

ORDINANCE No. 312

AN ORDINANCE FOR PUBLIC SAFETY CONCERNING ROCK CLIMBING ON CITY PROPERTY.

WHEREAS, Some visitors to Creede have attempted to climb the cliffs on the north side of town, and;

WHEREAS, The texture of some of the rocks makes them very unstable. Attempts by inexperienced climbers to climb the cliffs are likely to result in falls and injury or death to those climbing and those below, and;

WHEREAS, For the safety of the people of Creede and those who visit the Town, the Town Board has determined that climbing cliff faces in the City of Creede should be prohibited.

THEREFORE, BE IT ORDAINED by the Town Board of the City of Creede:

SECTION 1.

1. That it shall henceforth be unlawful for anyone to attempt to climb any rock faces within City Limits of the City of Creede for recreational purposes.
2. It shall be unlawful for anyone to attempt to climb any rock faces within City Limits of the City of Creede for any purpose without first having obtained permission from the Town Marshall through the County Sheriff's Office.
3. The Sheriff shall not grant any permission to climb the cliffs in the City of Creede for any purposes except emergency, municipal or scientific purposes.

SECTION 2. Anyone convicted of violating this ordinance shall be sentenced to not more than 90 days in jail or a fine of \$300, or both such fine and imprisonment.

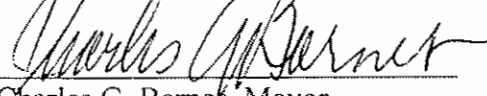
SECTION 3. If any provision of this Ordinance or the application thereof to any person or circumstances is held to be invalid or unconstitutional, such invalidity shall not affect other provisions or applications of this Ordinance which can be given effect without the invalid provision or application and to this end the provisions of this Ordinance are declared to be severable.

SECTION 4. The Board finds that for the protection of the public that it is necessary to prevent people from climbing the cliffs and endangering themselves and others; that it is hereby declared that this Ordinance is necessary to the immediate preservation of the public peace, health, and safety, and shall take effect and be enforced upon adoption.

SECTION 5. This Ordinance shall be codified into the Municipal Code. Any changes in numbering of paragraphs, sections or subparagraphs shall not change the validity of any part of the Ordinance. The word "Ordinance" may be changed to "Title", "Section", "Subsection", or "Code" as necessary.

Introduced, read in full, and adopted, approved and signed this 7 day of February 2000.

TOWN OF CITY OF CREEDE


Charles G. Barnes, Mayor

ATTEST:


Sandra S. Wright, City Manager/Clerk