART I – General Provisions
- PART II – General Definitions and Acronyms
- PART III – Park Use Rules & Regulations

**PART I – GENERAL PROVISIONS**

**A.** Purpose: The implementation of rules and regulations establishing restrictions and prohibitions with respect to public activities and behavior in, and public use of, parks, parkways, mountain parks, recreation facilities, and other public facilities under the auspices of the Department of Parks and Recreation for the City and County of Denver. The rules and regulations set forth herein directly correlate with, and are enforced through, the provisions of Article I (In General) of Chapter 39 (Parks and Recreation) of the Denver Revised Municipal Code.

**B.** Authority:

**B.1.** Section 2.4.4(A) of the Denver City Charter (“**Charter**”) delegates to the Department of Parks and Recreation (“**DPR**”) the duty and power to manage, operate and control all facilities located within and without the boundaries of the City and County of Denver and owned by the City for park and recreational purposes. This authority includes the power to adopt rules and regulations regarding the management, operation and control of these facilities. DPR has previously adopted such rules and regulations, the most recent prior version being in 1993, and has partially supplanted these 1993 rules and regulations by the adoption of the rules and regulations set forth herein (“**Park Use Rules and Regulations**”). See Limited Supersession below.

**B.2.** The enforcement of the rules and regulations authorized under Charter Section 2.4.4(A) is achieved through ordinances adopted by the Denver City Council and approved by the Mayor, as provided in Charter Section 2.4.4(A). This Charter authority is recognized in Section 39-1(a) of the Denver Revised Municipal Code (“**DRMC**”), and enforcement is provided for in Article I of Chapter 39, DRMC (“**Article I Ordinances**”).

**B.3.** Section 39-1(b), DRMC, makes it unlawful for any person to violate any rules and regulations adopted by the DPR Manager and adopted and published in the Article I Ordinances and provides for the enforcement of the Article I Ordinances through penalties imposed by the courts.

**B.4.** Additional authority is granted in Section 39-1(c), DRMC, for DPR to adopt rules and regulations for the use of administrative citations in accordance with Article XII of Chapter 2, DRMC. DPR has exercised this authority by adopting a separate set of rules and regulations for administrative citations and establishing an administrative system for issuing tickets, collecting fines, and conducting appeals.

C. Application: The Park Use Rules & Regulations set forth herein are applicable to members of the public who seek to enter in or on a Park Facility (as defined in Part II), engage in activities in or on a Park Facility, or make some use of a Park Facility. The Park Use Rules and Regulations shall not apply to the following: 1) DPR or other City staff performing their duties in or at a Park Facility; 2) police, fire and emergency personnel performing their duties in or at a Park Facility; 3) contracted persons performing services, installing equipment, or making improvements in or at a Park Facility as specified in a purchase order or contract with the City or the City's designated representatives; and 4) other persons authorized by the DPR Manager (as defined in Part II) to enter, engage in activities or make use of the Park Facility so long as the entry, activity or use is in compliance with the authorization given.

D. Effect on Other Lawful Requirements: Nothing in these Park Use Rules & Regulations is intended to reduce, limit, waive, override or supersede legal requirements for compliance with other City ordinances and rules and regulations, including but not limited to compliance with rules and regulations adopted, any licenses or permits issued, or other authorizations or approvals required by other City departments and agencies such as Public Works, Safety (Police and Fire), Community Planning and Development, Denver Water, Arts & Venues, Excise and Licenses, Finance, and Environmental Health, or by federal and state law. This includes other DPR policies and/or rules and regulations not subject to the Limited Supersession stated below.

E. Interpretation: If at any time the application or meaning of the Article I Ordinances is uncertain or in need of further explanation during enforcement, these Park Use Rules & Regulations shall be referred to, and applied, for any interpretation or clarification of the Article I Ordinances.

F. Limited Supersession: These Park Use Rules & Regulations are intended, and shall be construed, to supersede and replace Section II of the 1993 Rules and Regulations.

**PART II – GENERAL DEFINITIONS and ACRONYMS**

A. *Article I Ordinances* means Article I of Chapter 39 of the Denver Revised Municipal Code.

B. *City* means the City and County of Denver.

C. *DPR* means the City's Department of Parks and Recreation.

D. *DPR Manager* means the appointed Manager for the City's Department of Parks and Recreation or the Manager's authorized representative(s).

E. *DRMC* means the Denver Revised Municipal Code.

F. *Park Facility* means any or all of the following: a Park, Parkway, Mountain Park, Recreational Facility, or other publicly used facility operated under the auspices of DPR. Each of these capitalized terms is defined, in turn, so:

F.1. *Park and Recreational Facility* jointly include, but are not be limited to: recreation centers, swimming pools, golf courses and clubhouses, playing and athletic fields, ballparks, basketball courts, tennis courts, natural areas, open space, historic parks, skate parks, bicycle courses, trails and paths, pavilions and shelters, picnic areas, playgrounds, fountains, waterways and water bodies and historic structures located in Parks, park roads, and parking lots associated with Parks and Recreational Facilities, as well the Denver Zoological Gardens and the Denver Botanical Gardens and their associated facilities, all operated under the auspices of DPR or through cooperative agreements with the City. This

definition includes a sidewalk and/or tree lawn located in right of way immediately adjacent to a Park or Recreational Facility.

**F.2.** *Parkway* means one of the designated parkways listed in Section 49-16, DRMC. The application of these Park Use Rules and Regulations are limited to the landscaped areas and DPR-operated trails and facilities located within a Parkway. A Parkway Median, as defined in 1.3 below, is also part of Parkway.

**F.3.** *Mountain Parks* means all parks and open space owned by the City and operated under the auspices of DPR in the Colorado counties of Arapahoe, Clear Creek, Douglas, and Jefferson and their associated recreational facilities.

**G.** *Park Use Rules & Regulations* means those rules and regulations as set forth in Part III.

### **PART III – PARK USE RULES & REGULATIONS**

The provisions of the Park Use Rules & Regulations are organized and sequenced below in the same manner and order as their corresponding enforcement ordinances appear in the Article I Ordinances, with the corresponding enforcement ordinances noted in parenthesis. The rules are numbered for the purpose of reference and citation. Capitalized common words are as defined in the applicable rule or as defined in Part II of these Park Use Rules and Regulations.

**1.0 Curfews and closures.** (39-3) The prohibition or restriction of uses and activities in Park Facilities and entry upon Park Facilities during curfew or closures, as specified herein, are important to the safe and harmonious public use of Park Facilities and for the protection and preservation of Park Facilities.

1.1 City Curfew: Curfew for Parks and Recreational Facilities located within the boundaries of the City is between the hours of 11:00 p.m. and 5:00 a.m. (“**City Curfew**”). Entry into a Park or Recreational Facility during City Curfew is not allowed. Exceptions to this rule:

1.1.1 Regional Trails (as defined in 16.2 below), commuter trails and park roads which remain open during City Curfew, but only to the extent of allowing access through Parks or Recreational Facilities. Parking, stopping or traveling off the established Regional Trails, commuter trail or park roads within Parks or Recreational Facilities is not allowed during City Curfew.

1.1.2 Events or specific activities for which a permit has been issued or a contract with the City has been entered authorizing the events or specific activities during City Curfew, so long as there is compliance with the terms, conditions and restrictions of the permit or contract.

1.2 Mountain Parks Curfew: Curfew for Mountain Parks is between one hour after sunset and one hour before sunrise (“**Mountain Parks Curfew**”). Entry into a Mountain Park during Mountain Parks Curfew is not allowed. Exceptions to this rule:

1.2.1 The amphitheater and related facilities, including parking lots, at Red Rocks operated by the Arts & Venues Division of the Denver Department of General Services when such Red Rocks facilities are open to the public during Mountain Parks Curfew.

