

# AGENDA PROST Committee Meeting 5:30 PM - Wednesday, January 19, 2022 4750 Signal Tree Drive, Timnath, Colorado

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1.	CALI	L TO ORDER	
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# MINUTES PROST Committee Meeting

5:30 PM - Wednesday, September 8, 2021

4750 Signal Tree Drive, Timnath, Colorado

COMMITTEE MEMBERS PRESENT:

Chairperson Aaron Pearson Vice Chairperson Jason Ficca Committee Member Lana Pink Committee Member Kate Weinreich

Committee Member Mitch McGuire Committee Member Michael Malone Committee Member Annelise Eldredge

COMMITTEE MEMBERS ABSENT:

Committee Member Aaron Smith Committee Member Hannah Childs

**STAFF:** Brian Williamson, Town Planner

Matt Blakely, Community Development Director

Chad Kemper, Town Planner

Natalie Hansell, Planning Technician

Randy Allison, Reservoir Attendant Supervisor

PUBLIC THAT SIGNED IN:

None

# 1 CALL TO ORDER

Chairperson Aaron Pearson called the meeting to order at 5:31 pm.

# 2 AMENDMENTS TO THE AGENDA

a) There were no amendments.

# 3 CONSENT AGENDA

- a) Approval of the September 8, 2021 Meeting Minutes
  - Chairperson Pearson asked for a motion to approve the meeting minutes.
  - Vice Chairperson Jason Ficca made a motion to approve the minutes.
  - Committee member Mitch McGuire seconded the motion.
  - The motion passed unanimously by a 7-0 voice vote.

# 4 BUSINESS

- a) Site Visit at Timnath Reservoir
  - Mr. Williamson and Mr. Blakely gave a brief tour and overview of current and future reservoir improvements.
- b) Timnath Community Park Survey Discussion

- Mr. Williamson and Mr. Blakely gave an overview of the survey and how it
  will be presented to residents. The overview included options for additional
  park amenities, including a zip line, that will be included in the survey.
- Mr. Williamson and Mr. Blakely explained that the Town Council increased available funding for park amenities in an effort to complete the Community Park within the next phase of construction. Mr. Blakley asked if Committee Members feel that the amenities included in the packet are appropriate or if there are any other suggestions for the Community.
- Committee member Weinreich asked if all amenities are possible.
- Mr. Blakely clarified that not all amenities are possible with the budget.
   However, the survey would allow residents to pick what they would 'spend' the budget on for park amenities.
- Mr. Williamson discussed that the cost of amenities price can range, such as the skate park, depending on the size and style.
- Commission member McGuire brought up amenities for older children, that
  the splash pad and current playground equipment are geared towards
  younger children and implementing an amenity that includes older children
  may fill in the gap.
- Mr. Blakely brought up that some amenities are seasonal, such as a splash pad and discussed possible locations for amenities within the existing Community Park.
- Chairperson Person agreed, and stated that a second splash pad was recently installed in Trailside park.
- Mr. Williamson did state that other amenities such as basketball, tennis and pickleball could all be utilized by the middle school age range.
- Committee member Pink asked if it was realistic that a basketball court and skate park could be installed with the available budget.
- Chairperson Pearson stated that there could be four pickleball courts and the skate park all within the Community park. The survey should include an inventory of the current park infrastructure and the age ranges the amenities are geared towards.
- Mr. Blakely asked if anyone had any suggestions or changes to the list of possible park amenities.
- Chairperson Pearson suggested a Bocce Ball pit.
- Commissioner Weinreich stated that basketball, pickleball and tennis courts and a skatepark have more year-round use than some other amenities, such as a splash pad.
- Vice Chairperson Ficca asked if the basketball, tennis and pickle ball courts could be transferable and used as a multi-sport surface.
- Mr. Williamson and Mr. Blakely stated that tennis and pickle ball courts are more easily transferable than basketball because of the similar infrastructure requirements.
- Committee members discussed the use of basketball courts throughout the community and the saturation of drive-way basketball hoops throughout the community.
- Mr. Blakely suggested that basketball courts remain on the survey to gage how the community feels about a basketball court.
- Committee members asked about the space availability for the amenities.
- Mr. Williamson and Mr. Blakely stated that the splash pad would go where
  the turf space exists currently and the other amenities would be located in
  the spaces where native grasses are currently growing.

- Committee member Weinreich asked if people would utilize a multi-court tennis and pickleball court and discussed usage and different set ups possible with a multi-court set-up.
- Committee member Malone responded that he would utilize those courts for pickleball.
- Mr. Blakely asked if there were any further questions or suggestions regarding the community survey and park amenities.
- There were none & no action was taken.

# 5 DISCUSSION AND FUTURE AGENDA ITEMS

- a) Discussion of holding the next PROST meeting at the Community Park.
  - Staff discussed waiting to see what the weather may be like since the next meeting is in late fall.

# **6 ADJOURNMENT**

- a) Chairperson Pearson asked for motion to adjourn the meeting.
  - Committee member McGuire made a motion to adjourn.
  - Committee member Ficca seconded the motion.
  - The meeting was adjourned at 6:38 pm.

