

ROXBOROUGH VILLAGE METROPOLITAN DISTRICT

141 Union Boulevard, Suite 150
Lakewood, Colorado 80228-1898
Tel: 303-987-0835 • 800-741-3254
<https://www.roxboroughmetrodistrict.org/>

NOTICE OF SPECIAL MEETING AND AGENDA

<u>Board of Directors:</u>	<u>Office:</u>	<u>Term/Expires:</u>
Mark Rubic	President	2025/May 2025
Debra Prysby	Vice President	2027/May 2027
Ephram Glass	Treasurer	2027/May 2027
Travis Jensen	Secretary	2025/May 2025
Mat Hart	Assistant Secretary	2025/May 2025

DATE: December 5, 2023
TIME: 6:00 p.m.
LOCATION: Roxborough Library Meeting Room
8357 North Rampart Range Road #200
Littleton, CO 80125

Google Meet joining info

Video call link: <https://meet.google.com/qcr-uuke-uyj>

Or dial: (US) +1 240-704-6971 PIN: 744 193 209#

More phone numbers: <https://tel.meet/qcr-uuke-uyj?pin=4799921396450>

** Agenda is preliminary and subject to change by majority vote of the Board at the meeting.*

** Individuals requiring special accommodation to attend and/or participate in the meeting please advise the District Manager (pripko@sdmsi.com or 303-987-0835) of their specific need(s) before the meeting.*

I. ADMINISTRATIVE MATTERS (5 minutes)

A. Disclosure of Potential Conflicts of Interest.

B. Additions/Deletions/Approval of Agenda.

II. PUBLIC COMMENTS/HOMEOWNER REQUESTS (15 minutes)*

A. Members of the public may express their views to the Board on matters that affect the District. Comments will be limited to three (3) minutes. Please sign in. Questions may be asked of the Board but will not be answered at this time. Please refer to the Meeting Code of Conduct for additional guidelines: <https://www.roxboroughmetrodistrict.org/2022-meetings>

III. BOARD DISCUSSION MATTERS

A. Discuss Airplane Park Equipment Colors and Other Options (enclosure).
<https://www.playlsi.com/en/playground-planning-tools/design-philosophy/color-palettes/>

- B. Discuss Snow Removal Scope, Including Switchback in Community Park

- C. Discuss Updates to Snow Removal Contract (enclosure)

- D. Discuss Updates to Landscape Maintenance Contract (enclosure).

- E. Discuss Updates to Rules and Regulations

- F. Update on 10-Year Budget Spreadsheet and Other Budget Matters

- G. Update on Wildfire Mitigation

- H. Update on Noxious Weed Grant

- I. Update on Damage by Xcel Contractor

- J. Update on Campfire St and Waterton Rd Intersection

- K. Signage Committee Update

- L. Environmental Committee Update

- M. Discuss River Canyon Planned Development, 10th Amendment, Project File #: ZR2023-020

IV. OTHER MATTERS

V. PUBLIC COMMENTS/HOMEOWNER REQUESTS

VI. ADJOURNMENT

THE NEXT REGULAR MEETING IS SCHEDULED FOR DECEMBER 20, 2023.

From: [Ephram Glass](#)
To: [Peggy Ripko](#)
Cc: [Travis Hunsaker](#)
Subject: Re: FW: Airplane Park Questions
Date: Wednesday, November 29, 2023 2:26:24 PM
Attachments: [image001.png](#)
[image002.png](#)

Peggy,
Can you add all this stuff to the December 5th packet?

Thanks,
Ephram

On Wed, Nov 29, 2023 at 1:30 PM Thomas Beasley <Thomas@rmrec.com> wrote:

Hi Ephram,

For those two panels and the 3 posts for them, you are looking at about \$3,910.00 for the equipment. The shipping and installation would be calculated with the entire playground if we want to move forward.

Let me know if you have any questions.

Thanks!



Thomas Beasley

Project Manager

o: 303.783.1452 d: 720.674.5051

PO Box 620411 / Littleton, CO 80162

thomas@rmrec.com / www.rmrec.com

From: Ephram Glass <ephramglass@roxboroughmetrodistrict.org>
Sent: Wednesday, November 29, 2023 12:22 PM
To: Thomas Beasley <Thomas@rmrec.com>
Cc: Travis Hunsaker <thunsaker@sdmsi.com>; Peggy Ripko <pripko@sdmsi.com>
Subject: Re: FW: Airplane Park Questions

Do you have a price for the sensory panels? I'll have the board discuss the options next week.

Thanks,

--

Ephram Glass

Roxborough Village Metropolitan District Director

ephramglass@RoxboroughMetroDistrict.org

720-805-7644

On Wed, Nov 29, 2023 at 11:48 AM Thomas Beasley <Thomas@rmrec.com> wrote:

Hi Ephram,

I will see what extra spinners/ bouncers can fit in the space and we can decide that way.

I have included a couple of sensory panels that are airplane/ space themed that would work with the park. Let me know what you all think.

[Pilot Panel.](#) [Space Travel.](#)

For the shade I have 2 options that could work depending on how much coverage you want and pricing.

1. The first is our 20' x 20' x20' Triangle shade. \$13,605 before shipping and installation.
2. The second is our 35' dia Hexagon shade. \$19,660 before shipping and installation.

We can also look at smaller shades for partial coverage.

Let me know if you have any questions.

Thanks!

Thomas Beasley



Project Manager

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From: Ephram Glass <ephramglass@roxboroughmetrodistrict.org>
Sent: Monday, November 27, 2023 7:32 PM
To: Thomas Beasley <Thomas@rmrec.com>
Cc: Travis Hunsaker <thunsaker@sdmsi.com>; Peggy Ripko <pripko@sdmsi.com>
Subject: Re: FW: Airplane Park Questions

Thomas,

To answer your questions:

- 1) We'll have the board select a color palette or specific colors on December 5th.
- 2) We would need guidance from you on what else could fit in Airplane Park. I believe most of the spinning/bouncing type of equipment has a greater fall distance that's required. If you can provide specific options that fit, especially if they are airplane themed, we can discuss those on December 5th as well.
- 3) We did discuss a spinner replacement at the playground by the marketplace (intersection of Cavaletti Dr and Liverpool Cir). If you provide some guidelines on what equipment will fit in its place, we can make a selection.
- 4) The board would consider a shade structure. If you provide a few examples with prices that would fit in Airplane Park, the board can make a decision on it.
- 5) Timeline is essentially as soon as possible. So as soon as we get the final information to you, we'd like to get things moving.

Thanks,

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Ephram Glass

Roxborough Village Metropolitan District Director

ephramglass@RoxboroughMetroDistrict.org

720-805-7644

On Mon, Nov 27, 2023 at 5:01 PM Travis Hunsaker <thunsaker@sdmsi.com> wrote:

Good afternoon Ephram,

Thomas had a few follow up questions for Airplane Park:

- Can the board select a color palette? I have included our color brochure with our 60+ color palettes as well as our full color set if you would like to select individual colors.
 - [Color Brochure](#)
- Do you have any ideas for freestanding equipment? I know we spoke about sensory panels, but did you want to include anything that spins or bounces?
 - [Freestanding Equipment](#)
- We discussed shade, is this still an option on the table? I can get some ideas together, but I wanted to check before going down that path.
- Is the timeline still for installation in late spring?