1.2.2 The Chief Hosa Campground for all persons holding a valid camping permit.

REVIEW DRAFT 1-25-12

1.2.3 Paved commuter trails, lawful driveways, and county or state roads located in Mountain Parks which remain open during Mountain Parks Curfew, but only to the extent of allowing access through the Mountain Parks. Parking, stopping or travelling off established paved commuter trails, lawful driveways, or county or state roads is not allowed in a Mountain Park during Mountain Parks Curfew.

1.2.4 Events or specific activities for which a permit has been issued or a contract with the City has been entered authorizing the events or specific activities during Mountain Parks Curfew, so long as there is compliance with the terms, conditions and restrictions of the permit or contract.

1.3 Parkway Medians: City Curfew is applicable for wide median areas for certain parkways in the City (“**Parkway Medians**”), as are the exceptions provided in 1.1.1 and 1.1.2 above. A Parkway Median is a landscaped area in a parkway separating the street into each direction of travel wide-enough to function like a linear park for recreational uses such as walking dogs and jogging. The Parkway Medians do not include any paved streets or curbs or any paved sidewalks. The Parkway Medians subject to City Curfew are:

- 1.3.1 City Park Esplanade – Colfax to East 17<sup>th</sup> Avenue
- 1.3.2 Clermont Street Parkway – East 3<sup>rd</sup> Avenue to East 6<sup>th</sup> Avenue
- 1.3.3 Forest Street Parkway – East 17<sup>th</sup> Avenue to Montview Boulevard
- 1.3.4 Hale Parkway – East 12<sup>th</sup> Avenue at Colorado Boulevard to East 8<sup>th</sup> Avenue at Grape Street
- 1.3.5 Monaco Street Parkway – East 38<sup>th</sup> Avenue to East 6<sup>th</sup> Avenue
- 1.3.6 South Marion Street Parkway – East Bayaud at Downing Street to East Virginia Avenue
- 1.3.7 Richtofen Place Parkway – Monaco Parkway to Oneida Street
- 1.3.8 Speer Boulevard Parkway – South Platte River to Downing Street at 1<sup>st</sup> Avenue (excluding the paved surface of the Cherry Creek Trail)
- 1.3.9 Williams and 3<sup>rd</sup> and 4<sup>th</sup> Avenue Parkways and the Country Club Islands – Williams Street from East 8<sup>th</sup> Avenue to East 4<sup>th</sup> Avenue; 4<sup>th</sup> Avenue from Williams Street to Gilpin Street; Gilpin Street from East 4<sup>th</sup> Avenue to East 3<sup>rd</sup> Avenue; 3<sup>rd</sup> Avenue from Gilpin Street to Downing Street; Downing Street from East 3<sup>rd</sup> Avenue to Speer Boulevard; Franklin Street from 1<sup>st</sup> Avenue to 4<sup>th</sup> Avenue; Gilpin Street from 1<sup>st</sup> to 4<sup>th</sup> Avenue; and High Street from 1<sup>st</sup> Avenue to 4<sup>th</sup> Avenue.
- 1.3.10 East 6<sup>th</sup> Avenue Parkway – Colorado Boulevard to Uintah Way
- 1.3.11 East 7<sup>th</sup> Avenue Parkway – Williams Street to Colorado Boulevard
- 1.3.12 East 17<sup>th</sup> Avenue Parkway – Colorado Boulevard to Monaco Parkway.
- 1.3.13 Any other Parkway Medians located in a parkway subsequently designated under section 49-16, DRMC.

1.4 Closures: A Park Facility, or a part thereof, is deemed closed to the public when closure is declared or ordered by the DPR Manager. Closure occurs when the area subject to the DPR Manager's closure declaration or order ("**Closed Area**") is posted for "no entry," "no trespass" or similar posting alerting the public to stay out of the Closed Area, or barricades are installed blocking common passages into the Closed Area and entry into the Closed Area can only be achieved by crossing or bypassing the barricades. Notification of closure may also be directly provided by verbal communication or written notice from DPR staff or an Enforcement Official (as defined in 20.4 below) to members of the public who are in or attempting to enter the Closed Area. Collectively, these forms of notification are referred to herein as "**Closure Notice**". Failure to comply with a Closure Notice is prohibited. Exception to this rule:

1.4.1 Events or specific activities for which a permit has been issued or a contract with the City has been entered authorizing the events or specific activities in a Closed Area, so long as there is compliance with the terms, conditions and restrictions of the permit or contract.

**2.0 Restriction or prohibition of uses and activities.** (39-4) The DPR Manager may direct that certain uses and activities in Park Facilities, or certain parts of such Park Facilities, are restricted or prohibited, as specified herein.

2.1 Directive: The DPR Manager may from time to time, when circumstances warrant, issue a written order or declaration restricting or prohibiting certain uses or activities in a Park Facility, or a portion thereof, or in multiple Park Facilities, or portions thereof ("**Directive**"). A Directive will be adopted in accordance with, and subject to the requirements and restrictions of, the emergency rules provisions of Section 39-2(g), DRMC. A Directive will go into effect as of the date specified by the DPR Manager in the Directive and will remain in effect for 180 days unless the DPR Manager specifies a shorter duration. During the duration of the Directive, the Directive will be effective as any rule and regulation contained in the Park Use Rules & Regulations and may be enforced under Section 39-4, DRMC, in the same manner and to the same extent, as any ordinance in the Article I Ordinances.

2.2 Directive Notice: The public utilizing a Park Facility will typically be notified of any Directive-ordered restriction or prohibition of any use or activity in a Park Facility by signs or other postings placed in prominently visible locations within or near a Park Facility or the portion of the Park Facility subject to such restriction or prohibition. Notification of the Directive-ordered restriction or prohibition may also be directly provided by verbal communication or written notice from DPR staff or an Enforcement Official (as defined in 20.4 below) to members of the public who are in violation of the Directive. Collectively, these forms of notification are referred to herein as "**Directive Notice**".

2.3 Compliance: Uses or activities restricted or prohibited by a Directive and for which a Directive Notice has been duly provided will not be allowed in contravention of the Directive. Exception to this rule:

2.3.1 Events or specific activities for which a permit has been issued or a contract with the City has been entered authorizing the events or specific activities otherwise restricted or prohibited by Directive, so long as there is compliance with the terms, conditions and restrictions of the permit or contract.

**3.0 Compliance with Permits.** (39-5) Permits issued by DPR authorizing certain events, uses or activities on or in Park Facilities must be complied with, as specified herein.

3.1 Permits: Various types of permits are established and authorized by rules and regulations and/or policies adopted by the DPR Manager and may be issued to permittees for various specified events, uses, or activities ("**Permits**") on or in Park Facilities or portions of Park Facilities ("**Permitted**

**Facilities**”). These Permits contain terms, conditions, and restrictions which are enforceable by various means, including enforcement through Section 39-5, DRMC, in the same manner and to the same extent, as any ordinance in the Article I Ordinances. Permits are subject to the Park Use Rules & Regulations except to the extent that the rules and regulations and/or policies adopted by the DPR Manager for a Permit have express exceptions to the Park Use Rules & Regulations or the Permit itself has express waivers to the Park Use Rules & Regulations.

3.2 Permittee Compliance: The holder of the Permit and all entities, contractors, persons, invitees and guests present on or in a Permitted Facility at the direction of or with the permission of the holder of the Permit (“**Permittees**”) must comply with the terms, conditions, and restrictions contained in the Permit.