Chairperson	
Onampercen.	
Planning Technician	



# TOWN COUNCIL ADOPTED POLICY

**SUBJECT: Timnath Reservoir Use** 

CONTENTS: Policy Amendments – Exhibit A	ISSUE DATE	EFFECTIVE DATE
Amended September 24, 2014 Amended May 26, 2015 Amended June 14, 2016 Amended August 9, 2016 Amended August 9, 2016 Amended May 9, 2017 January 23, 2018 Amended December 8, 2020 Amended May 11, 2021  CONTENTS:  Policy Amendments – Exhibit A  Policy Intent  Definitions	March 25, 2014	
Amended May 26, 2015       May 26, 2015         Amended June 14, 2016       June 14, 2016         Amended May 9, 2017       May 9, 2017         January 23, 2018       January 23, 2018         Amended December 8, 2020       January 1, 2021         Amended May 11, 2021       May 12, 2021     CONTENTS:           Policy Amendments – Exhibit A     Policy Intent  Definitions. Page  Permit Types and Limits. Page  Permit Pees. Page  Permit Fees. Page  General Regulations  Shore Use. Page  Fishing Page  General Regulations  Shore Use. Page 16  General Boating Page 16  Motorized Boating Page 16  Exhibit A - Timnath Reservoir Property Area Map Page 16  Exhibit B - Shore Use Terms and Conditions Waiver Page 16  Exhibit C - Non-Motorized Boat Permit Agreement and Waiver Page 16  Exhibit C - Non-Motorized Boat Permit Agreement and Waiver Page 16  Exhibit D - Motorized Boat and Trailered Non-Motorized Boat Permit Agreement and Waiver Page 15  POLICY INTENT       POLICY INTENT       August 9, 2016  August 9, 2017  August 9, 2017  August 9, 2016  August 9, 2017  August 9, 2018  August 9, 2017  August 9, 2018  August 9, 2018  August 9, 2017  August 9, 2018		<b>September 25, 2014</b>
Amended June 14, 2016 Amended August 9, 2016 Amended May 9, 2017 Anuary 23, 2018 Amended December 8, 2020 Amended May 11, 2021  CONTENTS:  Policy Amendments – Exhibit A  Policy Intent Definitions		
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Policy Amendments – Exhibit A  Policy Intent Definitions	Amended May 11, 2021	
Policy Intent  Definitions	CONTENTS:	
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	Exhibit D - Motorized Boat and Trailered Non-Motorized B	oat Permit Agreement and Waiver Page 15
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		of Timnath residents. The purpose of this

policy is to outline the rules for Timnath Reservoir's use.

# **EXHIBIT A**POLICY AMENDMENTS

# AN AMENDMENT TO THE TIMNATH RESERVOIR USE POLICY ADOPTED DECEMBER 8, 2020 AND EFFECTIVE JANUARY 1, 2021

- A. This amendment will increase the number of annual non-motorized boat passes available to Timnath residents only, as follows and those passes will only increase upon exhausting the previous increase and will not exceed 600:
  - a. Policy adopted December 8, 2020 450
  - b. May 17, 2021 500
  - c. June 1, 2021 550
  - d. July 1, 2022 600
- B. Staff will monitor the situation and the Town Manager may make modifications to the number of passes and may discontinue adding permits as deemed necessary in consultation with Staff and the Parks, Recreation, Open Space, and Trails Committee Chairperson, however, the increase in the number of passes will not exceed 650 total.
- C. The effective date of the policy for 2022 will be March 31, 2022. Permits for the 2022 season will become available on that same date.
- D. Modify the definition of Motorized Boat by adding the underlined wording as follows:
  - a. Motorized Boat shall include any vessel that requires a trailer to launch and meets the ANS inspection requirements and applies to all trailered, motorized watercraft. This includes simple and complex boats. Motorized Boats shall also include all marine propulsion systems, and each must be inspected regardless of the type of motor, engine, or watercraft. Trailered boats with trolling motors less than 10 horsepower that operate above wakeless speeds are considered Motorized Boats.

