

**TOWN OF BUENA VISTA, COLORADO
ORDINANCE NO. 10
(SERIES OF 2016)**

**AN ORDINANCE OF THE TOWN OF BUENA VISTA, COLORADO,
REPEALING AND REENACTING ARTICLE III OF CHAPTER 6 OF
THE BUENA VISTA MUNICIPAL CODE CONCERNING
COMMERCIAL RIVER ACTIVITIES.**

WHEREAS, the Board of Trustees desires to update its requirements for Town river facilities used to launch or take out and provide for more administrative flexibility for commercial rafting, kayaking, paddle boarding and similar river-based activities in the Town.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF BUENA VISTA, COLORADO:

Section 1. Article III of Chapter 6 of the Buena Vista Municipal Code is hereby repealed and reenacted to read as follows:

ARTICLE III - Commercial River Activities

Sec. 6-41. - Definitions.

As used in this Article, the following words shall have the following meanings:

Commercial operator means a person engaged in the business of providing river trips, tours, excursions, or instruction for profit by means of any type of watercraft, including without limitation, boats, dories, rafts, kayaks, and paddle boards.

Launch means the act of staging a watercraft for the purpose of commencing a river trip, excursion or related instructional activity, and includes rigging and packing a watercraft, boarding passengers, and inserting a watercraft into a river.

Take out means the act of demobilizing a watercraft for the purpose of ending a river trip, excursion or related instructional activity, and includes derigging and unpacking a watercraft, unloading passengers, and removing a watercraft from a river.

Town river facility means any Town facility designated by the Town to launch or take out watercraft into or from the Arkansas River.

Watercraft means anything used for the purpose of conveying a person or items over water, and includes boats, dories, rafts, kayaks, and paddle boards.

Sec. 6-42. - Annual permit and fee.

No commercial operator may launch or take out a watercraft at a Town river facility without having first obtained an annual permit. Permits shall be obtained from the Town Clerk upon application and payment of a nonrefundable fee established by the Board of Trustees. Permits shall be subject to all applicable rules or regulations adopted by the Board of Trustees, including the insurance requirements established therein. Permits shall expire at the end of the calendar year in which they were issued.

INTRODUCED, READ, ADOPTED AND ORDERED PUBLISHED this 10th day of May, 2016.

THIS ORDINANCE SHALL BECOME EFFECTIVE THIRTY DAYS FROM PUBLICATION.

TOWN OF BUENA VISTA, COLORADO

By: _____

Joel Benson, Mayor

ATTEST:

Janell Sciacca, Town Clerk