3.3 Permittee Enforcement: Enforcement of a Permit through Section 39-5, DRMC, will typically occur when there is either a deliberate or substantive violation of the Permit by a Permittee such that the violation a) presents an unreasonable potential for damage to or actually results in damage to a Park Facility or personal property on or in Park Facility; b) presents an unreasonable risk of injury to or actually causes injury to persons on or in the Park Facility; or c) presents an imminent threat of violation or results in an actual violation of applicable federal law, state statute, City ordinance, departmental rules and regulations, or executive order intended to protect the health, safety and welfare of the public. In addition, enforcement of a Permit through Section 39-5, DRMC, may occur when a Permittee fails or refuses to comply with any warning or admonition, verbal or written, from the DPR Manager, a City official, an employee of the Parks Permitting Office, or an Enforcement Official (as defined in 20.4 below) to not violate the Permit or to cease or to rectify a violation of the Permit.

3.4 Public Compliance: Upon presentation of a valid and active Permit granting a Permit holder the right to utilize a Permitted Facility, any member of the public present in or on said Permitted Facility must relinquish to a Permittee and promptly vacate said Permitted Facility during the date and time specified in the Permit. When there is no Permit or when the Permit has expired, the public may utilize the Permitted Facility subject to the Park Use Rules & Regulations unless the Permitted Facility is only available for permitted uses.

3.5 Public Enforcement: Enforcement of a Permit through Section 39-5, DRMC, may occur when a member of the public fails or refuses to relinquish to a permittee and vacate a Permitted Facility upon presentation of the valid and active Permit or fails or refuses to comply with any warning or admonition, verbal or written, from the DPR Manager, a City official, DPR staff or an Enforcement Official (as defined in 20.4 below) to relinquish and vacate the Permitted Facility.

**4.0 Destruction of or unauthorized changes to a Park Facility.** (39-6) The prohibition or restriction on activities or uses that adversely affect or change a Park Facility or Amenities in a Park Facility, as specified herein, are important to the safe and harmonious public use of Park Facilities and for the protection and preservation of Park Facilities.

4.1 Destructive Activity: The removal, damage, destruction or defacing of an Amenity (as defined in 4.6 below) on or in a Park Facility or any other part of a Park Facility is prohibited. This prohibition includes graffiti, vandalism, marking, cutting, breaking or any contact resulting in damage, destruction or defacing.

4.2 Vegetation/Firewood: The picking, removal and/or destruction of vegetation (trees, shrubs, plants, turf, flowers, etc.) or the collecting of firewood in or on a Park Facility is not allowed. Exceptions to this rule:

4.2.1 Such activity is authorized by the DPR Manager in writing.

4.2.2 Such activity is part of a DPR public activity program.

Any picking or removal of vegetation or collection of firewood in or on a Park Facility authorized by the DPR Manager or part of a DPR public activity program will be limited to that the specifically authorized activity and will be subject to any terms, conditions and restrictions imposed by the DPR Manager.

4.3 Structure/Enclosure: No structure or enclosure is to be constructed, erected, installed or staked in any Park Facility. This includes, but is not be limited to: tents, shacks, booths, stands, amusement devices, recreational equipment, carnival equipment, monuments, art work and other improvements or furnishings, temporary or permanent (“**Structure/Enclosure**”). Exceptions to this rule:

4.3.1 Such placement of Structure(s)/Enclosure(s) is authorized by the DPR Manager in writing and prior to construction, erection, installation or staking.

4.3.2 Events or specific activities for which a permit has been issued or a contract with the City has been entered authorizing the temporary placement of Structure(s)/Enclosure(s), so long as there is compliance with the terms, conditions and restrictions of the permit or contract.

4.4 Signs: No signs, posters, banners, or advertising are to be constructed, erected, installed or placed in any Park Facility (“**Signs**”). Exceptions to this rule:

4.4.1 Signs held or supported by a person as an expression of free speech in a Park Facility that is a public forum. Such Signs must not be attached to the ground, vegetation, Park Facility or Amenity (as defined in 4.6 below) and must not be free-standing and unattended in the Park Facility.

4.4.2 Events or specific activities for which a permit has been issued or a contract with the City has been entered authorizing the temporary placement of Signs in Park Facilities, so long as there is compliance with the terms, conditions and restrictions of the permit or contract.

4.4.3 Signs, including corporate sponsorship acknowledgments and memorials, placed and maintained as authorized and in accordance with policies and rules and regulations adopted by the Manager.

4.5 Amenities: Amenities are not to be removed from a Park Facility or altered or changed unless authorized by the DPR Manager in writing and prior to removal, alteration or change.

4.6 Amenities defined: Amenities include, but are not be limited to: natural features (rock formations, ponds, lakes, creeks, waterways, wetlands, natural areas, etc.); ditches; irrigation systems; buildings; monuments, statues and art work; pavilions; amphitheaters; picnic shelters and related facilities; athletic fields, ballparks, basketball courts, tennis courts and other sports facilities and equipment; golf courses and clubhouses; skating and biking facilities; swimming pools; parking lots; trails, paths, sidewalks, stairs and bridges; fountains and other structural water features; signs; restrooms; fences and walls; and benches, chairs and tables, all located in or on a Park Facility.

**5.0 Camping, rock climbing and Red Rocks and Summit Lake Parks.** (39-7) Restrictions and prohibitions relating to camping, trail use and activities, and rock climbing, as specified herein, are important to the safe and harmonious public use of Park Facilities and for the protection and preservation of Park Facilities.

5.1 Camping: Camping or residing overnight in a Park Facility (“**Camping**”) is not allowed except at the Chief Hosa Campground. Exceptions to this rule:

5.1.1 Camping is expressly authorized by the DPR Manager for a designated Park Facility.

5.1.2 A permit has been issued or a contract with the City has been entered authorizing Camping at a specified location in a Park Facility, so long as there is compliance with the terms, conditions and restrictions of the permit or contract.

5.2 Climbing: Climbing on rock formations or cliffs in Parks or Mountain Parks (“**Climbing**”) is prohibited: a) where signs or notices are posted prohibiting Climbing or prohibiting the leaving of any established trail or path in the vicinity of rock formations or cliffs; b) where the person climbing puts himself or herself or other persons into clear danger; or c) where the person climbing is unable to get off the rock formations or cliffs without assistance of emergency services.

5.3 Red Rocks Trails: In order to protect and preserve the sensitive natural areas and rock formations within Red Rocks Park, the public is required to remain upon designated trails within Red Rocks Park and are not to enter into any natural area or onto rock formations in Red Rocks Park. This restriction does not apply at: a) facilities open to the public such as the amphitheater (however, rock formations in the amphitheater may not be climbed), visitor center, Indian Trading Post, parking lots, roadways, and sidewalks; and b) any open space area designated for public access and use.

5.4 Summit Lake: In order to protect and preserve the sensitive tundra, natural areas and rock formations within Summit Lake Park, the public is required to remain upon designated trails within Summit Lake Park and are not to enter into any natural area or onto rock formations in Summit Lake Park.

5.5 Designated Trails: The trails and open space areas open for public access and use in Red Rocks Park and Summit Lake Park will be designated by the Manager and notice to the public of these designated trails and open space will be either by signs posted in the Parks or through brochures and maps readily available in the Red Rocks Park or at Echo Lake Park, Summit Lake or other facility located on the road to Summit Lake Park; however, notification may also be directly provided by verbal communication or written notice from DPR staff or an Enforcement Official (as defined in 20.4 below) to members of the public who are in violation of this rule.

**6.0 Fire restrictions and bans; fireworks.** (39-8) Cooking fires, open fires and fireworks present a very real danger of wildfires and other fire damage in Park Facilities and adjoining property and are therefore prohibited or restricted as specified herein.