- 1. **DEFINITIONS** For the purposes of the Timnath Reservoir Use Policy, as used in this Article, the following terms shall have the meanings indicated:
  - *a. Annual Permit* shall mean a permit that commences on January 1<sup>st</sup> and ends on December 31<sup>st</sup> of a calendar year regardless of date of purchase. This permit may apply to a Household or an Individual depending on the particular case. Annual permits are not transferrable.
  - b. *Day Use Permit* shall mean a permit issued for a particular day. Motorized and Trailered Non-Motorized Day Use Permits must be purchased online, during regular business hours, in advance. All other Day Use Permits are only available on-site at the reservoir. The permit expires upon closure of the Reservoir on the day utilized. Day Use Permits are not transferrable.
  - c. Shore Use shall include any activities such as swimming from the designated beach area as it is developed, fishing from the shore or piers, picnicking and general recreation on the shore and adjacent Reservoir Property Area (see attached Exhibit A). Any interpretation regarding what constitutes appropriate Shore Use shall be at the discretion of the Town Manager.
  - d. Surface Water Use shall include motorized boats, non-motorized boats, fishing from a boat, water skiing, swimming from a boat. Any interpretation regarding what constitutes appropriate Surface Water Use shall be at the discretion of the Town Manager.
  - e. Senior shall mean any individual 65 years and older.
  - f. *Household* shall mean all people who have permanent residence in any single dwelling.
  - g. Individual shall mean an individual person and not a Household.
  - **h.** Guest Pass shall mean a pass per individual adult (16 years of age or older) accompanying a permit holder.
  - i. *Aquatic Nuisance Species (ANS)* A species that is: 1.) non-native (or alien) to the ecosystem under consideration and 2.) whose introduction causes or is likely to cause economic or environmental harm or harm to human health.
  - j. ANS Act provides authority to Qualified Peace Officers to inspect, and if necessary, order a vessel to be decontaminated or quarantined watercraft for ANS. It provides authority for Colorado Parks and Wildlife (CPW) to certify individuals as "Authorized Agents" (a.k.a. inspectors and decontaminators) to work at "Authorized Locations" (a.k.a. watercraft inspection and decontamination stations or WIDS) for the purposes of inspecting and decontaminating watercraft to prevent new introductions and contain existing detections of ANS. Town of Timnath Reservoir Attendants are authorized agents of the CPW. The Reservoir site is NOT a decontamination station. If decontamination is ordered by a Reservoir Attendant, the vessel must be taken to an authorized decontamination location to be decontaminated before returning to the Reservoir.
  - k. Non-Motorized Boat shall include any vessel that does not require a trailer to launch and is exempt from mandatory aquatic nuisance species inspections. The following are considered non-motorized: kayak, canoe, raft, belly boat, windsurfer board, sailboard, float tubes, inner tubes, paddleboard, foldable plastic boat.
  - 1. *Timnath Resident Trailered Non-Motorized Boat* shall include any vessel that falls under the Non-Motorized Boat and Motorized Boat definitions that is propelled at wakeless speeds by a troller motor (less than 10 horsepower) or similar. Those

- vessels that require a trailer to launch must also comply with all Motorized Boat permitting and ANS inspection requirements, inclusive of all motorized boat documentation and licensing.
- m. *Motorized Boat* shall include any vessel that requires a trailer to launch and meets the ANS inspection requirements and applies to all trailered, motorized watercraft. This includes simple and complex boats. Motorized Boats shall also include all marine propulsion systems, and each must be inspected regardless of the type of motor, engine, or watercraft. Trailered boats with trolling motors less than 10 horsepower are considered Motorized Boats.
- n. *Simple Boat* a Motorized Boat with an open hull and no containers or compartments and a single outboard motor.
- o. *Complex Boat* a Motorized Boat that has one or more interior compartments or a closed hull or more than one motor or engine.
- p. *Jet Boat* a Motorized Boat propelled by a jet of water ejected from the back of the craft. A jet boat draws the water from under the boat into a pump inside the boat, and then expels it through a nozzle at the stern. (*Jet Boats are prohibited at the Timnath Reservoir*).
- q. *Personal Watercraft (PWC)* a recreational watercraft that the user sits or stands on, rather than inside of, as in a boat. Models have an inboard engine driving a jet pump that has a screw-shaped impeller to create thrust for propulsion and steering. (*PWC are prohibited at the Timnath Reservoir*).
- 2. **TYPES OF USERS** For the purposes of the Timnath Reservoir Use Policy the following users are defined as follows:
  - a. *Timnath Resident(s)* shall mean any person that resides within the current Town of Timnath Municipal boundaries. This includes property owners, renters, and business owners.
  - b. *GMA Resident(s)* shall mean any person that resides within the current Town of Timnath Growth Management Area (GMA). This includes property owners and renters.
  - c. *Colorado Angler(s)* shall mean any non-Timnath resident or non-GMA resident that has a valid/current Colorado Parks & Wildlife Fishing License.
  - d. *Town Staff* any Staff member or Contracted Staff Member of the Town. Have the same rights as Timnath Resident except for a Motorized Boat Permit.
  - e. Guest any person who does not have a permit but accompanies a permit holder.

#### 3. PERMIT TYPES AND LIMITS

- a. SHORE USE PERMIT
  - i. Timnath Resident
    - 1. Free Annual Household Shore Use Permit (limit of two (2) hang tags issued per household)
    - 2. Includes up to four (4) guests per day
    - Additional Day Use Guest Passes available for purchase up to four
       (4) additional per day (Day Use Guest Passes are only available for purchase on-site at the reservoir)

#### ii. GMA Resident

- 1. Able to purchase Annual Household Shore Use Permit (limit of two (2) hang tags issued per household. Additional hang tags, up to four (4) maximum per calendar year, may be purchased to replace lost, stolen, or damaged hang tags)
  - a. Annual Household Shore Use Permit includes two (2) guests
- 2. Able to purchase Day Use Household Shore Use Permit (purchased on-site at the Reservoir)
  - No guests included with Day Use Household Shore Use Permit
- 3. Able to purchase up to two (2) additional Day Use Guest Passes (Day Use Guest Passes are only available for purchase on-site at the reservoir)

# iii. Colorado Angler

- 1. Able to purchase Annual Individual Shore Use Permit
- 2. Able to purchase Day Use Individual Shore Use Permit (purchased on-site at the Reservoir)
- 3. Individual includes up to two (2) children under the age of 16 to accompany the permit holder
- 4. Limited to 25 Annual Individual Shore Use Permits and 10 Day Use Individual Shore Use Permits