Travis Hunsaker

Assistant Community Manager

Special District Management Services, Inc.

141 Union Boulevard, Suite 150

Lakewood, CO. 80228-1898

thunsaker@sdmsi.com

Phone: 303-987-0835

From: Thomas Beasley <Thomas@rmrec.com>

Sent: Monday, November 27, 2023 11:54 AM
To: Travis Hunsaker <thunsaker@sdmsi.com>
Subject: Airplane Park Questions

Hi Travis,

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A couple things from our meeting last week:

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Thomas Beasley

Project Manager

o: 303.783.1452 d: 720.674.5051

PO Box 620411 / Littleton, CO 80162

thomas@rmrec.com / www.rmrec.com

From: [Ephram Glass](#)
To: [Peggy Ripko](#)
Subject: Fwd: Color Brochure.pdf
Date: Monday, November 27, 2023 12:21:10 PM
Attachments: [Color Brochure.pdf](#)

For inclusion in the December 5th packet. Please include the color brochure and the email string.

----- Forwarded message -----

From: Travis Jensen <TravisJensen@roxboroughmetrodistrict.org>
Date: Tue, Aug 15, 2023 at 9:24 AM
Subject: Re: Color Brochure.pdf
To: Ephram Glass <ephramglass@roxboroughmetrodistrict.org>

I think the posts will be the second largest target for bathroom behind the slides/tunnels etc., so maybe a darker color would be better. But otherwise I'm pretty impartial.

On Thu, Aug 10, 2023, 2:07 PM Ephram Glass <ephramglass@roxboroughmetrodistrict.org> wrote:

Mark, Debbie, and I briefly discussed color combinations for the future playgrounds. There was some discussion about using lighter colors to reduce heat gain and to try to match the playground in Chatfield Farms. Based on that discussion, here's a proposed palette:

Posts: Vanilla
Clamps: Vanilla
Rails: Pine Green
Panels: Limon
Decks: Gray
Tendertuff coatings: Tan
Ropes: Tan
Polyethylene (Tunnels/slides, etc.): Brick
Fabrics: Pine Green

Please let me know if you like the above color palette, or, if not, please let me know what palette you'd prefer. (You can also pick one of the palettes at the bottom of the brochure).

Thanks,
Ephram

----- Forwarded message -----

From: Peggy Ripko <pripko@sdmsi.com>
Date: Wed, Aug 9, 2023 at 9:15 AM
Subject: Color Brochure.pdf
To: Mark Rubic (MarkRubic@roxboroughmetrodistrict.org)
<MarkRubic@roxboroughmetrodistrict.org>, Ephram Glass
(ephramglass@roxboroughmetrodistrict.org) <ephramglass@roxboroughmetrodistrict.org>

Attached are the color options for the park; how do you want to select a color?

From: [Ephram Glass](#)
To: [Peggy Ripko](#)
Cc: [Travis Hunsaker](#)
Subject: Re: FW: Airplane Park Questions
Date: Wednesday, November 29, 2023 2:26:24 PM
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Roxborough Village Metropolitan District Director

ephramglass@RoxboroughMetroDistrict.org

720-805-7644

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Roxborough Village Metropolitan District Director

ephramglass@RoxboroughMetroDistrict.org

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Assistant Community Manager

Special District Management Services, Inc.

141 Union Boulevard, Suite 150

Lakewood, CO. 80228-1898

thunsaker@sdmsi.com

Phone: 303-987-0835

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Thomas Beasley

Project Manager

o: 303.783.1452 d: 720.674.5051

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thomas@rmrec.com / www.rmrec.com

From: [Dino A. Ross](#)
To: [Mark Rubic](#); [Ephram Glass](#)
Cc: [Peggy Ripko](#); [Kelley B. Duke](#)
Subject: Agreement for Snow and Ice Removal Services - CDI Environmental Contractor (1-1-24)(MR/EG Revisions 11-27-23)
Date: Monday, November 27, 2023 4:12:23 PM
Attachments: [Agreement for Snow and Ice Removal Services - CDI Environmental Contractor \(1-1-24\)\(MR EG Revisions 11-27-23\).docx](#)
[Agreement for Snow and Ice Removal Services - CDI Environmental Contractor \(1-1-24\)\(MR EG Revisions 11-27-23\).docx](#)

Mark and Ephram,

I incorporated your changes into the attached clean and redlined versions. I believe these are ready to go into the Board packet. Dino

Dino A. Ross
Attorney at Law



Ireland Stapleton Pryor & Pascoe, PC
1660 Lincoln Street, Suite 3000
Denver, CO 80264
Direct: (303) 628-3686 | Fax: (303) 623-2062
www.irelandstapleton.com

This electronic communication (including attachments) is intended solely for the person or persons to whom it is addressed and may contain confidential and attorney/client privileged information. If you receive this communication in error, (a) you are prohibited from disseminating or copying this communication (including attachments), (b) please notify the sender that you received it in error and (c) delete this communication (including attachments) from your system. Thank you.

From: Mark Rubic <MarkRubic@roxboroughmetrodistrict.org>
Sent: Monday, November 27, 2023 8:13 AM
To: Ephram Glass <ephramglass@roxboroughmetrodistrict.org>
Cc: Dino A. Ross <DRoss@irelandstapleton.com>
Subject: Re: Agreement for Snow and Ice Removal Services - CDI Environmental Contractor (1-1-24) (ISPP Revisions 11-25-23)

[EXTERNAL EMAIL]

I am ok with this except for I would add somewhere (in the timing section) in the doc (I do not have edit or comment access) the following:

CDI shall avoid traversing lower priority walkways and arterials with snow removal equipment to complete higher priority areas. If CDI needs to traverse these areas in order to clear or treat any higher priority area, it shall then clear and treat such areas as the higher priority area.

On Sun, Nov 26, 2023 at 4:02 PM Ephram Glass <ephramglass@roxboroughmetrodistrict.org> wrote:

I am ok with saying they only need to attend the meetings when asked (other board members may not agree with that). I think we need to delete the "and/or 1/2 ton ice slicer". We don't have enough parking lot surface area to make that a reasonable demand. For reference, ice slicer is the stuff they spread from trucks; it's untreated, mined salt. I also changed the CaCl₂ to make the '2' subscript (for the correct way of writing out a chemical formula).

On Sat, Nov 25, 2023 at 1:07 PM Dino A. Ross <DRoss@irelandstapleton.com> wrote:

[Agreement for Snow and Ice Removal Services - C...](#)

Mark and Ephram,

Attached are my changes to the Agreement for Snow and Ice Removal Services. A couple comments:

1. Section 1.1(b) requires CDI to attend all regular Board meetings, which they have not been doing. I changed it to "when requested by the Board or District Manager." Please let me know if you want different language.
2. Attachment 2 states: "There is a minimum charge of 1 hour per push for each piece of equipment used, and such minimum charge also shall include 1 hour of snow supervision and 1 bag (50 lb.) ice melt and/or 1/2 ton ice slicer." Section 3 of Attachment 1 has been modified to read: "Calcium chloride (CaCl₂) shall be the only ice melting chemical CDI uses within the District." I added "Calcium chloride (CaCl₂)" to Attachment 2 for ice melt. I do not know what "ice slicer" is, so I did not limit it to Calcium chloride (CaCl₂). Please let me know if it should be limited to Calcium chloride (CaCl₂).