6.1 Fires: The starting and maintaining of fires in a Park Facility is prohibited except for fires in grills, fire pits and fireplaces provided for that purpose in a Park Facility or charcoal or gas grills brought by a Park Facility user. All fires must be totally contained within the grill, fire pit or fireplace and must be attended to and controlled at all times. Privately owned charcoal or gas grills must be placed so that they are least twelve (12) inches off the ground and not on picnic tables or benches. Fire fuel is limited to gas, wood and charcoal. Charcoal starter fluid may be used but only to the extent necessary to start or maintain a controlled fire. Gasoline or other highly flammable or combustible liquids (other than charcoal starter fluid) are prohibited. All fires must be completely extinguished and the burnt charcoal and ashes removed from the Park Facility prior to the person who started or maintained the fire leaving the Park Facility. All burnt charcoal and ashes must be lawfully disposed of.

6.2 Fire Bans: All fires, including those in grills, fire pits and fireplaces, are prohibited when an order banning fires in a Park Facility or Park Facilities is issued by the DPR Manager or other authorized public official, including such governmental officials for counties in which Mountain Parks are located.

6.3 Fireworks: Fireworks of any kind are prohibited in Park Facilities. This prohibition includes the possession, sale, ignition and discharge of fireworks. Fireworks are as defined in the adopted Denver Fire Code, as amended. Exception to this rule:

6.3.1 Events or specific activities for which a permit has been issued or a contract with the City has been entered authorizing the professional discharging and display of fireworks otherwise restricted or prohibited by this rule, so long as there is compliance with the terms, conditions and restrictions of the permit or contract.

**7.0 Firearms, weapons and hunting.** (39-9) Firearms and weapons present a real danger to the safety of the public in or near Park Facilities and to Public Facilities themselves and are therefore prohibited or restricted as specified herein.

7.1 Firearms: Firearms are prohibited in Park Facilities except as provided herein. This prohibition includes the possession, display, flourishing or discharge of firearms. Firearms means pistols, revolvers, handguns, rifles, shotguns, machine guns, air guns, gas operated guns, spring guns, and any firearm that can discharge a bullet or metal shot or pellets. Exceptions to this rule:

7.1.1 Any handgun for which the owner holds a valid permit or a temporary emergency permit to carry a concealed handgun issued pursuant to state law and is otherwise carrying the handgun in conformance with applicable state or local law and is not engaging in any unlawful use of the handgun.

7.1.2 Any firearm for which the owner is carrying the firearm within a private automobile or other private means of conveyance for hunting or for lawful protection of the owner or another person or that owner or another person's property, and the person is otherwise in lawful possession of the firearm and is not engaging in any unlawful use of the firearm, including hunting in a Park Facility.

7.2 Weapons: Weapons are prohibited in Park Facilities except as provided herein. This provision does not include firearms addressed in 7.1 above. This prohibition includes the possession, display, flourishing and use of weapons. Weapons include blackjacks, nunchakus, brass knuckles or similar artificial knuckles, switchblades, knives with blades greater than 3 ½ inches, explosive devices, incendiary devices, bombs, b-b guns, pellet guns, paintball guns, Airsoft-type guns, cross bows, long bows, slingshots and similar potentially dangerous weapons. Exceptions to this rule:

7.2.1 Any weapon for which the owner is carrying the weapon within a private automobile or other private means of conveyance for hunting or for lawful protection of the owner or another person or that owner or another person's property, and the person is otherwise in lawful possession of the weapon and is not engaging in any unlawful use of the weapon, including hunting in a Park Facility.

7.2.2 Events or specific activities for which a permit has been issued or a contract with the City has been entered authorizing use of specified weapons otherwise restricted or prohibited by this rule, so long as there is compliance with the terms, conditions and restrictions of the permit or contract.

7.3 Hunting: The hunting or killing of wildlife or other animals is prohibited in Park Facilities.

**8.0 Alcohol Beverages.** (39-10) The regulation and control of the sale, service and consumption of alcohol beverages and 3.2 beer, as specified herein, is important to the safe and harmonious public use of Park Facilities.

8.1 Definitions:

8.1.1 *Alcohol Beverages* means malt liquor (beer), vinous liquor (wine), and spirituous liquor (hard liquor) as defined in the Colorado Liquor Code, as this code may be amended from time to time, but does not include 3.2 beer as further defined herein.

8.1.2 *Concession License* means any concession granted under Section 2.4.4(c) of the City Charter, when the Concession License expressly authorizes the concessionaire to sell and/or serve Alcohol Beverages and/or 3.2 Beer for consumption solely within the specified concession site and which is only granted upon concessionaire demonstrating that the required license has been obtained, and continues to be maintained, in accordance with State Liquor Laws.

8.1.2 *Contract* means any contract or agreement approved by the DPR Manager, the Mayor and (if required by City Charter) the City Council, which Contract expressly authorizes the contracting party to sell and/or serve Alcohol Beverages and/or 3.2 Beer for consumption solely within an authorized area of a Park Facility an which is only entered upon the contracting party obtaining and maintaining any license or permit required under State Liquor Laws, if such a liquor license or permit is required.

8.1.3 *Permit* means a permit issued by the DPR in accordance with adopted rules and regulations and/or policy, which Permit expressly authorizes the permittee to sell and/or serve Alcohol Beverages and/or 3.2 Beer for consumption solely within the permitted area of a Park Facility and which is only issued upon permittee obtaining and maintaining any license or permit required under State Liquor Laws, if such a liquor license or permit is required.

8.1.4 *State Liquor Law* means any legal requirement, restriction or prohibition contained in the Colorado Liquor Code and/or the Colorado Beer Code.

8.1.5 *3.2 Beer* means fermented malt beverages as defined in the Colorado Beer Code, as this code may be amended from time to time.

8.2 Authorization: The sale or service of Alcohol Beverages or 3.2 Beer in a Park Facility and the consumption of Alcohol Beverages or 3.2 Beer sold or served in a Park Facility is not allowed unless authorized by a Concession License, a Contract or a Permit and by State Liquor Law.

8.3 Violation: The sale or service of Alcohol Beverages or 3.2 Beer in a Park Facility and the consumption of Alcohol Beverages or 3.2 Beer sold or served in a Park Facility is not allowed if the Alcohol Beverages or 3.2 Beer is sold, served and/or consumed in violation of a Concession License, a Contract or a Permit or in violation of State Liquor Law.

8.4 Personal Consumption: The possession or consumption of Alcohol Beverages brought into a Park Facility by a patron of or visitor to a Park Facility for Personal Consumption is not allowed. The possession and consumption of 3.2 Beer brought into a Park Facility by a patron of or visitor to the Park or the Mountain for Personal Consumption is allowed except as provided in 8.5 below. **“Personal**

**Consumption**” means the consumption of Alcohol Beverage or 3.2 Beer by a patron or visitor or the family and friends of a patron or visitor in a Park Facility where there is no authorized sale or service of the Alcohol Beverage or 3.2 Beer in the Park Facility.

8.5 Special Restrictions: Alcohol Beverages and 3.2 Beer may not be possessed or consumed on, in or within fifty (50) feet of any roadway (public right of way or park road) in or adjoining a Park Facility or on, in or within fifty (50) feet of any playground, recreation center or swimming pool located in a Park Facility, except when authorized by a Concession License, a Contract or a Permit and by State Liquor Law.

**9.0 Sales and Gambling.** (39-11) The regulation and control of the sales of goods and services, as specified herein, and the prohibition of gambling, as specified herein, is important to the safe and harmonious public use of Park Facilities.