#### b. NON-MOTORIZED BOAT PERMIT

(see definition above for what constitutes a non-motorized boat)

- i. Timnath Resident Non-Motorized and Trailered Non-Motorized Boats
  - 1. Limited to 450 total Annual Individual Permits issued (one permit per Non-Motorized Boat)
  - 2. Able to purchase Annual Individual and Day Use Individual Non-Motorized Boat Permits
  - 3. Limited to eight (8) Non-Motorized Boats per Household
  - 4. Limited to one (1) Trailered Non-Motorized Boat per Household included in the eight (8) maximum Non-Motorized Boats total per Household.
  - Annual Non-Motorized Boat Permits sold in Individual and sets of four (4)
  - 6. Limited to ten (10) total, Timnath Residents and their guests, Day Use Permits issued
    - a. Trailered Non-Motorized Day Use Permits must be purchased online during regular business hours or by noon on the preceding Friday for the following weekend.
    - b. Guests may purchase a Guest Day Use Individual Non-Motorized Boat Permit (purchased on-site at the Reservoir)
    - c. Guests may not purchase the Trailered Non-Motorized Boat Permit

7. Late Season Individual Non-Motorized Boat Permits are available after Labor Day until December 31st (if there are permits remaining for purchase within the limits).

#### ii. GMA Resident

- 1. Limited to 40 total Annual Individual Permits issued (one permit per Non-Motorized Boat)
- Requires purchase of a Shore Use Permit to be eligible for Individual Non-Motorized Boat Permits
- Able to purchase Annual Individual and Day Use Individual Non-Motorized Boat Permits with the purchase of an Annual Shore Use Permit or Day Use Shore Use Permit
- GMA Residents and guests are not permitted to purchase Trailered Non-Motorized Boat Permits
- Limited to four (4) Annual Individual Non-Motorized Boat Permits per Household
- 6. Limited to ten (10) total, GMA Residents, and their guests, Day Use Permits issued
  - Guests may purchase a Guest Day Use Individual Non-Motorized Boat Permit (purchased on-site at the Reservoir)

## iii. Colorado Angler

- 1. Limited to 25 Annual Individual Permits issued
- Requires purchase of a Shore Use Permit to be eligible for Non-Motorized Boat Permit
- Able to purchase Annual Individual and Day Use Individual Non-Motorized Boat Permits
- 4. Colorado Anglers are not permitted to purchase Trailered Non-Motorized Boat Permits
- 5. Limited to ten (10) total Day Use Permits issued (purchased on-site at the Reservoir)

# c. MOTORIZED BOAT PERMIT

(see definition above for what constitutes a motorized boat)

#### i. Timnath Resident

- 1. Limited to 60 Annual Permits issued
- 2. Able to purchase Annual and Day Use Motorized Boat Permits (able to be purchased online only)
- 3. Limited to one (1) Motorized Boat per Household
- 4. Limited to five (5) Day Use Permits issued (note: the purchase of a Day Use Permit does not guarantee access to the Reservoir on the day requested)
- Late Season Motorized Boat Permits are available after Labor Day until December 31st (if there are permits remaining for purchase within the limits).

# ii. GMA Resident

1. Not Eligible

# iii. Colorado Angler

1. Not Eligible

## 4. PERMIT REQUIREMENTS

# a. GENERAL PERMIT REQUIREMENTS

- i. Sale of Permits will only be available online at the Town of Timnath's website (www.timnath.org)
- ii. Permits are issued on a first come, first served basis
- iii. Permits are non-transferrable and non-refundable
- iv. Completion and acceptance of the Timnath Reservoir Shore Use Terms and Conditions Waiver (**Exhibit B**) as well as the Permit Application (available on the Town's website).
- v. Proof of residency is required for Timnath and GMA Residents
- vi. Valid/current Colorado Parks & Wildlife Fishing License is required for Colorado Angler Permits

# b. NON-MOTORIZED BOAT PERMITS

The following items must be completed and provided when purchasing a permit:

- i. Completion and acceptance of the Timnath Reservoir Non-Motorized Boat Permit Application (available on the Town's website).
- ii. Completion and Acceptance of the Timnath Reservoir Non-Motorized Boat Permit Agreement and Waiver (available on the Town's website and attached as **Exhibit C** to this policy).
- iii. Proof of residency in Timnath, proof of residency in the Timnath GMA or a valid/current Colorado Parks & Wildlife Fishing License.
- iv. Photograph of both the starboard and stern sides of the boat.
- v. Driver's license (the number must be recorded on the permit application).