Dino

Dino A. Ross

Attorney at Law

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From: Ephram Glass <ephramglass@roxboroughmetrodistrict.org>
Sent: Tuesday, November 14, 2023 11:29 AM
To: Dino A. Ross <DRoss@irelandstapleton.com>
Cc: Mark Rubic <markrubic@roxboroughmetrodistrict.org>
Subject: CDI contract updates

[EXTERNAL EMAIL]

Dino,
As we had discussed earlier, Mark and I have made some modifications to the CDI contracts to include past amendments, text clarifications, and changes approved by the board. Please review and prepare new drafts for the upcoming year.

Keep in mind, the below items are subject to change:

- 1) The quotes from CDI
- 2) The HOA scopes for Arrowhead Shores, 14B, and Roxborough Village 1st (pending agreements with them)
- 3) Included maps (the board will be reviewing them again in December)

[Agreement for Landscape Maintenance Services - ...](#)

Let me know if you have any questions. [Agreement for Snow and Ice Removal Services - C...](#)

Thanks,

--

Ephram Glass

Roxborough Village Metropolitan District Director
ephramglass@RoxboroughMetroDistrict.org

--

Mark Rubic

Board President

Roxborough Village Metropolitan District

From: [Dino A. Ross](#)
To: [Mark Rubic \(MarkRubic@roxboroughmetrodistrict.org\)](mailto:MarkRubic@roxboroughmetrodistrict.org); EphramGlass@roxboroughmetrodistrict.org
Cc: [Peggy Ripko](#); [Kelley B. Duke](#)
Subject: Agreement for Landscape Maintenance Services - CDI Environmental Contractor (1-1-24)(EG/DAR Revisions 11-27-23) (5316530)
Date: Monday, November 27, 2023 5:11:38 PM
Attachments: [Agreement for Landscape Maintenance Services - CDI Environmental Contractor \(1-1-24\)\(EG DAR Revisions 11-27-23\) \(5316530\).docx](#)
[Agreement for Landscape Maintenance Services - CDI Environmental Contractor \(1-1-24\)\(EG DAR Revisions 11-27-23\)\(Redline\) \(5316530\) \(5322551\).docx](#)

Mark and Ephram,

Attached are clean and redlined versions of the revised Agreement for Landscape Maintenance Services. Unless you have further changes, I believe they are ready for inclusion in the Board packet. Dino

Dino A. Ross
Attorney at Law

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**RESOLUTION
BOARD OF DIRECTORS OF THE
ROXBOROUGH VILLAGE METROPOLITAN DISTRICT**

A RESOLUTION ADOPTING RULES AND REGULATIONS FOR THE PROPERTY AND IMPROVEMENTS OWNED, MAINTAINED, AND/OR OPERATED BY ROXBOROUGH VILLAGE METROPOLITAN DISTRICT, AND ASSOCIATED PENALTIES, PURSUANT TO SECTIONS 18-9-117 AND 32-1-1001, C.R.S.

WHEREAS, pursuant to Section 32-1-1001(m) of the Colorado Revised Statutes (“**C.R.S.**”), the Board of Directors (“**Board**”) of the Roxborough Village Metropolitan District, a political subdivision of the State of Colorado (“**District**”), is authorized to adopt and amend rules, and regulations not in conflict with the constitution and laws of this State for carrying on the business, objectives, and affairs of the Board and the District;

WHEREAS, pursuant to Section 32-1-1001(n), C.R.S., the District, by and through the Board, is authorized to have and exercise all rights and powers necessary or incidental to or implied from the specific powers granted to the District by Article 1 of Title 32 of the Colorado Revised Statutes;

WHEREAS, pursuant to § 32-1-1001(1)(j)(I), C.R.S., the Board is authorized to fix and from time-to-time to increase or decrease fees, rates, tolls, penalties, or charges for the services, programs, or facilities the District provides. Until paid, all such fees, rates, tolls, penalties, or charges shall constitute a perpetual lien on and against the property served, and any such lien may be foreclosed in the same manner as provided by Colorado law for the foreclosure of mechanics’ liens;

WHEREAS, the Board has determined that it is in the best interest of the residents of the District to adopt rules and regulations (“collectively, “**Regulations**”) pertaining to the parks, trails, facilities, open spaces, parking lots, waters, buildings, signs, vegetation, rocks, structures, roads, and other properties or improvements, whether natural or man-made, that the District owns, maintains, and/or operates (collectively, “**Property/Improvements**”);

WHEREAS, pursuant to Section 18-9-117(1), C.R.S., and in addition to any authority granted by any other law, the District, by and through the Board, may adopt orders, rules, and regulations as are reasonably necessary for the administration, protection, and maintenance of public property under its control, management, or supervision, including: the preservation of property, vegetation, and wildlife; restriction or limitation of the use of its public property; necessary sanitation, health and safety measures; camping and picnicking; public meetings and other individual or group usages; prohibition of activities or conduct on public property; use of all vehicles; and, regulation of fires; and,

WHEREAS, pursuant to the forgoing authority, on June 21, 2022, the Board adopted *Rules and Regulations For Roxborough Village Metropolitan District Property/Improvements Pursuant To Section 18-9-117 And Section 32-1-1001, C.R.S. (“2022 Rules and Regulations”)*. On June 21,

2023, the Board adopted the *First Amended and Restated Rules and Regulations For Roxborough Village Metropolitan District Property/Improvements Pursuant To Section 18-9-117 And Section 32-1-1001, C.R.S. (“First Amended Rules and Regulations”)*.

NOW, THEREFORE, be it resolved by the Board of Directors of Roxborough Village Metropolitan District that:

Section 1 – 2022 Rules and Regulations and First Amended Rules and Regulations

Superseded: These *Rules and Regulations for the Property and Improvements Owned, Maintained, and/or Operated by the District, and Associated Penalties*, are hereby adopted, and hereby supersede and replace the 2022 Rules and Regulations and the First Amended Rules and Regulations, which are void and of no force or effect as of the date the Board adopts this Resolution.

Section 2 – Prohibited Activities: It shall be unlawful for any person to:

- 2.1 Enter, use, occupy, or engage in any activity in, on or around any portion of the Property/Improvements that is closed to, or prohibits, such entry, use, occupancy, or activity, including seasonal closures, unless approved in writing by the District Manager or another Board-appointed person.
- 2.2 Remove, destroy, deface, damage, impair, or interfere with any Property/Improvements.
- 2.3 Construct, place, or maintain any kind of road, trail, structure, sign, fence, marker, enclosure, communication equipment, or other improvement within the Property/Improvements without the District Manager’s prior written approval. Temporary canopies or shade devices are permitted for daily use; provided, that they are secured, not left unattended, and do not interfere with others’ use and enjoyment of the Property/Improvements.
- 2.4 Have any glass container within the Property/Improvements.
- 2.5 Build, start, or light any fire of any nature in an outdoor fireplace grill or camp stove, or any other place whatsoever, even within designated areas, within any Property/Improvements at any time when such fires are banned due to fire danger in the District or neighboring areas.
- 2.6 Feed, hunt, trap, catch, molest, take, harass, harm, or kill any wild animal, bird, reptile, or amphibian, or disturb their habitat, within the Property/Improvements.
- 2.7 Plant any tree, shrub, plant, or other vegetation without the District Manager’s prior written approval within the Property/Improvements.
- 2.8 Have within the Property/Improvements any animals except domestic pets (dogs or cats). All domestic pets shall be restrained by means of a leash, cord, rope, or chain that is under the physical control of a person. It is prohibited to allow domestic pets to harm, kill, chase, or otherwise harass any wild animal, bird, fish, reptile, or amphibian within the Property/Improvements.

