

All properties and trails managed by Pitkin County Open Space and Trails are subject to regulations set forth in Title 12 of the Pitkin County Code. In addition to these general regulations, individual properties are subject to the terms set forth in the property's management plan. Open Space and Trails has adopted management plans for the following properties:

*North Star Nature Preserve
James H. Smith North Star Open Space
Emma Open Space
Moore Open Space*

Title 12 of the Pitkin County Code (Amended January 24, 2001)

ARTICLE 2 – RULES AND REGULATIONS

2-1 RESTRICTIONS ON TRAIL USE

The following restrictions apply to all trails owned in fee simple by the Pitkin County, and to all trail easements except where such restrictions are limited by the express terms of the trail easement.

2-1.1 Motorized vehicles restricted. No motorized vehicles whatsoever, including automobiles, trucks, farm or agricultural vehicles, motorcycles, motorbikes, motor scooters, go-carts, snowmobiles, motorized bicycles, mopeds or all-terrain vehicles will be allowed on any county trail at any time. The following vehicles and uses are exempted from this prohibition:

2-1.1a. County maintenance vehicles, ambulance, law enforcement, fire or other emergency vehicles will be allowed to enter onto County trails in the course of carrying out their normal duties.

2-1.1b. Snowmobiles or snowcats may be allowed onto County trails to set cross-country ski tracks or to otherwise install or maintain Nordic trails.

2-1.1c. Construction or maintenance vehicles owned and operated by private contractors may enter onto County trails subject to specific permission as set forth in Section 6.2 of the Road Management Plan.

2-1.1d. Agricultural, ranch or personal vehicles belonging to specific owners, their employees or assigns, may enter onto County trails subject

to the terms of easements or agreements between the County and individual landowners.

2-1.2 **Allowed Uses.** Bicycles, pedestrians, skates, skateboards, nonmotorized scooters, and baby strollers are allowed on all trails at all times unless specifically prohibited and posted otherwise. All trail users will travel at safe speeds at all times.

2-1.3 **Right of Way.** In areas of mixed use, i.e. horses, bicycles and pedestrians, equestrians have the right of way in all circumstances. All traffic is to yield to equestrians. Bicycle or other wheeled traffic is to yield to pedestrians.

2-1.4. **Fires Prohibited.** Fires are prohibited at any location and at all times within trails, trail easements or trail facilities, including, but not limited to, parking areas, trail shoulders and borders, bridges and structures.

2-1.5. **Trespass Prohibited.** It is prohibited to trespass from trails onto adjacent private lands except where specifically authorized by the owners or occupants of private lands.

2-1.6. **Equestrian Use.** Equestrian use is restricted to unpaved trail areas unless otherwise posted. Horse traffic is restricted to walk or trot speeds. Horses must be under control at all times. Buggies, carts, or other horse-drawn vehicles are prohibited from all trails.

2-1.7. **Stop Required.** Trail users shall stop at all road and driveway crossings and yield to any motorized traffic, except where the trail right of way takes precedence over a driveway crossing, in which case driveway users shall yield to trail users. Trails and highways will be posted with informational signs designating intersections.

2-1.8. **Dogs on Leashes.** Dogs on trails must be leashed at all times.

2.2. RESTRICTIONS ON OPEN SPACE USE

The following restrictions apply to all open space owned in fee simple by Pitkin County. These restrictions also apply to public use provided in any conservation easement held by Pitkin County, unless superseded by the specific terms of the conservation easement in question. Nothing contained herein limits or otherwise modifies rights reserved to the owner of fee simple property subject to a conservation easement held by Pitkin County.

2-2.1. **Camping Prohibited.** Overnight camping is prohibited on Open Space and Trails Properties.

2-2.2. **Commercial Activities Limited.** Commercial activities, provision of services, or any activity for which a fee may be charged are prohibited on any Open Space land except when specifically authorized pursuant to a Special Use Review as set forth in Article 3. The exception to this will be the loading or unloading of horses, bicycles or other conveyances or persons at trailheads pursuant to use of the County or other public trail systems.

2-2.3. **Closed Areas.** Entry onto or use of Open Space lands posted as closed is prohibited.

2-2.4. **Fires Restricted.** Fires are permitted in designated grills or firepots only. Fires are prohibited in all other locations. Fires are prohibited in all locations between the hours of 12:00 AM and 5:00 AM, MST. It is unlawful to burn fires in any location at any time in a careless manner, to leave a fire unattended, to burn any explosive or toxic materials, or to fail to extinguish fires completely.

2-2.5. **Hang-Gliding Restricted.** Hang-gliding or operation of any motorized or non-motorized aircraft, glider, parachute, paraglider, or balloon for landing or take-of is prohibited except pursuant to special use permit pursuant to Article 3 and section 3-210 of the Pitkin County Code.

2-2.6. **Motorized Vehicles Restricted.** Motorized vehicles are restricted to parking areas, driveways and other areas specifically posted for motor vehicle occupancy. The exception to this shall be County or other maintenance or construction vehicles specifically authorized for access pursuant to Section 6 of the Road Management Plan, emergency vehicles acting in the line of duty, or private vehicles specifically authorized under Section 2-4 or Article 3 or authorized by previous written access easement.