# c. MOTORIZED AND TRAILERED NON-MOTORIZED BOATS PERMITS

The following are required when purchasing a permit:

- i. Motorized and Trailered Non-Motorized Boat Permits must be registered with the State of Colorado and must have an ANS Stamp affixed along with a Green Receipt issued by the State prior to issuance.
- ii. Completion and acceptance of the Timnath Reservoir Motorized Boat Permit and Trailered Non-Motorized Boat Permit Application (available on the Town's website).
- iii. Completion and Acceptance of the Timnath Reservoir Motorized Boat and Trailered Non-Motorized Boat Permit Agreement and Waiver available on the Town's website and attached as **Exhibit D** to this policy).
- iv. Proof of Timnath residency
- v. Driver's license (the number must be recorded on the permit application).
- vi. Current boat registration must be in Resident's name, except in cases of a Day Use Permit. However, a Timnath resident must be the Permit Holder in all cases.
- vii. Proof of insurance (listing the Timnath resident) for motorized and trailered non-motorized boats that include liability insurance in the minimum amount

- of \$300,000 per accident; binders, application, or receipts are not acceptable. A copy of the insurance certificate will be kept on file.
- viii. Photograph of both the starboard and stern sides of the boat.
- ix. Photograph of both the vehicle and trailer license plates.
- x. Motorized and Trailered Non-Motorized Day Use Permits must meet the above requirements and must be purchased online during regular business hours or by noon on the preceding Friday for the following weekend.
- xi. Motorized and Trailered Non-Motorized Day Use Permits must be presented to the Reservoir Attendant on-site prior to launching.

## 5. PERMIT FEES

# a. SHORE USE PERMIT

# i. Timnath Resident

- 1. Day Use Guest Pass: \$8.00
- 2. Senior Day Use Guest Pass: \$5.00

# ii. GMA Resident

- 1. Annual Household Permit: \$65.00
- 2. Senior Annual Household Permit: \$45.00
- 3. Day Use Household Permit: \$10.00
- 4. Senior Day Use Household Permit: \$8.00
- 5. Day Use Guest Pass: **\$10.00**
- 6. Senior Day Use Guest Pass: \$8.00

# iii. Colorado Angler

- 1. Annual Individual Permit: \$65.00
- 2. Senior Annual Individual Permit: \$45.00
- 3. Day Use Individual Permit: \$10.00
- 4. Senior Day Use Individual Permit: \$8.00

# b. NON-MOTORIZED BOAT PERMIT

# i. Timnath Resident

- 1. Annual Individual Permit: \$30.00
- 2. Senior Annual Individual Permit: \$20.00
- 3. Day Use Individual Permit: \$10.00
- 4. Senior Day Use Individual Permit: \$8.00
- 5. Annual set of four Individual Permits: \$90.00
- 6. Guest Day Use Individual Permit: \$10.00
- 7. Senior Guest Day Use Individual Permit: \$8.00
- 8. Late Season Individual Permit: \$20.00

## ii. GMA Resident (must purchase Shore Use Permit as well)

- 1. Annual Individual Permit: \$35.00
- 2. Senior Annual Individual Permit: \$25.00
- 3. Day Use Individual Permit: \$15.00
- 4. Senior Day Use Individual Permit: \$7.00
- 5. Guest Day Use Individual Permit: **\$10.00**
- 6. Senior Guest Day Use Individual Permit: \$8.00

# iii. Colorado Angler (must purchase Shore Use Permit as well)

1. Annual Individual Permit: \$35.00

2. Senior Annual Individual Permit: \$25.00

3. Day Use Individual Permit: \$15.00

4. Senior Day Use Individual Permit: \$7.00

#### c. MOTORIZED BOAT PERMIT

#### i. Timnath Resident

Annual Permit: \$300.00
 Day Use Permit: \$75.00

3. Late Season Motorized Boat Permit: \$100.00

#### **GENERAL REGULATIONS**

Violation of any of these regulations may result in the revocation of Reservoir Use privileges:

#### SHORE USE

# a. HOURS OF OPERATION: dawn to dusk

- b. All shore use or surface water use activities are to be done at the users own risk. The Town takes no responsibility for injury or damages.
- c. Picnic tables are offered on a first come, first served basis. In no case shall a picnic table be reserved or held unless actively occupied.
- d. No commercial or other organized event type uses without written authorization from the Town.

# e. No alcohol or any drugs may be consumed on premises or on boats.

- f. Visitors must not enter any private or restricted areas.
- g. No littering.
- h. Dogs on leashes are permitted. Owners must cleanup dog waste.
- i. All-terrain vehicles are prohibited.
- j. Playing on or entering irrigation ditches or mechanical buildings is prohibited.
- k. Motor vehicles are prohibited outside of designated parking areas.
- 1. Camping or overnight parking is prohibited. Recreational vehicles (RVs) as defined in Town Code are allowed for day use only but must remain in designated parking areas.
- m. No fires unless otherwise permitted by the Town.
- n. No swimming or wading from the shore unless indicated otherwise.
- o. The reservoir is used for recreation purposes and agricultural irrigation supply. As in any natural body of water, microorganisms are present which may cause illness if ingested. The Town monitors the water quality and will provide notification when there are potential water quality concerns. However, users of the reservoir assume all risks associated with coming into contact with the water.
- p. No private docks are allowed on the reservoir. No overnight storage on the reservoir property is allowed without the explicit consent of the Town Manager.
- q. Unless specified elsewhere, children under the age of 16 are allowed free access to the Reservoir Property when accompanied by a permit holding adult 18 years of age and older (they are not required to purchase a Guest Pass). Children under the age of 16 may not be left unattended at any time at the Reservoir. The permit holder must remain on-site and supervise the activities of those children under 16.