9.1 Definitions:

9.1.1 *Concession License* means any concession granted under Section 2.4.4(c) of the City Charter, when the Concession License expressly authorizes the concessionaire to engage in the sales of goods and/or services upon such terms and conditions as specified in the Concession License.

9.1.2 *Contract* means any contract or agreement approved by the DPR Manager, the Mayor and (if required by City Charter) the City Council, which Contract expressly authorizes the contracting party to engage in the sales of goods and/or services upon such terms and conditions as specified in the Contract.

9.1.3 *Gambling* means risking any money, credit, deposit or other thing of value for gain contingent in whole or in part upon lot, chance, the operation of a gambling device, or the happening or outcome of an event, including a sporting event, over which the person taking a risk has no control, but does not include: (a) bona fide contests of skill, speed, strength or endurance in which awards are made only to entrants or to the owners of entries; or (b) bona fide business transactions which are valid under the law of contracts; or (c) other acts or transactions now or hereafter expressly authorized by ordinance.

9.1.4 *Permit* means a permit issued by the DPR in accordance with adopted rules and regulations and/or policy, which Permit expressly authorizes the permittee to engage in the sales of goods and/or services upon such terms and conditions as specified in the Permit.

9.1.5 *Sales* mean any offering, soliciting, vending, bartering, bargaining and/or delivery of goods and/or services to or with the public. Sales include food and beverage vending, private recreational, personal training or exercise program services, and solicitation for passage by any type of vehicle, motorized or non-motorized (including horses and other ride animals), for hire or gratis. It does not include the sale of goods and/or services at a permitted Assembly when the goods and/or services are an integral and related part of the expression of free speech in a Park Facility that is a public forum; however, the sale of goods and/or services unrelated to the free speech being expressed in the Park Facility will be subject to the restrictions and prohibitions set forth in this section 9.0.

9.2 Sales Authorization: The sales of goods or services are not allowed in a Park Facility unless authorized by a Concession License, a Contract or a Permit. The sales of goods or services are not allowed on the streets and sidewalks within three hundred (300) feet of the boundary of a Park or Recreational Facility unless authorized by a Concession License, a Contract or a Permit.

9.3 Sales Violation: The sales of goods or services is not allowed in a Park Facility or within three hundred (300) feet of the boundary of a Park or Recreational Facility if the sales are in violation of a Concession License, a Contract or a Permit.

9.4 Gambling: Gambling is prohibited in Park Facilities. This prohibition includes social gambling.

**10.0 Disturbance of the peace.** (39-12) Maintaining peace and quiet in Park Facilities, as specified herein, is important to the safe and harmonious public use of Park Facilities.

10.1 Misbehavior: Action or behavior or the promotion or instigation of action or behavior that disturbs the peace of the public in Park Facilities is prohibited (“**Misbehavior**”). Such Misbehavior includes violent, tumultuous, offensive or obstreperous conduct; loud or unusual noises; unseemly, profane, vulgar, obscene or offensive language calculated to provoke a breach of the peace; or the assault, striking or fighting of another person.

10.2 Noise: The use of sound amplification systems (e.g., loudspeakers, public address systems, radios, tape or disc players, etc.) in such a manner as to breach the peace and quiet of a Park Facility is not allowed. Exceptions to this rule:

10.2.1 Events or specific activities for which a permit has been issued or a contract with the City has been entered authorizing the use of sound amplification systems at specified locations, so long as there is compliance with the terms, conditions and restrictions of the permit or contract.

The use of such sound amplification systems is subject to the requirements, restrictions, conditions, exceptions, definitions, permitting and penalties prescribed in Section 38-89, DRMC; Chapter 36 of the Denver Revised Municipal Code; and their associated rules and regulations.

**11.0 Fishing.** (39-13) The regulation of fishing, as specified herein, serves to preserve and protect fish populations in City waterways and water bodies.

11.1 Fishing in City Waters: Fishing, spear fishing and ice fishing in lakes, ponds, rivers, streams, creeks and other waterways and water bodies owned or controlled by the City (“**City Waters**”) is prohibited. Exceptions to this rule:

11.1.1 Fishing may occur in those City Waters designated by the DPR Manager for public fishing, subject to such restrictions and prohibitions posted on signs next to or near said designated City Waters.

11.1.2 Events or specific activities for which a permit has been issued or a contract with the City has been entered authorizing fishing in City Waters at specified locations, so long as there is compliance with the terms, conditions and restrictions of the permit or contract.

11.2 State license: All persons fishing in City Waters must have a fishing license issued in accordance with state law and may only continue fishing so long as all state laws regulating fishing are complied with.

**12.0 Waters and Water Facilities.** (39-14) The regulation of activities in and uses of Waters and Water Facilities, as specified herein, serves to preserve and protect these waters and the health and safety of the public.

12.1 Release or discharge: Throwing, releasing, or discharging anything into the Waters of a Park Facility is prohibited unless authorized in writing by the DPR Manager or under City law. This includes, but is not limited to: any material, dirt, mud, fill, rubble, debris, dead vegetation, carcasses, discarded furnishings, abandoned vehicles, junk, litter, trash, garbage, waste, broken glass, medical waste, excrement, chemicals, oil, gasoline, combustible or flammable fuel, petroleum products, explosive materials, pesticides, herbicides, ashes, PCB's, solvents, or any matter classified by law as a hazardous or toxic material or waste.

12.2 Swimming and wading: Swimming or wading in or any entry into the Waters of a Park Facility is not allowed. Exceptions to this rule:

12.2.1 Swimming or wading is allowed in Waters of a Park Facility designated by the DPR Manager for public swimming or wading, subject to such restrictions and prohibitions posted on signs next to or near said designated Waters.

12.2.2 Events or specific activities for which a permit has been issued or a contract with the City has been entered authorizing swimming or wading in Waters of a Park Facility, so long as there is compliance with the terms, conditions and restrictions of the permit or contract.

12.3 Water Facilities restrictions: Entry into or use of Water Facility in a Park Facility is prohibited when the Water Facility is closed to the public. Exception to this rule:

12.3.1 Events or specific activities for which a permit has been issued or a contract with the City has been entered authorizing use of a Water Facility when it is closed to the public, so long as there is compliance with the terms, conditions and restrictions of the permit or contract.

12.4 Waters defined: Lakes, ponds, rivers, creeks, canals, ditches, detention and retention ponds holding water, fountains, or similar waterways or water bodies located in or on Park Facilities.

12.5 Water Facilities defined: Swimming and wading pools, whirlpools, hot tubs, water slides, and interactive water features located in or on Park Facilities.

**13.0 Animals.** (39-15) The regulation and control of domesticated animals and the protection and preservation of wildlife, as specified herein, is important to the safe and harmonious public use of Park Facilities and for the protection and preservation of Park Facilities.

13.1 Abandonment of Animals: The deliberate abandonment or release of any animal – domesticated pets or Wildlife (as defined in 13.4 below) – in or on a Park Facility is prohibited. Wildlife for the purposes of this 13.1 also includes any wildlife that is not native to Colorado.

13.2 Harassment of Wildlife: The harassment or deliberate disturbance of Wildlife (as defined in 13.4 below) situated in or inhabiting a Park Facility is prohibited. Wildlife for the purposes of this 13.2 includes bison and elk managed by DPR in the Mountain Parks. This 13.2 does not apply to situations where Wildlife are attacking or presenting a real and imminent danger or threat of danger to persons, their pets or their private property. Hazing of coyotes is allowed when necessary to scare off coyotes.

13.3 Feeding Wildlife: The feeding of Wildlife (as defined in 13.4 below) in a Park Facility is not allowed.

13.4 Wildlife defined: Any undomesticated animal residing in the wild, including but not limited to: squirrels, prairie dogs, other rodents, rabbits, coyotes, fox, raccoons, skunks, deer, fish, water fowl, birds, amphibians and reptiles.