2-2.7. **Domestic Animals Prohibited.** Domestic animals are prohibited on Open Space properties except where specifically permitted pursuant to an agricultural lease. It is unlawful to chase or molest any livestock on Open Space properties. All gates, fences, and other entry points must be closed in areas where livestock is permitted.

2-3 GENERAL RESTRICTIONS APPLICABLE TO ALL OPEN SPACE AND TRAILS PROPERTIES.

The following restrictions apply to all open space owned in fee simple by Pitkin County. These restrictions also apply to public use provided in any conservation easement held by Pitkin County, unless superceded by the specific terms of the conservation easement in question. Nothing contained herein limits or otherwise modifies rights reserved to the owner of fee simple property subject to a conservation easement held by Pitkin County.

2-3.1. **Firearms Prohibited.** It is forbidden to discharge firearms or projectile weapons on any Open Space or Trails Properties. The exception to this will be law officers discharging weapons in the line of duty.

2-3.2. **Hunting Prohibited.** All Open Space and Trails Properties are closed to hunting unless specifically authorized pursuant to a management plan enacted under Section 2-4 and posted otherwise. Hunters may not cross Open Space and Trails Properties to access adjacent public lands unless specifically authorized pursuant to a management plan enacted under Section 2-4.

2-3.3. **Disorderly Conduct Prohibited.** Disorderly conduct of any kind is prohibited on Open Space and Trails Properties. Disorderly conduct includes, but is not limited to, making any coarse, annoying, derisive or obviously offensive utterance, gesture or display which tends to incite an immediate breach of the peace. Also fighting, littering or abandonment of private property, making excessive or amplified noise that would tend to disturb the peace and quiet of adjacent residents or occupants, or any other activity that deliberately infringes on the ability of others to use or enjoy open space or trails facilities.

2-3.4. **Hazardous Activities Prohibited.** Hazardous activities of any kind are prohibited on Open Space and Trails Properties. Hazardous activities are defined as those activities which might constitute or contribute to a hazard to the safety of any person. Such activities include, but are not limited to, use of fireworks or other explosives, use of remote-controlled craft, launching of missiles, and sledding. Exceptions or additions to these restriction may be made in specific locations or circumstances pursuant to Special Use Review under Article 3 and posted accordingly.

2-3.5. **Boating Restricted.** Boat launching and landing is limited to sites designated for that purpose. Boating is limited to free-flowing waterways and is prohibited on intermittent or permanent lakes or ponds on Open Space lands. Man-made structures pursuant to boating such as access ramps, docks, kayak courses, or buoys are prohibit except in locations specifically authorized by a Management Plan enacted pursuant to Article 4.5, or pursuant to a Special Use review under Article 3.

2-3.6. **Vandalism Prohibited.** Vandalism, property damage or removal of resources or facilities is prohibited on any Open Space or Trails Property. It is unlawful to remove, damage, deface, mutilate or destroy any structure, poster, sign, marker, fence, gate furniture, vegetation, rock, or any object of scientific or historic value or interest.

2-3.7. **Dogs and Pets Restricted.** Dogs, cats, and other pet animals must be leashed on trails. Posted leash laws or more restrictive leash laws within other jurisdictions (i.e. within municipal boundaries) must be obeyed. Owners of uncontrolled dogs observed on Open Space or Trails Properties will be subject to

penalty under these regulations. Dogs or other animals are prohibited in areas specifically posted for such prohibition. Dogs observed molesting or menacing any person, wildlife or livestock may be destroyed. Dog waste must be picked up and disposed of off-site in a safe and sanitary manner by owners or keepers.

2-3.8. Fishing Restricted. Fishing is permitted according to the regulations of the Colorado Division of Wildlife, except where otherwise posted and prohibited in a management plan enacted pursuant to section 2-4. A valid fishing license is required. Fishing is restricted to free-flowing waterways and is prohibited in intermittent or permanent ponds or lakes except where expressly allowed. Fishing access is by designated trails only.

2-3.9. Wildlife Protected. Wildlife is protected on all Open Space and Trails Properties. Hunting, trapping, chasing, molesting, harming, removing, killing or otherwise disturbing wildlife on Open Space and Trails Properties is prohibited at all times and under all circumstances, with the exception of fishing (See Paragraph 2-3.8., above). Damaging or destroying the habitat of any species of wildlife is prohibited. Removing or destroying, native plants, bird or reptile eggs is prohibited. Nothing in this section shall prohibit trapping for research, management and monitoring purposes.

2-3.10 Littering and Waste Disposal Prohibited. Any disposal, depositing or abandonment of trash, garbage, litter, waste paper, waste food products, human or animal wastes, toxic materials, oil and other mechanical waste products, animal parts, fire ash or other combustion byproducts, or other waste products on Open Space or Trails Properties other than in designated containers and locations is prohibited.

2-3.11 Structures and Notices Prohibited. Construction of any kind not specifically authorized by the Open Space Director is prohibited. Activities prohibited include, but are not limited to, excavations, ground clearing or grading, erection of permanent or temporary structures, erection of signs, posting of bills, notices or posters, fencing or clearing of vegetation.