- r. The Town reserves the right to alter hours of operation or other regulations for special events or other reasons.
- s. The Town reserves the right to revoke privileges for individuals or groups at the Reservoir Property for inappropriate behavior or prohibited activities.

#### **FISHING**

- a. All fishing activities are to be done at the users own risk. The Town takes no responsibility for injury or damages.
- b. All anglers must adhere to the State of Colorado Parks & Wildlife Fishing laws unless otherwise indicated herein.
- c. Anyone age 16 and older must possess a valid/current Colorado Parks & Wildlife Fishing license to fish at the reservoir.
- d. Catch, release, and size limits must adhere to the Colorado Parks & Wildlife fishing bag and possession limits.
- e. Carp must be removed from the reservoir when caught and cannot be released back into the reservoir.
- f. Bow fishing and ice fishing are prohibited. However, the Town is evaluating these options for future potential opportunities. Both ice fishing and bow fishing may be authorized by the Town Manager after the evaluation period.

#### GENERAL BOATING

Includes Motorized and Non-Motorized Boats

- a. All boating activities are to be done at the users own risk. The Town takes no responsibility for injury or damages.
- b. A Town of Timnath Motorized or Non-Motorized Boat Permit is required to launch any boat at the Timnath Reservoir and must be affixed to the right side (starboard) of the boat.
- **c.** Surface Water Use prohibits the use of Personal Watercraft (jet boats, jet skis, inboard hydroplanes, or any jet-propelled personal watercraft).
- d. SAFETY REGULATIONS:

# Flag Safety System:

The Flag System consists of three different colored flags:

GREEN FLAG means use of Reservoir is OK for use.

**YELLOW FLAG** means that the Reservoir Attendant has deemed the use of the Reservoir is in a cautionary state signaling all Reservoir users to be aware of potential unsafe weather conditions.

**RED FLAG** means that all Reservoir users must get off the water immediately and seek shelter. It is recommended to seek shelter in your vehicle.

**Air Horn**: The air horn will be used in tandem with the RED FLAG TO ensure all Reservoir users can see and hear weather conditions

The following may be implemented if infrastructure allows:

**On-Site Weather Station Information Access**: The Weather Station at Timnath can be accessed via a link on the Town's website to provide

current conditions at the Reservoir to assist users in making decisions whether or not to use the Reservoir.

**Lightning:** When lightning is at 10 miles away, the reservoir water access will be closed. The Flag Safety System will go to RED and an air horn will blast three blasts. It is strongly recommended that you find shelter in your car. Thirty minutes after the last audible thunder the reservoir will reopen.

# NON-MOTORIZED BOATING

# a. HOURS OF OPERATION: dawn to dusk

- b. For those Non-Motorized Boats that may not have a location on their vessel to affix the permit, Non-Motorized Permit holders are then required to have their Shore Permit and Non-Motorized Boat Permit in their possession at all times.
- c. All Non-Motorized Boats requiring a Permit must have:
  - Coast Guard approved personal floatation device (PFD)/lifejacket for every person onboard and all children under the age of 13 MUST wear a lifejacket.
  - ii. A paddling device.
  - iii. An efficient whistle or other mechanical sound producing device.
- d. Non-Motorized Boats may launch from locations other than the Town of Timnath Reservoir Park. Users MUST have a valid Shore Permit and a Non-Motorized Boat Permit in their possession regardless of launch location.
- e. Wading associated with launching or operating a Non-Motorized Boat is permitted.

# **MOTORIZED BOATING**

### a. HOURS OF OPERATION:

- i. Motorized Boat operations are limited to Thursday through Saturday and the first, third, and fifth Sunday of the Month from 7:00 a.m. to 8:00 p.m.
- ii. All Motorized Boats MUST BE OFF the Reservoir at 8:00 p.m. not returning to the dock.
- iii. Motorized boating is allowed on Mondays that are designated national holidays.

# b. All Motorized Boats requiring a Permit must have:

- i. Coast Guard approved personal floatation device (PFD)/lifejacket for every person onboard and all children under the age of 13 MUST wear a lifejacket.
- ii. A paddling device and at least one buoyant cushion or life ring.
- iii. An efficient whistle or other mechanical sound producing device.
- iv. At least one two-pound (or higher) "B-1" extinguisher.
- c. Boats may not exceed one motor or 24 feet in length.
- d. Non-resident family members of the Permit Holder may use the Permit Holder's boat. However, the Permit Holder is accountable for the actions of the boat driver.
- e. Prior to launching any Motorized Boat on the Reservoir, all boaters must have in their possession, a Green Colorado Parks and Wildlife Seal affixed (wired) to the boat and trailer and a White ANS Inspection Receipt. Only White Inspection