- 2.8.1 To have vicious dogs, as the term is defined in Douglas County Resolution No. R- 998-100 (Control and Licensing of Dogs and Pet Animals), as authorized pursuant to Section 30-15-101(1)(a)(III), C.R.S., within the Property/Improvements.
- 2.8.2 To leave any domestic pet unattended within the Property/Improvements.
- 2.8.3 For any person who brings a domestic pet into the Property/Improvements to not pick up and dispose of the animal's excrement in designated refuse receptacles.
- 2.9 Relocate or release animals, fish, birds, or insects within the Property/Improvements without the District Manager's prior written approval.
- 2.10 Possess, use, cock, aim, or discharge any firearm or any other device capable of discharging a projectile by any means whatsoever, including but not limited to B-B guns, pellet guns, paint ball guns, air guns, slingshots, and wrist rockets, onto or within the Property/Improvements.
- 2.11 Possess, use, draw, or discharge any archery equipment, including but not limited to bows, longbows, crossbows, arrows, darts, and bolts onto or within the Property/Improvements.
- 2.12 Ignite a model rocket within the Property/Improvements, except for school or organized clubs; provided, they have received the District Manager's prior written approval and they comply with: a) all Regulations; b) any additional conditions imposed by the District Manager; c) current Federal Aviation Administration regulations; and d) the safety guidelines of an organization such as the National Association of Rocketry. Model rocketry is prohibited during fire bans.
- 2.13 Launch or operate any Unmanned Aircraft System ("*UAS*"), including model airplanes and drones, except in accordance with current Federal Aviation Administration regulations and by following the safety guidelines of an organization such as the Academy of Model Aeronautics. Further, it is prohibited to:
 - 2.13.1 Fly a UAS over any person or moving vehicle, within 25 feet of any person, or over areas without a direct line of sight.
 - 2.13.2 Operate a UAS in a careless or reckless manner, or in any way that may cause a nuisance to other persons. Such careless or reckless operation may result in criminal penalties or civil liability.
 - 2.13.3 Engage in any UAS operations during a fire ban.
- 2.14 Use, ignite, or fire any fireworks or explosives, onto or within the Property/Improvements.
- 2.15 Golf or hit golf balls onto or within the Property/Improvements.

- 2.16 Park vehicles, trailers, or campers within the Property/Improvements, except within designated parking lots, and only between the hours of 6:00 a.m. and 10:00 p.m.
- 2.17 Camp within the Property/Improvements.
- 2.18 Park a semi or other commercial trucks within the Property/Improvements, or any parking lots within the Property/Improvements, except for a commercial vehicle that has a valid permit pursuant to the District's Food Truck Application and Contract Application.
- 2.19 Enter, use, or occupy the Property/Improvements between 10:00 p.m. and 6:00 a.m.
- 2.20 Swim, wade, or operate any boat or other flotation device in waters located within the Property/Improvements, except for authorized personnel maintaining such waters.
- 2.21 Engage in any activity within the Property/Improvements that unreasonably endangers the health, safety, and welfare of any person, animal, or property.
- 2.22 Engage in disorderly conduct (as defined in Section 18-9-106(1), C.R.S.) within the Property/Improvements.
- 2.23 Carry, possess, or consume alcoholic beverages other than for private/personal use only. Any event providing alcoholic beverages must have the District Manager's prior written approval and must: a) have all State and local required licenses and permits for serving alcoholic beverages; and, b) comply with all state and local laws for alcohol possession and consumption. Alcoholic beverages are prohibited on any field or playing surface, including softball fields, soccer fields, tennis courts, basketball courts, volleyball courts, skate parks, or playground areas.
- 2.24 Walk, run, jog, hike, or bicycle within the Property/Improvements except on a designated trail for such use. Maximum trail speed for bicyclists is 15 mph.
- 2.25 Amplify sound by any means within the Property/Improvements, without the District Manager's prior written approval.
- 2.26 Build or place any kind of structure, fence, tree house, rope or swing within the Property/Improvements. Temporary canopies or shade devices are permitted for daily use; provided, that they are secured, not left unattended, and do not interfere with others' use and enjoyment of the Property/Improvements.
- 2.27 Interfere or attempt to interfere with any authorized law enforcement personnel, County or District personnel, or to give false or misleading information with the intent to mislead said persons in the performance of their duties.
- 2.28 Fish without a valid permit issued by the District Manager.

- 2.29 Engage in a commercial concession enterprise or operation, or request a donation, within the Property/Improvements, except as provided for in the District’s Food Truck Application and Contract Application. This provision does not prohibit a club or a non-profit or charitable organization from using the Property/Improvements for not-for-profit activities, provided that the District has issued the club or a non-profit or charitable organization a permit to engage in such activities and the permit holder complies with all Regulations, and all state and local laws governing such activity.
- 2.30 Deposit, dump, or leave any refuse, trash, litter, household or construction debris, commercial garbage or trash, brush/branches, lawn trimmings, Christmas trees, or any other physical item of any nature, in, under, or upon the Property/Improvements, except that refuse, trash, debris, and litter may be deposited in refuse receptacles specifically designated for such purpose by the District.
- 2.31 Violation of any federal, state, or local law, including but not limited to, any federal or state constitutional provision, or any statute, ordinance, resolution, regulation, rule, or code which is in any manner related to the Property/Improvements shall constitute a violation of the Regulations set forth in this Resolution.

Section 3 – Restricted Operations of Motorized Vehicles and Equipment: Operating any type of motorized vehicles or equipment on or through the Property/Improvements is prohibited, except for the following:

3.1 *District Vendor and Contractors.*

3.1.1 District vendor and contractor motorized service vehicles and equipment required for services to be performed on non-paved areas of the Property/Improvements, such as mowing equipment, tree trimming, planting or mulching equipment, and equipment required to complete repairs, are permitted to operate on non-paved areas to the extent necessary to perform such services.

3.1.2 Except for the motorized vehicles and equipment identified in Section 3.1.1, above, all other vendor and contractor motorized vehicles and equipment shall only operate on concrete or paved areas unless the District Manager has issued an access permit to the contractor or vendor.

3.2 *Emergency Services.* Law enforcement, fire, search and rescue, ambulances, and other emergency services agencies are authorized to operate motorized vehicles and equipment in the Property/Improvements in the performance of their duties and services.

3.3 *Agency Easements, Licenses, and Rights-of-Way.* Public agencies, directly or through designated third-party contractors, are authorized to operate motorized vehicles and equipment to install, repair, maintain, or replace facilities located in their easements, licenses, or rights-of-way within the Property/Improvements, but only to the extent and in such manner as is authorized in the applicable easement, license or right-of-way agreement or dedication.

