

ORDINANCE NO. 5

Series 2022

AN ORDINANCE AMENDING TITLE 6, CHAPTER 3, OF THE BRECKENRIDGE TOWN CODE CONCERNING CAMPING RESTRICTIONS

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF BRECKENRIDGE, COLORADO:

Section 1. That section 6-3H-4 of the Breckenridge Town Code shall be amended to read as follows:

6-3H-4: CAMPING RESTRICTIONS; CAMPING PERMIT:

A. As used in this section, the following words have the following meanings:

CAMP: To reside or dwell in a place, with shelter, and conduct activities of daily living, such as eating or sleeping in such place. Without limiting the generality of the foregoing, the term includes the act of staying overnight in a parked motor vehicle, including, but not limited to, recreational vehicles, trailers, fifth wheel trailers, and pop up trailers. The term, however, does not include napping during the day or picnicking, or staying overnight in a permanent structure that meets the requirements of the town's building codes described in title 8, chapter 1 of this code.

DURING THE DAY: From one hour after sunrise until sunset.

PRIVATE PROPERTY: Any real property having its title, ownership, use, or possession held by a private corporation, firm, partnership, limited liability entity of any kind, association, nongovernmental organization, or other group acting as a unit, as well as a natural person.

PUBLIC PROPERTY: Any real property having its title, ownership, use, or possession held by the town, the state of Colorado, Summit County government, any other governmental entity of this state, or the federal government. Such term includes, but is not limited to: 1) the right of way of any public street, highway, or alley; 2) any "town park" as defined in section 11-2-1 of this code; and 3) any lot, tract, parcel, building, playground, recreational trail, open space, or recreation area owned by the town, the state of Colorado, Summit County government, any other governmental entity of this state, or the federal government.

RESIDE OR DWELL: Includes, without limitation, conducting such activities as eating, sleeping, or the storage of personal possessions.

SHELTER: Includes, without limitation, any tent, tarpaulin, lean-to, sleeping bag, bedroll, blanket, or any form of cover or protection from the elements other than clothing.

B. It shall be unlawful for any person to camp on any private property or public property anywhere within the town unless authorized by a valid camping permit issued by the town manager pursuant to subsection C of this section.

C. The town manager may issue a camping permit to authorize camping for a specified period. The town manager shall adopt administrative rules and regulations setting forth the nondiscriminatory criteria to be applied in issuing permits under this section, as well as other administrative rules and regulations relating to the issuance, enforcement, and revocation of a camping permit issued pursuant to this section. Such regulations shall be adopted in accordance with the procedures established by title 1, chapter 18 of this code, and may be altered, amended or repealed by the town manager in the same manner.

D. It is unlawful and a misdemeanor offense for any person to violate:

1. Any of the provisions of this section;
2. Any of the administrative rules and regulations issued by the town manager pursuant to subsection C of this section; or
3. Any of the terms and conditions of a camping permit issued by the town manager pursuant to this section.

Section 2. Except as specifically amended hereby, the Breckenridge Town Code, and the various secondary codes adopted by reference therein, shall continue in full force and effect.

Section 3. The Town Council finds, determines and declares that this ordinance is necessary and proper to provide for the safety, preserve the health, promote the prosperity, and improve the order, comfort and convenience of the Town of Breckenridge and the inhabitants thereof.

Section 4. This ordinance shall be published and become effective as provided by Section 5.9 of the Breckenridge Town Charter.

INTRODUCED, READ ON FIRST READING, APPROVED AND ORDERED
PUBLISHED IN FULL this 25th day of January, 2022.

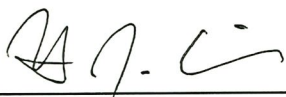
This ordinance was published in full on the Town of Breckenridge website on January 27, January 28, January 29, January 30 and January 31, 2022.

A public hearing on this ordinance was held on February 8, 2022.

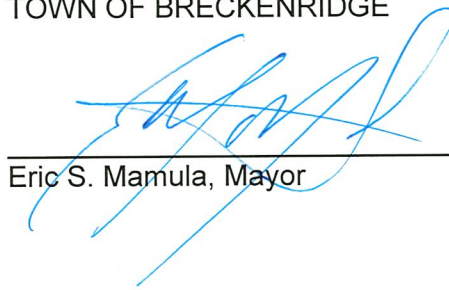
READ, ADOPTED ON SECOND READING AND ORDERED PUBLISHED IN FULL ON THE TOWN'S WEBSITE this 8th day of February, 2022. A copy of this Ordinance is available for inspection in the office of the Town Clerk.

ATTEST:

TOWN OF BRECKENRIDGE



Helen Cospolich, CMC, Town Clerk



Eric S. Mamula, Mayor

APPROVED IN FORM



3-4-22

Town Attorney

Date

This Ordinance was published on the Town of Breckenridge website on February 11, February 12, February 13, February 14 and February 15, 2022. This ordinance shall become effective on March 17, 2022.