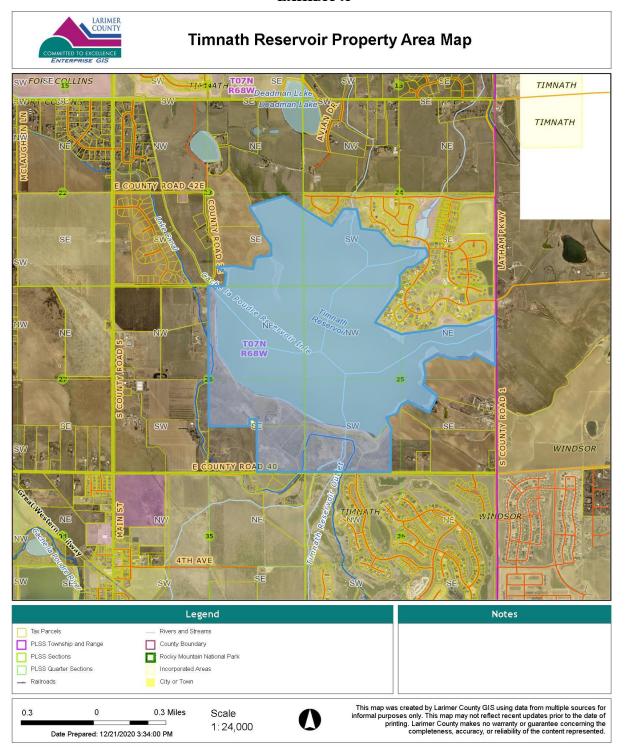
Receipts are accepted. If the boater does not have a green tag or White ANS Inspection Receipt, a FULL INSPECTION will be performed. The Reservoir Attendant can refuse to allow any boat on the reservoir if it is not **Clean, Drained and Dry**.

- f. There is a limit of ten (10) motorized boats on the reservoir at any one time, or up to (14) boats if activity levels and conditions allow, at the discretion of the on-site Reservoir Attendant.
- g. The speed limit for motorized boats is 40 mph.
- h. No Motorized Boats shall operate without mufflers or with through hull exhaust.
- i. All Motorized Boats must remain outside designated markers/buoys and 200 feet from any shoreline with abutting homes unless docking.
- j. No Motorized Boat shall launch from any point other than the designated boat ramps located at the Town of Timnath Reservoir Park.
- k. Boat trailer parking is limited to the parking lot only and those locations as may be directed by the on-site attendant.
- l. While a boat is moving, passengers must be seated and off gunwales and bows.
- m. No person under sixteen years of age shall operate a Motorized Boat in this state unless they hold and have in their possession a boating safety certificate approved by Colorado Parks and Wildlife.
- n. An inspection of your boat by any Colorado Parks and Wildlife Staff member, Police Officer, Sheriff Deputy, or Reservoir Attendant may be conducted at any time during the boating season.

# o. Water Sports:

- i. All water sports will abide by appropriate State of Colorado boating statutes and regulations.
- Motorized Boats towing water sport participants have right of way over other Motorized Boats.
- iii. Motorized Boats towing water sport participants must have a driver and an observer in the boat at all times. The observer must be at least 12 years of age and capable of handling the tow rope, flag and relaying water sport participant's signals to the driver.
- iv. The observer must clearly display an orange or red flag at least 12 inches square when a skier/wake boarder is down. If a water sport participant falls, they should immediately give the "okay" hand signal.
- v. Water sports participants will respect Non-Motorized Boats and will stay a safe distance from all other boats.
- vi. All Motorized Boats must stay 200 feet from all other boats or shore anglers.
- vii. Motorized Boats must observe placement of buoys and will travel at "wakeless" speeds in and out of loading areas.
- viii. All water sports participants must wear a lifejacket or a barefoot suit with a built-in floatation device.
  - ix. Tow ropes will be no longer than 100 feet.
  - x. No loudspeakers shall be used on the boat to communicate with water sport participants.

# **EXHIBIT A**



#### **EXHIBIT B**

# Timnath Reservoir Shore Use Terms and Conditions Waiver

I/we hereby agree to obey the rules and regulations of the Town of Timnath and the State of Colorado applicable to shore use and boating at the Timnath Reservoir. A copy of these rules and regulations is made part hereof, and reference thereto with the same force and effect set forth herein, in every particular.

I/we agree to indemnify, defend, hold harmless the Town of Timnath, its officers, agents and employees from all claims and demands of every kind of nature for injury or damage, either to myself, my guests, or made by a third party, arising from injury to the undersigned, or damage to my property or the property of others, arising out of or in connection with the use of the reservoir property.

In applying for this shore use permit, I understand that:

- I have received and read a copy of the current Timnath Reservoir Use Policy inclusive of all Regulations contained therein.
- The permit allows me to utilize the shore areas of the reservoir until December 31, of the current year.
- The Town will not refund permit fees under any circumstance.
- The Town's authorized representative or a Timnath Police Officer may limit or revoke a permit for violation of any rule of conduct, policy, or county/town ordinance. If a permit is revoked at any time due to a violation, me and my family members will not be allowed to purchase or acquire another permit until the subsequent season.

Signature of User/Owner	Date
Email Address	

#### **EXHIBIT C**

# Timnath Reservoir Non-Motorized Boat Permit Agreement and Waiver

I/we hereby agree to obey the rules and regulations of the Town of Timnath and the State of Colorado applicable to shore use and boating at the Timnath Reservoir. A copy of these rules and regulations is made part hereof, and reference thereto with the same force and effect set forth herein, in every particular.