3.4 **Power-Driven Mobility Devices.** The following motorized vehicles or equipment are permitted to operate only on the concrete or paved areas within the Property/Improvements:

3.4.1. Class I and II electrical assisted bikes as defined by Section 42-1-102, C.R.S.

3.4.2 Wheelchairs, which are defined under Part 35 of the federal Americans with Disabilities Act (ADA) to mean a manually operated or power-driven device designed primarily for use by an individual with a mobility disability for the main purpose of indoor, or of both indoor and outdoor, locomotion.

3.5 **Other Power-Driven Mobility Devices.** “*Other Power-Driven Mobility Devices*” means any mobility device powered by batteries, fuel, or other engines - whether designed primarily for use by individuals with mobility disabilities - that is used by individuals for the purpose of locomotion, including golf cars, electronic personal assistance mobility devices (EPAMD’s), such as the Segway® PT, or any mobility device designed to operate in areas without defined pedestrian routes, but that is not a wheelchair within the meaning of Section 3.4.2, above.

3.5.1 Other Power-Driven Mobility Devices that are powered by fuel (internal combustion engines) are prohibited in all Property/Improvements.

3.5.2 Other Power-Driven Mobility Devices that are powered by electricity, referred to collectively herein as Electric Personal Assistance Mobility Devices (“*EPAMD’s*”) are permitted to operate only on concrete or paved trails and parking lots within the Property/Improvements, and subject to the following restrictions:

3.5.2.1 Cannot carry no more than 2 persons

3.5.2.2 Cannot exceed 250 pounds

3.5.2.3 Cannot exceed 36” maximum width

3.5.2.4 Cannot exceed 10 MPH

Section 4 – Notice of Rules and Regulations For District Property and Improvements: The Board hereby adopts and approves the “Notice of Rules and Regulations - Roxborough Village Metropolitan District,” which summarize the Regulations established in this Resolution, and which are set forth in Attachment A, and directs that they be posted within the Property/Improvements.

Section 5 – Variances: The Board authorizes the District Manager to grant written variances for good cause shown to any one or more of the Regulations.

Section 6 – Criminal Penalties: Pursuant to Section 18-9-117(3)(a) and (b), C.R.S., when the Regulations have been prominently posted as required by Section 18-9-117(2), C.R.S., any violation of the Regulations is unlawful and violators shall be subject to criminal penalties enforceable by the Douglas County Sheriff’s Office or authorized county enforcement personnel who have been designated pursuant to Section 29-7-101(3)(a), C.R.S.

Section 7 – Civil Remedies: Anyone violating any Regulation is subject to any and all legal and equitable remedies available to the District under Title 32, C.R.S. or other applicable laws, including

but not limited to, the imposition of fines/penalties and/or in establishing a mechanic's lien on the violator's property and/or foreclosing on such mechanic's lien, and recovering the legal fees, costs, and expenses the District incurs in collecting such fines/penalties. The Board shall have the authority to establish a Schedule of Fines/Penalties at any time and from time to time in its sole discretion. The initial Schedule of Fines/Penalties is attached hereto as **Attachment B**.

Adopted the day of December 2023.

By: _____
Mark Rubic, Board President

By: _____
Travis Jensen, Board Secretary

ATTACHMENT A

NOTICE OF RULES AND REGULATIONS ROXBOROUGH VILLAGE METROPOLITAN DISTRICT

Permitted Activities

1. Property/Improvements are open 6:00 a.m. to 10:00 p.m.
2. Only domestic pets (dogs and cats) are permitted, which must be leashed and in control of a person, and their waste properly disposed of
3. Shelter/field use with prior reservation
4. Personal consumption of alcoholic beverages (fermented malt beverages/vinous liquor)
5. Walking, jogging, running, hiking, and biking on designated trails only
6. Temporary canopies and shade devices for daily use only
7. Maximum trail speed for bicyclists is 15 mph
8. Vehicles, trailers, or campers may be parked at designated parking lots only between 6:00 a.m. and 10:00 p.m.
9. Fishing only with a valid permit issued annually by the District Manager

Prohibited Activities

1. Enter or use the Property/Improvements for any purpose between 10:00 p.m. and 6:00 a.m.
2. Unauthorized motorized vehicles and equipment (*See Rules and Regulations for Details*)
3. Overnight parking of vehicles, trailers, or campers (10:00 p.m. and 6:00 a.m.)
4. Semi or commercial trucks in the Property/Improvements, except permitted Food Trucks
5. Camping
6. Littering/dumping/any glass containers
7. Fires outside designated areas and any type of fire during a fire ban
8. Firearms and other projectile discharging devices, including B-B guns, pellet guns, paint ball guns, air guns, slingshots, and wrist rockets
9. Archery, including bows, longbows, crossbows, arrows, darts, and bolts
10. Fireworks and explosives of any type
11. Model rockets and Unmanned Aircraft Systems, including airplanes and drones, that: a) do not comply with federal regulations and guidelines (AMA/NRA); b) are within 25 feet of any person or are over areas without direct line of sight; c) interfere with law enforcement, County or District personnel; d) are operated in a careless or reckless manner; or, e) are operated during a fire ban
12. Unauthorized amplified sound
13. Golfing or hitting golf balls

14. Constructing any kind of road, trail, sign, tree house, rope or swing, fence, marker, or any other structure or improvement
15. Unauthorized planting of trees, shrubs, plants, or other vegetation
16. Swimming, wading, or boating
17. Disorderly conduct
18. Misuse of public property
19. Harassment of wildlife
20. Unauthorized relocating or releasing of animals, fish, birds, or insects
21. Removing, destroying, defacing, or damaging any building, structure, facility, sign, vegetation, rock, or other natural or man-made improvement
22. Engage in any activity that unreasonably endangers the health, safety, and welfare of any person, animal, or property

To report violations or accidents call 911 and provide specific location

The full text of the *Resolution Adopting Rules and Regulations* can be obtained from the District Manager at (303) 779-4525.

These Rules and Regulations are enforced pursuant to the authority granted by law, including Sections 18-9-117 and 32-1-1001 of the Colorado Revised Statutes.

ATTACHMENT B

SCHEDULE OF FINES/PENALTIES

Class A Violations	First Violation	Second Violation	Three or More Violations
Class B Violations	First Violation	Second Violation	Three or More Violations

RESOLUTION
BOARD OF DIRECTORS OF THE
ROXBOROUGH VILLAGE METROPOLITAN DISTRICT

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A RESOLUTION ADOPTING ~~THE FIRST AMENDED AND RESTATED RULES AND REGULATIONS FOR~~ THE PROPERTY AND IMPROVEMENTS OWNED, MAINTAINED, AND/OR OPERATED BY ROXBOROUGH VILLAGE METROPOLITAN DISTRICT PARKS, AND OPEN SPACE ASSOCIATED PENALTIES, PURSUANT TO ~~SECTION~~SECTIONS 18-9-117 AND ~~SECTION~~ 32-1-1001, C.R.S.