13.5 Domesticated animals waste: Solid animal waste of a domesticated animal such as a dog left or deposited by such animal on or in a Park Facility must be promptly and completely picked up and properly disposed of by the person or persons who brought or allowed the animal into the Park Facility.

13.6 Loose animals: A domesticated animal such as a dog is not allowed to run loose or left unattended on or in a Park Facility. A domesticated animal is regarded as being “loose” if it is not restrained by a leash and properly controlled by the person or persons who brought or allowed the animal into the Park Facility. A domesticated animal is regarded as being “left unattended,” even if leashed or restrained, if the animal is alone without the owner in the immediate vicinity of the animal or left tied to a tree or structure in the Park Facility. Exceptions to this rule:

13.6.1 Trained service animals for the disabled or law enforcement.

13.6.2 Dogs may be allowed to be loose in a designated “dog park” or an areas in a Park or Recreational Facility designated for “dogs off leash”, subject to compliance with such rules and regulations that may be posted in or near the “dog park” or the “dogs off leash” area.

13.6.3 Events or specific activities for which a permit has been issued or a contract with the City has been entered authorizing domesticated animals to be loose in a specific location or to enter Waters or Water Facilities in a specific location, so long as there is compliance with the terms, conditions and restrictions of the permit or contract.

13.7 Waters or Water Facility: A domesticated animal such as a dog is not allowed to enter the Waters or a Water Facility (as defined in 12.4 and 12.5 above) in or on a Park Facility.

13.8 Livestock: Livestock are not allowed to pasture, graze or run at large in a Park Facility except as authorized by the DPR Manager. Livestock include but are not limited to: domesticated farm or ranch animals such as cattle, horses, sheep, goats, hogs and chickens. Any person who owns or controls Livestock and who employs or uses the services of another person who violates this 13.7 is responsible for any violation hereof, along with person who actually brings the Livestock on or in a Park Facility.

13.9 Horseback Riding: Horseback riding, including the riding of mules and donkeys, or other uses of horses, mules, donkeys, llamas or alpacas (such as for transporting goods or drafting carriages or wagons) is not allowed in a Park Facility. Exceptions to this rule:

13.8.1 Horseback riding is allowed in areas designated for horseback riding, subject to compliance with such rules and regulations that may be posted in or near the designated area.

13.8.2 Events or specific activities for which a permit has been issued or a contract with the City has been entered authorizing horseback riding or other uses of horses, mules, donkeys, llamas or alpacas in a specific location, so long as there is compliance with the terms, conditions and restrictions of the permit or contract.

**14.0 Sports Activities, Flying Objects, and Sliding Devices and ice skating.** (39-16) The regulation and control of sports activities, flying objects, sliding devices, and ice skating, as specified herein, is important to the safe and harmonious public use of Park Facilities.

14.1 Team Sport Activities: Team Sport Activities, as defined below, should be conducted on or in facilities intended or designated for such activities (“**TSA Facilities**”). In order to avoid conflicts with other Park Facility users or potential injuries or property damage, Team Sport Activities are not allowed in Park Facilities outside of TSA Facilities. This restriction applies only to those Team Sport Activities scheduled by a person or persons, other than DPR, for organized teams or established groups, and not to casual or spontaneous (pick-up) games. Those sports which are regarded as a “**Team Sport Activity**” are football, rugby, soccer, softball, baseball, ultimate Frisbee, basketball, volleyball, or similar team sports; and “**TSA Facilities**” are athletic or playing fields, ball parks, ultimate Frisbee courses, basketball or volleyball courts, or similar team sports facilities in Park Facilities.

14.2 Reserved Use of Sports Facilities: Many of Sports Facilities, as defined below, are subject to being reserved at particular times for sporting events or programs a) by permits issued to individuals, groups or organizations, b) by assignment to league or organized sports groups, c) for contracted use by Denver Public Schools or other schools, or d) for DPR sports and recreational programs (“**Reserved Use**”). All members of the public utilizing or occupying, in part or whole, a Sports Facility during the time of a scheduled Reserved Use must promptly leave and vacate the Sports Facility upon being informed of the Reserved Use. “**Sports Facilities**” subject to this restriction are athletic or playing fields, ball parks, golf courses, skate parks, ultimate Frisbee courses, basketball courts, volleyball courts, tennis courts, and other ball courts, and similar sports or recreational facilities located in Park Facilities.

14.3 Flying Objects: The throwing, striking, propelling, launching or otherwise operating flying or propelled object of a potentially dangerous nature, such as hang gliders, sky diving, sky sails, model airplanes or helicopters, model rockets, golf balls, rocks, and similar flying or propelled items (“**Flying Objects**”) is not allowed in a Park Facility. Objects propelled by Weapons identified in 7.2 above are subject to the restrictions set forth in 7.2. Fireworks identified in 6.3 are prohibited in Park Facilities. Exceptions to this rule:

14.3.1 Flying Objects are allowed in areas in a Park Facility designated for such Flying Objects activity such as a golf course or driving range for golf balls, a designated model airplane or helicopter flying area, or a rocket launching area, subject to compliance with such rules and regulations that may be posted in or near the designated areas.

14.3.2 Events or specific activities for which a permit has been issued or a contract with the City has been entered authorizing specific Flying Objects in a particular location, so long as there is compliance with the terms, conditions and restrictions of the permit or contract.

14.4 Sliding Devices and Ice Skating: The operation or use of, or riding upon, any device propelled in part by a human and in part by gravity down snowed, iced or slick slopes, including but not limited to: a) sleds, b) toboggans, c) inflatable tubes, d) saucers, e) luges, f) downhill skis, and g) snowboards (“**Sliding Devices**”), and ice skating is not allowed in a Park Facility. Exceptions to this rule:

14.4.1 Sliding Devices and ice skating may be allowed in areas in a Park Facility designated for such activity, subject to compliance with such rules and regulations that may be posted in or near the designated area.

14.4.2 Events or specific activities for which a permit has been issued or a contract with the City has been entered authorizing Sliding Devices or ice skating in a particular location, so long as there is compliance with the terms, conditions and restrictions of the permit or contract.

**15.0 Bottles, littering and dumping.** (39-17) The regulation and control of bottles, dumping and littering, as specified herein, is important to the safe and harmonious public use of Park Facilities and for the protection and preservation of Park Facilities.

15.1 Bottles: Broken bottles and glass present a substantial hazard to the users of Park Facilities. For that reason, bottles and other glass containers are not allowed in Park Facilities. Exceptions to this rule:

15.1.1 Bottles and glass containers are allowed in areas of Park Facilities where there is a concession or other authorized food and beverage service for which the use of bottles and glass containers is expressly allowed in the Park Facility and where the concessionaire or food and beverage vendor is responsible for cleaning up broken bottles and glass.

15.1.2 Events or specific activities for which a permit has been issued or a contract with the City has been entered authorizing bottles or glass containers in a particular location, so long as there is compliance with the terms, conditions and restrictions of the permit or contract.

15.2 Dumping: Dumping, depositing or leaving anything in Park Facilities is prohibited unless authorized in writing by the DPR Manager or under City law. This includes, but is not limited to: any material, dirt, mud, fill, rubble, debris, dead vegetation, carcasses, discarded furnishings, abandoned vehicles, junk, trash, garbage, waste, broken glass, medical waste, excrement, chemicals, oil, gasoline, combustible or flammable fuel, petroleum products, explosive materials, pesticides, herbicides, ashes, PCB's, solvents, or any matter classified by law as a hazardous or toxic material or waste. This prohibition includes the bringing in any of the above items into a Park Facility for the purpose of dumping or depositing the same into any dumpster or disposal receptacle.