~~WHEREAS,~~WHEREAS, pursuant to Section 32-1-1001(m) of the Colorado Revised Statutes (“C.R.S.”), the Board of Directors (“~~Board~~”) of the Roxborough Village Metropolitan District, a political subdivision of the State of Colorado (“~~District~~”), ~~has determined that it is in the best interest of the residents of the District to adopt rules and regulations pertaining to the use of the District’s parks, trails, facilities, and open space, in order to maintain, preserve, and protect public property and facilities owned and/or operated by the District, and prohibit activities that substantially interfere with the use, enjoyment, protection, and preservation of such public use areas;~~

WHEREAS, pursuant to Section 32-1-1001(m), C.R.S., the Board”), is authorized to adopt and amend rules, and regulations not in conflict with the constitution and laws of this State for carrying on the business, objectives, and affairs of the Board and of the District;

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WHEREAS, pursuant to Section 32-1-1001(n), C.R.S., the District, by and through the Board, is authorized to have and exercise all rights and powers necessary or incidental to or implied from the specific powers granted to the District by Article 1 of Title 32 of the Colorado Revised Statutes;

WHEREAS, pursuant to § 32-1-1001(1)(j)(I), C.R.S., the Board is authorized to fix and from time-to-time to increase or decrease fees, rates, tolls, penalties, or charges for the services, programs, or facilities the District provides. Until paid, all such fees, rates, tolls, penalties, or charges shall constitute a perpetual lien on and against the property served, and any such lien may be foreclosed in the same manner as provided by Colorado law for the foreclosure of mechanics’ liens;

WHEREAS, the Board has determined that it is in the best interest of the residents of the District to adopt rules and regulations (“collectively, “Regulations”) pertaining to the parks, trails, facilities, open spaces, parking lots, waters, buildings, signs, vegetation, rocks, structures, roads, and other properties or improvements, whether natural or man-made, that the District owns, maintains, and/or operates (collectively, “Property/Improvements”);

WHEREAS, pursuant to Section 18-9-117(1), C.R.S., and in addition to any authority granted by any other law, the District, by and through the Board, may adopt orders, rules, and regulations as are reasonably necessary for the administration, protection, and maintenance of

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public property under its control, management, or supervision, including: the preservation of property, vegetation, and wildlife; restriction or limitation of the use of its public property; necessary sanitation, health, and safety measures; camping and picnicking; public ~~meeting~~ meetings and other individual or group usages; prohibition of activities or conduct on public property; use of all vehicles; and, regulation of fires; and.

~~WHEREAS, pursuant to Section 18-9-117(2), C.R.S., such limitations or prohibitions must be prominently posted at all public entrances to such property or notice must first be given by an officer or agency, or by any law enforcement officer having authority to enforce the limitations or prohibitions;~~

~~WHEREAS, "Parks and Open Space" shall mean all public recreational lands, trails, waters, buildings, structures, roads, parking lots, facilities, and other improvements and property owned and/or operated by the District;~~

WHEREAS, pursuant to the forgoing authority, on June 21, 2022, the Board adopted *Rules and Regulations For Roxborough Village Metropolitan District ~~Parks And Open Space~~Property/Improvements Pursuant To Section 18-9-117 And Section 32-1-1001, C.R.S. ("2022 Rules and Regulations")*; On June 21, 2023, the Board adopted the *First Amended and Restated Rules and Regulations For Roxborough Village Metropolitan District Property/Improvements Pursuant To Section 18-9-117 And Section 32-1-1001, C.R.S. ("First Amended Rules and Regulations")*.

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~~WHEREAS, the Board has determined it is in the best interest of the District and the residents it serves to amend and restate the 2022 Rules and Regulations.~~

NOW, THEREFORE, be it resolved by the Board of Directors of Roxborough Village Metropolitan District that:

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Section 1 – 2022 Rules and Regulations and First Amended Rules and Regulations Superseded: These ~~First Amended and Restated Rules and Regulations are hereby adopted. These First Amended and Restated Rules and Regulations for the Property and Improvements Owned, Maintained, and/or Operated by the District, and Associated Penalties, are hereby adopted, and hereby~~ supersede and replace the 2022 ~~Rules and Regulations and the First Amended~~ Rules and Regulations, which are void and of no force or effect as of the date the Board adopts this Resolution.

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Section 2 – Prohibited Activities: It shall be unlawful for any person to;

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2.1 Enter, use, ~~or~~ occupy, or engage in any activity in, on or around any portion of the ~~Parks and Open Space when the Parks and Open Space are~~Property/Improvements that is closed to, or prohibits, such entry, use, ~~or~~ occupancy, or activity, including seasonal closures, unless approved in writing by the District Manager or another Board-appointed person.

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2.2 Remove, destroy, deface, ~~or~~ damage, impair, or interfere with any ~~building, structure, facility, sign, vegetation, rock, or other natural or man-made improvement located within the Parks and Open Space~~Property/Improvements.

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2.3 Construct, place, or maintain any kind of road, trail, structure, sign, fence, marker, enclosure, communication equipment, or other improvement within the ~~Parks and Open Space~~Property/Improvements without the District Manager's prior written approval. Temporary canopies or shade devices are permitted for daily use; provided, that they are secured, not left unattended, and do not interfere with others' use and enjoyment of the ~~Parks and Open Space facilities or amenities~~Property/Improvements.

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~~2.4 Have any glass container within the Parks and Open Space or depositing or leaving any refuse, trash, litter, household or construction debris, or commercial garbage or trash, including but not limited to brush, lawn trimmings, and Christmas trees, in or upon the Parks and Open Space, except by depositing such refuse, trash, debris, and litter in refuse receptacles specifically designated for such purpose by the District.~~

~~2.4 Have any glass container within the Property/Improvements.~~

2.5 Build, start, or light any fire of any nature in an outdoor fireplace grill or camp stove, or any other place whatsoever, even within designated areas, within any ~~Parks and Open Space~~Property/Improvements at any time when such fires are banned due to fire danger in the District or neighboring areas.

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2.6- Feed, hunt, trap, catch, molest, take, harass, harm, or kill any wild animal, bird, reptile, or amphibian, or disturb their habitat, within the ~~Parks and Open Space~~Property/Improvements.

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2.7- Plant any tree, shrub, plant, or other vegetation without the District Manager's prior written approval within the Property/Improvements.

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2.8 -Have within the ~~Parks and Open Space~~Property/Improvements any animals except domestic pets (dogs or cats). All domestic pets shall be restrained by means of a leash, cord, rope, or chain that is under the physical control of a person. It is prohibited to allow domestic pets to harm, kill, chase, or otherwise harass any wild animal, bird, fish, reptile, or amphibian within the ~~Parks and Open Space~~Property/Improvements.

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2.8.1 To have vicious dogs, as the term is defined in Douglas County Resolution No. R- 998-100 (Control and Licensing of Dogs and Pet Animals), as authorized pursuant to Section 30-15-101(1)(a)(III), C.R.S., within the ~~Parks and Open Space~~Property/Improvements.

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2.8.2 To leave any domestic pet unattended within the ~~Parks and Open Space~~Property/Improvements.

2.8.3 For any person who brings a domestic pet into the ~~Parks and Open Space~~Property/Improvements to not pick up and dispose of the animal's excrement in designated refuse receptacles.

2.9 Relocate or release animals, fish, birds, or insects within the ~~Parks and Open Space~~Property/Improvements without the District Manager's prior written approval.