15.3 Littering: Littering is prohibited in Park Facilities. All persons generating any trash, garbage, waste, or other refuse ("**Litter**") in a Park Facility is responsible for placing the Litter into a disposal receptacle or dumpster provided for that purpose in the Park Facility or, if there is no disposal receptacle or dumpster, for removing from the Park Facility and properly disposing of the Litter.

15.4 Other Materials or Items: The prohibition against dumping and littering is extended to any materials or items (not listed in 15.2 and 15.3 above) brought into a Park Facility and left unattended by any person, even when the materials or items have inherent value or good use. Materials or items are deemed "left unattended" if there is no prior authorization from the Manager or other designated Parks staff to leave the materials or items in or at the Park Facility and a) the person bringing the materials or items or who has control of the materials or items exits the Park Facility with no other person remaining present in the Park Facility who is attending to the materials or items or who will remove from the Park Facility or will properly dispose of the materials or items, or b) the person bringing the materials or items or who has control of the materials or items fails to properly take care of the materials or items such that dumping or littering effectively results or physical damage to the Park Facility or injury to the users of the Park Facility has occurred or is likely to occur.

**16.0 Trails and human-powered devices.** (39-18) The regulation and control of Trails and Human-Powered Devices, as specified herein, is important to the safe and harmonious public use of Park Facilities and Trails and for the protection and preservation of Park Facilities and Trails.

16.1 Definitions:

16.1.1 *Human-Powered Device* means any non-motorized wheeled vehicle or device propelled by a human, including but not limited to: a) bicycles, b) skates (roller, in-line, roller blades,

etc.), c) skateboards, and d) scooters. Except where noted in this section 16.0, a wheelchair or a similar mobility assisted device used by a disabled person for conveyance is regarded as a Human-Powered Device.

16.1.2 *Regional Trail* means any of the following trail systems to the extent operated or controlled under the jurisdiction of DPR: a) Bear Creek Trail, b) Cherry Creek Trail, c) High Line Canal Trail, d) Lakewood Gulch Trail, e) Sand Creek Trail, f) Sanderson Gulch Trail, g) Weir Gulch Trail, h) South Platte River Trail, and i) any other trail designated by the Manager as a Regional Trail.

16.1.3 *Special Trail Rules* means the rules and regulations designed to protect the Traveling Public and other persons on or near a Trail, as provided in 16.2 below.

16.1.4 *Special Trail Rules Notice* means notice of Special Trail Rules provided to the Traveling Public and other persons on or near a Trail by means of signs or other postings placed in prominently visible locations next to or near the Trail or by traffic signs or traffic-control devices; however, notice of Special Trail Rules may also be directly provided by verbal communication or written notice from DPR staff or an Enforcement Official (see definition in 20.4 below) to members of the public who are in violation of the Special Trail Rules.

16.1.5 *Trail* means any trail, path or sidewalk, hard surfaced or soft surfaced, located in any Park Facility or any other trail, path, or sidewalk, hard surfaced or soft surfaced, designated as a Regional Trail. Trail does not include any sidewalk located in right of way for a Parkway outside of a Parkway Median (as defined in 1.3 above).

16.1.6 *Traveling Public* means persons traveling on Trails as pedestrians or operators of Human-Powered Devices.

16.2 Violation of Special Trail Rules: Special Trail Rules specific to a particular Trail or segment of Trail may be established by the Manager and implemented by providing Trail Rules Notice. Uses, activities or behavior restricted or prohibited by the Special Trail Rules and for which Special Trail Rules Notice has been provided are not allowed in violation of the Special Trail Rules.

16.3 Basic Trail Rules: If there are no different or contrary Special Trail Rules for which Special Trail Rules Notice has been provided, the following basic rules are applicable:

16.3.1 The speed limit for Human-Powered Devices on a Trail is fifteen (15) miles per hour. The speed limit is reduced to what is reasonable under the circumstances when there is heavy traffic on the Trail, at-grade intersections with streets, inclement weather, darkness or Trail conditions warranting slower speeds for Human-Powered Devices.

16.3.2 Operators of Human-Powered Devices must also take such other precautions as are reasonable under the circumstances when there is heavy traffic on the Trail, at-grade intersections with streets, inclement weather, darkness or Trail conditions warranting such precautions for the operation Human-Powered Devices and as appropriate to protect the safety of the public and property. Reckless or dangerous uses of Human-Powered Devices on Trails are prohibited.

16.3.3 The Traveling Public must stay to the right side of a Trail, except when passing, and must not block or substantially impede the Traveling Public coming from the opposite direction.

16.3.4 Operators of Human-Powered Devices must yield to pedestrians and slower operators of Human-Powered Devices. Yielding includes slowing down and being prepared and able to stop timely and safely when necessary under the circumstances.

16.3.5 Passing may occur only after yielding to the Traveling Public coming from the opposite direction and only when it is safe to do so and when the persons being passed are appropriately warned of the impending pass.

16.3.5 Stopping or standing on a Trail such that the passage of the Traveling Public is blocked or substantially impeded is not allowed.

16.3.6 Operators of Human-Powered Devices, except for wheelchairs or other mobility assisted devices being used by the disabled, must dismount or cease operating or riding the Human-Powered Devices when appropriate under the circumstances, such as when it is necessary in order to safely enter or exit Trails, to cross at unsafe or busy at-grade intersections with streets, due to inclement weather, or when Trail conditions warrant not operating or riding Human-Powered Devices.

16.3.7 Operators of Human-Powered Devices must comply with all other state laws and local laws applicable such Human-Powered Devices.

16.4 Non-Travelling Uses: Trails are primarily intended for the use of the Traveling Public. Public uses or activities not involving lawful travel on a Trail are not allowed to occur on a Trail so as to prevent or substantially impede the Traveling Public's use of the Trail.

16.5 Human-Powered Devices on Trails: In order to protect and preserve Park Facilities and the safety of the public, Human-Powered Devices are to be operated or ridden only on established Trails and on roadways, driveways and parking areas located in Park Facilities. Exceptions to this rule:

16.5.1 Wheelchairs or other mobility assisted devices being used by the disabled.

16.5.2 Human-Powered Devices may be allowed in areas in a Park Facility designated for such activity, such as a skatepark or a bicycle course, subject to compliance with such rules and regulations that may be posted in or near the designated area.

16.5.3 Events or specific activities for which a permit has been issued or a contract with the City has been entered authorizing Human-Powered Devices in a particular location, so long as there is compliance with the terms, conditions and restrictions of the permit or contract.

16.6 Special Prohibition: It is prohibited for any person to operate or ride upon any Human-Powered Device, except a wheelchair or other mobility assisted device being used by a disabled person, in or on any pavilion, monument, event facility, open-air theater, fountain, interactive water feature, playground area, athletic or playing field, ballpark, tennis court or basketball court or to propel or jump any Human-Powered Device up or down steps, walls, rails or similar elevated features in any Park Facility not designated by the Manager for that purpose.

**17.0 Motorized Vehicles; snowmobiles, go-carts and ATV's; vehicle repair; and overnight parking.** (39-19) The regulation and control of Motorized Vehicles, snowmobiles and ATV's, vehicle repair, and overnight parking, as specified herein, is important to the safe and harmonious public use of Park Facilities and for the protection and preservation of Park Facilities.

17.1 Definitions:

17.1.1 *Motorized Vehicle* means any motorized wheeled vehicle or device that may be legally operated on the streets including but not limited to an automobile, truck, van, sports utility vehicle, recreational vehicle, motorcycle, motor scooter and motor bike.

17.1.2 *Trail* means the same as defined in 16.1.5.

17.1.3 *Travelling Public* means the same as defined in 16.1.6.

17.2 **Restricted Travel or Parking Areas:** In order to protect and preserve Park Facilities and the safety of the public, Motorized Vehicles are to be operated only on established roadways, driveways and parking areas located in Park Facilities and are to be parked only in designated parking spaces on roadways, driveways and parking areas. Exceptions to this rule:

17.2.1 Motorized wheelchairs and other mobility assisted devices being used by the disabled.

17.2.2 Motorized Vehicles may be allowed in areas in a Park Facility designated for driving and/or parking Motorized Vehicles or certain types of Motorized Vehicles, subject to compliance with such rules and regulations that may be posted in or near the designated area.

17.2.3 Events or specific activities for which a permit has been issued or a contract with the City has been entered authorizing the driving and/or parking of Motorized Vehicles or certain types of Motorized Vehicles in a particular location, so long as there is compliance with the terms, conditions and restrictions of the permit or contract.

17.3 **Trails:** Motorized Vehicles are not allowed on Trails. Exceptions to this Rule:

17.3.1 Motorized wheelchairs and other mobility assisted devices being used by the disabled.

17.3.2 Events or specific activities for which a permit has been issued or a contract with the City has been entered authorizing the driving or parking of Motorized Vehicles or certain types of Motorized Vehicles in a particular location on a Trail within a Park Facility, so long as there is compliance with the terms, conditions and restrictions of the permit or contract.

17.4 **Traffic Controls:** Motorized Vehicles must be operated and parked so as to comply with all posted rules, traffic signs and traffic-control devices regulating such Motorized Vehicles. Unless traffic signs or traffic-control devices indicate differently, the operators of Motorized Vehicles must yield to patrons on or in a Park Facility and the Traveling Public on Trails.

17.5 **Snowmobiles, go-carts and ATV's:** Snowmobiles, go-carts and all-terrain vehicles (ATV's) are not allowed in a Park Facility or a Trail.

17.6 **Repair or Maintenance:** The repair or maintenance, including cleaning, of any Motorized Vehicle is not allowed on or in a Park Facility except for emergency repairs necessitated by the inability to start or operate a Motorized Vehicle lawfully brought on or in a Park Facility.

17.7 **Overnight Parking:** A Motorized Vehicle may not be parked or stored on or in a Park Facility during curfew as specified in section 1.0 above. Exceptions to this rule:

17.7.1 On-street parking in Parkways where such on-street parking is allowed.

17.7.2 Overnight parking may be allowed in areas in a Park Facility designated for such activity, subject to compliance with such rules and regulations that may be posted in or near the designated area.

17.7.3 Events or specific activities for which a permit has been issued or a contract with the City has been entered authorizing the overnight parking of Motorized Vehicles or certain types of Motorized Vehicles in a particular location within a Park Facility, so long as there is compliance with the terms, conditions and restrictions of the permit or contract.

**18.0 Boating.** (39-21) The regulation and control of Boating and Boat Facilities, as defined below, is important to the safe and harmonious public use of City Water and Boat Facilities and for the protection and preservation of City Waters and Boat Facilities.

18.1 Boating Regulations: Boating on lakes, ponds, rivers, streams, creeks and other waterways and water bodies owned or controlled by the City (“**City Waters**”) is only allowed as specified in, and subject to any permits or licenses issued under, the Boating Regulations which are separately adopted by the Manager (“**Boating Regulations**”). The rules and regulations set forth in this section 18.0 and the Boating Regulations are applicable to all kinds of boats, rafts, kayaks and other watercraft, whether motor-powered or not (“**Boating**”).

18.2 Boating on City Waters: Boating is not allowed on City Waters. Exceptions to this rule:

11.1.1 Boating may occur on those City Waters designated by the DPR Manager for public Boating, subject to such restrictions and prohibitions posted on signs next to or near said designated City Waters and the Boating Regulations.

11.1.2 Events or specific activities for which a permit has been issued or a contract with the City has been entered authorizing Boating in City Waters at specified locations, so long as there is compliance with the terms, conditions and restrictions of the permit or contract.

18.3 Boat Facilities: Access to and use of facilities provided by the City for the purposes of supporting Boating such as decks or anchorage for docking and boat ramps (“**Boat Facilities**”) are only allowed as authorized by the Boat Regulations.

18.4 Safe Boating: The navigation, directing or handling of any boat in such a manner as to unjustifiably or unnecessarily annoy or frighten or endanger the occupants of any other boat or other users of City Waters or Boat Facilities, or the reckless or careless operation of a boat, is prohibited.

**19.0 Golfing.** (39-23) The regulation and control of Golfing and golf-related activities, as specified herein, is important to the safe and harmonious public use of Golf Facilities and for the protection and preservation of Golf Facilities.

19.1 Golfing Regulations: The playing of the game of golf at City owned or operated golf courses (“**Golfing**”) is only allowed as specified in the Golfing Regulations which are separately adopted by the Manager (“**Golfing Regulations**”). The rules and regulations set forth in this section 19.0 and the Golfing Regulations are applicable to all kinds of golf activities at City owned or operated golf courses, including those in the clubhouses, practice greens, tee boxes, fairways, greens, roughs, water hazards, sand traps, golf paths, driving ranges, miniature golf courses, aqua golf facilities and parking lots at golf courses (“**Golf Facilities**”), and involving the rental and use of golf carts.

19.2 Golf Facilities: Access to and uses of Golf Facilities are only allowed as authorized by the Golfing Regulations.

19.3 Fees: Persons are not allowed to enter upon the playing areas of Golf Facilities for the purpose of Golfing without first paying green fees or other fees and charges established for playing golf at Golf Facilities. This provision is not applicable when the Manager has authorized said persons to play golf for free or for a reduced fee or under a different method of compensation.

**20.0 Compliance with lawful order; identification; interference or evasion.** (39-24) In order to assure that the Park Use Rules and Regulations are fully, fairly and accurately enforced, the public is expected to cooperate with Enforcement Officials, as defined herein.

20.1 Compliance with lawful order: All persons must comply with any lawful order issued by an Enforcement Official when the Official has reason to believe that a violation of the Article I Ordinances and the Park Use Rules and Regulations has occurred. If so ordered by an Enforcement Official, the person in violation must immediately cease the violation and/or take appropriate action to correct or mitigate the effect of the violation. If so ordered by an Enforcement Official, the person in violation must leave the Park Facility when the Enforcement Official has reason to believe that the person will not comply with a lawful order to cease the violation and/or to take appropriate action to correct or mitigate the effect of the violation.

20.2 Identification: All persons must provide appropriate and correct identification to an Enforcement Official when the Official has reason to believe that a violation of the Article I Ordinances and the Park Use Rules and Regulations has occurred. If the person has available some valid form of identification, such as a driver's license or a work or school badge, the person must promptly present the identification to the Enforcement Official upon request by the official. If the person does not have available any such identification, the person must provide his or her correct and full name, address and other identifying or contact information the Enforcement Official may request.

20.3 Interference or Evasion: A person may not interfere with an Enforcement Official in the performance of that Official's duties or to evade lawful actions by an Enforcement Official against said person in the enforcement of the Article I Ordinances and the Park Use Rules and Regulations.

20.4 Enforcement Official defined: An Enforcement Official is a person employed by the City and County of Denver and charged by the DPR Manager or other authorized City official with enforcing the Article I Ordinances and the Park Use Rules and Regulations, such as a Park Ranger. A Denver Police Officer is also an Enforcement Official.