2.10 Possess, use, cock, aim, or discharge any firearm or any other device capable of discharging a projectile by any means whatsoever, including but not limited to B-B guns, pellet guns, paint ball guns, air guns, slingshots, and wrist rockets, onto or within the ~~Parks and Open Space~~Property/Improvements.

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2.11 Possess, use, draw, or discharge any archery equipment, including but not limited to bows, longbows, crossbows, arrows, darts, and bolts onto or within the ~~Parks and Open Space~~Property/Improvements.

2.12 Ignite a model rocket within the ~~Parks and Open Space~~Property/Improvements, except for school or organized clubs; provided, they have received the District Manager's prior written approval and they comply with: a) all ~~District Rules and Regulations for Parks and Open Space~~; b) any additional conditions imposed by the District Manager; c) current Federal Aviation Administration regulations; and d) the safety guidelines of an organization such as the National Association of Rocketry. Model rocketry is prohibited during fire bans.

2.13 Launch or operate any Unmanned Aircraft System ("UAS"), including model airplanes and drones, except in accordance with current Federal Aviation Administration regulations and by following the safety guidelines of an organization such as the Academy of Model Aeronautics. Further, it is prohibited to:

2.13.1 Fly a UAS over any person or moving vehicle, within 25 feet of any person, or over areas without a direct line of sight.

2.13.2 Operate a UAS in a careless or reckless manner, or in any way that may cause a nuisance to other persons. Such careless or reckless operation may result in criminal penalties or civil liability.

2.13.3 Engage in any UAS operations during a fire ban.

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2.14 Use, ignite, or fire any fireworks or explosives, onto or within the ~~Parks and Open Space~~Property/Improvements.

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2.15 Golf or hit golf balls onto or within the ~~Parks and Open Space~~Property/Improvements.

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2.16 Park vehicles, trailers, or campers within the ~~Parks and Open Space~~Property/Improvements, except within designated parking lots, and only between the hours of 6:00 a.m. and 10:00 p.m.

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2.17 Camp within the ~~Parks and Open Space~~Property/Improvements.

2.18 Park a semi or other commercial trucks within the ~~Parks and Open Space~~Property/Improvements, or any parking lots within the ~~Parks and Open Space~~Property/Improvements, except for a commercial vehicle that has a valid permit pursuant to the ~~District~~District's Food Truck Application and Contract Application.

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2.19 Enter, use, or occupy the ~~Parks and Open Space~~[Property/Improvements](#) between 10:00 p.m. and 6:00 a.m.

2.20 Swim, wade, or operate any boat or other flotation device in waters located within the ~~Parks and Open Space~~[Property/Improvements](#), except for authorized personnel maintaining such waters.

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2.21 Engage in any activity within the ~~Parks and Open Space~~[Property/Improvements](#) that unreasonably endangers the health, safety, and welfare of any person, animal, or property.

2.22 Engage in disorderly conduct (as defined in Section 18-9-106-(1), C.R.S.) within the ~~Parks and Open Space~~[Property/Improvements](#).

2.23 Carry, possess, or consume alcoholic beverages other than for private/personal use only. Any event providing alcoholic beverages must have the District Manager's prior written approval and must: ~~asa~~) have all State and local required licenses and permits for serving alcoholic beverages; and, b) comply with all state and local laws for alcohol possession and consumption. Alcoholic beverages are prohibited on any field or playing surface, including softball fields, soccer fields, tennis courts, basketball courts, volleyball courts, skate parks, or playground areas.

2.24 Walk, run, jog, hike, or bicycle within the ~~Parks and Open Space~~[Property/Improvements](#) except on a designated trail for such use. Maximum trail speed for bicyclists is 15 mph.

2.25 Amplify sound by any means within the ~~Parks and Open Space~~[Property/Improvements](#), without the District Manager's prior written approval.

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2.26 Build, or place any kind of structure, fence, tree house, rope or swing within the ~~Parks and Open Space~~[Property/Improvements](#). Temporary canopies or shade devices are permitted for daily use; provided, that they are secured, not left unattended, and do not interfere with others' use and enjoyment of the ~~Park or Open space facilities or amenities~~[Property/Improvements](#).

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2.27 Interfere or attempt to interfere with any authorized law enforcement ~~personnel~~, County or District personnel, or to give false or misleading information with the intent to mislead said persons in the performance of their duties.

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2.28 Fish without a valid permit, issued by the District Manager.

2.29 Engage in a commercial concession enterprise or operation, or request a donation, within the ~~Park or Open Space~~[Property/Improvements](#), except as provided for in the ~~District~~[District's](#) Food Truck Application and Contract Application. This provision does not prohibit a club or a non-profit or charitable organization from using the ~~Park or Open Space~~[Property/Improvements](#) for not-for-profit activities, provided that the District has issued the club or a non-profit or charitable organization a permit to engage in such activities and the permit holder complies with all ~~District Rules and Regulations of Park and Open Space~~, and all state and local laws governing such activity.

2.30 Deposit, dump, or leave any refuse, trash, litter, household or construction debris, commercial garbage or trash, brush/branches, lawn trimmings, Christmas trees, or any other physical item of any nature, in, under, or upon the Property/Improvements, except that refuse, trash, debris, and litter may be deposited in refuse receptacles specifically designated for such purpose by the District.

2.31 Violation of any federal, state, or local law, including but not limited to, any federal or state constitutional provision, or any statute, ordinance, resolution, regulation, rule, or code which is in any manner related to the Property/Improvements shall constitute a violation of the Regulations set forth in this Resolution.

Section 3 – Restricted Operations of Motorized Vehicles and Equipment: Operating any type of motorized vehicles or equipment on or through the ~~Parks and Open Space~~Property/Improvements is prohibited, except for the following;

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3.1 District Vendor and Contractors.

3.1.1 District vendor and contractor motorized service vehicles and equipment required for services to be performed on non-paved areas of ~~Parks and Open Space~~the Property/Improvements, such as mowing equipment, tree trimming, planting or mulching equipment, and equipment required to complete repairs, are permitted to operate on non-paved areas to the extent necessary to perform such services.

3.1.2 Except for the motorized vehicles and equipment identified in Section 3.1.1, above, all other vendor and contractor motorized vehicles and equipment shall only operate on concrete or paved areas unless the District Manager has issued an access permit to the contractor or vendor.

3.2 **Emergency Services.** Law enforcement, fire, search and rescue, ambulances, and other emergency services agencies are authorized to operate motorized vehicles and equipment in the ~~Parks and Open Space~~Property/Improvements in the performance of their duties and services.

3.3 **Agency Easements, Licenses, and Rights-of-Way.** Public agencies, directly or through designated third-party contractors, are authorized to operate motorized vehicles and equipment to install, repair, maintain, or replace facilities located in their easements, licenses, or rights-of-way within the ~~Parks~~Property/Improvements, but only to the extent and ~~Open Space~~in such manner as is authorized in the applicable easement, license or right-of-way agreement or dedication.

3.4 **Power-Driven Mobility Devices.** The following motorized vehicles or equipment are permitted to operate only on the concrete or paved areas within the ~~Parks and Open Space~~Property/Improvements:

3.4.1. Class I and II electrical assisted bikes as defined by ~~C.R.S.~~Section 42-1-102, C.R.S.

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~~3.4.1~~ 3.4.2 Wheelchairs, which are defined under Part 35 of the federal Americans with Disabilities Act (ADA) to mean a manually operated or power-driven device designed primarily for use by an individual with a mobility disability for the main purpose of indoor, or of both indoor and outdoor, locomotion.

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3.5 Other Power-Driven Mobility Devices. “*Other Power-Driven Mobility Devices*” means any mobility device powered by batteries, fuel, or other engines - whether designed primarily for use by individuals with mobility disabilities - that is used by individuals for the purpose of locomotion, including golf cars, electronic personal assistance mobility devices (EPAMD’s), such as the Segway® PT, or any mobility device designed to operate in areas without defined pedestrian routes, but that is not a wheelchair within the meaning of ~~this~~ Section 3.4.2, above.

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3.5.1 Other Power-Driven Mobility Devices that are powered by fuel (internal combustion engines) are prohibited in all ~~Parks and Open Space~~ Property/Improvements.

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3.5.2 Other Power-Driven Mobility Devices that are powered by electricity, referred to collectively herein as Electric Personal Assistance Mobility Devices (“*EPAMD’s*”) are permitted to operate only on concrete or paved trails and parking lots within the ~~Parks and Open Space~~ Property/Improvements, and subject to the following restrictions:

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- 3.5.2.1 Cannot carry no more than 2 persons
- 3.5.2.2 Cannot exceed 250 pounds
- 3.5.2.3 Cannot exceed 36” maximum width
- 3.5.2.4 Cannot exceed 10 MPH

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Section 4 – ~~Parks and Open Space~~ Notice of Rules and Regulations For District Property and Improvements: The Board hereby adopts and approves the ~~Parks and Open Space~~ “Notice of Rules and Regulations - Roxborough Village Metropolitan District,” which summarize the Regulations established in this Resolution, and which are set forth in the attached Exhibit Attachment A, and directs that they be posted at all public entrances to within the ~~Parks and Open Space~~ Property/Improvements.

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Section 5 – Variances: The Board authorizes the District Manager to grant written variances for good cause shown to any one or more of ~~these Parks and Open Space Rules and~~ the Regulations.

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Section 6 – Criminal Penalties: Pursuant to Section 18-9-117(3)(a) and (b), C.R.S., when the ~~Parks and Open Space Rules and~~ Regulations have been prominently posted as required by Section 18-9-117(2), C.R.S., any violation of the ~~Parks and Open Space Rules and~~ Regulations is unlawful and violators shall be subject to criminal penalties enforceable by the Douglas County Sheriff’s Office or authorized county enforcement personnel who have been designated pursuant to Section 29-7-101(3)(a), C.R.S.

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Section 7 – Civil Remedies: ~~A violation of~~ Anyone violating any ~~Parks and Open Space Rules and Regulations that have been prominently posted~~ Regulation is subject to any and all ~~civil~~ legal and equitable remedies available to the District under Title 32, C.R.S. or other applicable laws, including but not limited to, the imposition of fines, ~~penalties, charges and/or in establishing a~~

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mechanic's lien on the violator's property and/or foreclosing on such mechanic's lien, and recovering the legal fees, costs, and attorney fees incurred by expenses the District in recovering incurs in collecting such fines/penalties. The Board shall have the authority to establish a Schedule of Fines/Penalties at any damages or other losses sustained by the District because time and from time to time in its sole discretion. The initial Schedule of the violation.

Fines/Penalties is attached hereto as *Attachment B*.

Adopted the [] day of December 2023.

By: _____
Mark Rubic, Board President

By: _____
Travis Jensen, Board Secretary

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ATTACHMENT A

NOTICE OF RULES AND REGULATIONS
ROXBOROUGH VILLAGE METROPOLITAN DISTRICT
PARKS AND OPEN SPACE RULES

PERMITTED ACTIVITIES

Parks and Open Space Permitted Activities

1. Property/Improvements are open 6:00 a.m. to 10:00 p.m.
2. Only domestic pets (dogs and cats) are permitted, which must be leashed and in control of a person, and their waste properly disposed of
3. Shelter/field use with prior reservation
4. Personal consumption of alcoholic beverages (fermented malt beverages/vinous liquor)
5. Walking, jogging, running, hiking, and biking on designated trails only
6. Temporary canopies and shade devices for daily use only
7. Maximum trail speed for bicyclists is 15 mph
8. Vehicles, trailers, or campers may be parked at designated parking lots only between 6:00 a.m. and 10:00 p.m.
9. Fishing only with a valid permit issued annually by the District Manager

PROHIBITED ACTIVITIES

Prohibited Activities

- ~~10.1.~~ Enter or use the Parks and Open SpaceProperty/Improvements for any purpose between 10:00 p.m. and 6:00 a.m.
- ~~11.2.~~ Unauthorized motorized vehicles and equipment (*See Rules and Regulations for Details*)
- ~~12.3.~~ Overnight parking of vehicles, trailers, or campers (10:00 p.m. and 6:00 a.m.)
- ~~13.4.~~ Semi or commercial trucks in the Parks and Open SpaceProperty/Improvements, except permitted Food Trucks
- ~~14.5.~~ Camping
- ~~15.6.~~ Littering/dumping/any glass containers
- ~~16.7.~~ Fires outside designated areas and any type of fire during a fire ban
- ~~17.8.~~ Firearms and other projectile discharging devices, including B-B guns, pellet guns, paint ball guns, air guns, slingshots, and wrist rockets
- ~~18.9.~~ Archery, including bows, longbows, crossbows, arrows, darts, and bolts
- ~~19.10.~~ Fireworks and explosives of any type
- ~~20.11.~~ Model rockets and Unmanned Aircraft Systems, including airplanes and drones, that: ~~1a)~~ do not comply with federal regulations and guidelines (AMA/NRA); ~~2b)~~ are within 25 feet of any person or are over areas without direct line of sight; ~~3c)~~ interfere with law enforcement,

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County or District personnel; ~~4d~~) are operated in a careless or reckless manner; or, ~~5c~~) are operated during a fire ban

~~24-12.~~ Unauthorized amplified sound

~~22-13.~~ Golfing or hitting golf balls

~~23-14.~~ Constructing any kind of road, trail, sign, tree house, rope or swing, fence, marker, or any other structure or improvement

~~24-15.~~ Unauthorized planting of trees, shrubs, plants, or other vegetation

~~25-16.~~ Swimming, wading, or boating

~~26-17.~~ Disorderly conduct

~~27-18.~~ Misuse of public property

~~28-19.~~ Harassment of wildlife

~~29-20.~~ Unauthorized relocating or releasing of animals, fish, birds, or insects

~~30-21.~~ Removing, destroying, defacing, or damaging any building, structure, facility, sign, vegetation, rock, or other natural or man-made improvement

~~31-22.~~ Engage in any activity that unreasonably endangers the health, safety, and welfare of any person, animal, or property

To report violations or accidents call 911 and provide specific location

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~~Full~~The full text of the *Resolution Adopting Rules and Regulations* can be obtained from the District Manager at (303) 779-4525.

~~Parks and Open Space~~These Rules and Regulations are enforced ~~as authorized pursuant to the authority granted by Colorado Revised Statutes~~law, including Sections 18-9-117; ~~29-7-101,~~ and 32-1-1001-of the Colorado Revised Statutes.