I/we agree to indemnify, defend, hold harmless the Town of Timnath, its officers, agents and employees from all claims and demands of every kind of nature for injury or damage, either to myself, my guests, or made by a third party, arising from injury to the undersigned, or damage to my property or the property of others, arising out of or in connection with the use of the reservoir property and/or the use and operation of my boat or boats on Timnath Reservoir.

In applying for this non-motorized boating permit, I understand that:

- I have received and read a copy of the current Timnath Reservoir Use Policy inclusive of all Regulations contained therein.
- The permit allows me to utilize the shore areas of the reservoir and to operate my non-motorized boat on the reservoir until December 31, of the current year.
- The Town of Timnath is not responsible for the safekeeping of my non-motorized boat or other property at the reservoir, or for damage to the non-motorized boat or property by reason of debris, fire, flood, storm, wind, water, theft, vandalism, or otherwise.
- It is my responsibility, and not the Town of Timnath's, to take changes in water level into account when operating my non-motorized boat on the reservoir, launching or retrieving it from the reservoir.
- The Town will not refund permit fees under any circumstance.
- The Town's authorized representative or a Timnath Police Officer may limit or revoke a permit for violation of any rule of conduct, policy, or county/town ordinance. If a permit is revoked at any time due to a violation, that boat, its owner and family members will not be allowed to purchase another permit until the subsequent boating season.

Signature of User/Owner	Date
Email Address	

#### **EXHIBIT D**

# Timnath Reservoir Motorized Boat and Trailered Non-Motorized Boat Permit Agreement and Waiver

I/we hereby agree to obey the rules and regulations of the Town of Timnath and the State of Colorado applicable to boating and the use of Timnath Reservoir. A copy of these rules and regulations is made part hereof, and reference thereto with the same force and effect set forth herein, in every particular.

I/we agree to indemnify, defend, hold harmless the Town of Timnath, its officers, agents and employees from all claims and demands of every kind of nature for injury or damage, either to myself, my guests, or made by a third party, arising from injury to the undersigned, or damage to my property or the property of others, arising out of or in connection with the use and operation of my boat or boats on Timnath Reservoir.

The undersigned verifies that, as of the date of this application, they have, in full force and effect, through an insurance company licensed to do business in the State of Colorado, third party liability and property damage insurance upon the boat for which application is being made, in coverage amount of no less than \$300,000 per accident. The undersigned agrees to supply verification of said insurance to the Town.

In applying for this boating permit, I understand that:

- I have received and read a copy of the current Timnath Reservoir Use Policy inclusive of all Regulations contained therein.
- The permit allows me to operate my boat on the reservoir until December 31, of the current year.
- The Town of Timnath is not responsible for the safekeeping of my boat or other property at the reservoir, or for damage to the boat or property by reason of debris, fire, flood, storm, wind, water, theft, vandalism, or otherwise.
- It is my responsibility, and not the Town of Timnath's, to take changes in water level into account when operating my boat on the reservoir, launching or retrieving it from the reservoir.
- The Town will not refund permit fees under any circumstance.
- The Town's authorized representative or a Timnath Police Officer may limit or revoke a permit for violation of any rule of conduct, policy, or county/town ordinance. If a permit is revoked at any time due to a violation, that boat, its owner and family members will not be allowed to purchase another permit until the subsequent boating season.

Signature of User/Owner	Date
Email Address	



# TIMNATH PROST COMMITTEE COMMUNICATION

Meeting Date: January 19, 2022	Item: Summary of 2021 Reservoir Usage Tracking and 2022 Timnath Reservoir Use Policy Update  Ordinance □ Resolution □							
Presented by: Kendall Bales	Discussion ☐ For Information √							
a summary of the 20	<b>MARY:</b> This information acknowledges the usage of the Timnath Reservoir in 221 season for members to the Parks, Recreation, Open Space, and Trails mittee") as well as identifies updates to the 2022 Timnath Reservoir Policy.							
STAFF RECOMMEN	NDATION: Staff recommends approval of updates.							
KEY POINTS/SUPPO	ORTING INFORMATION:							
	Seasonal Totals for April 25 – September 24, 2021 were as follows:							
	zed Boats – 308							
	zed Boat Occupants – 1615							
	Boards - 592							
	oard Occupants – 695							
o Kayaks								
<ul> <li>Kayak Occupants – 695</li> <li>Trailered Non-Motorized – 17</li> </ul>								
	ed Motorized – 17							
	Von-Motorized – 53							
	n-Motorized Occupants – 932							
o Fishing								
	Se – 575							
	Vatching – 30							
o Cyclin								
	picnic, photography, etc.) – 92							
	ls is displayed in multiple graphs highlighting key points.							
	ing the attached information and data for PROST Committee use to evaluate the							
	nath Reservoir Policy changes:							
	allotted per permit							
<ul> <li>Hours</li> </ul>	of operation and a second seco							
o Limits	on Non-Motorized Boat Permits							
ATTACHMENTS:								
	Reservoir Activity Tracking Report							
2. 2021 Timnath F	Reservoir Use Policy							

1229.0005; 1054863



# TOWN COUNCIL ADOPTED POLICY

**SUBJECT: Timnath Reservoir Use** 

ISSUE DATE	EFFECTIVE DATE
March 25, 2014	S 4 1 25 2014
Amended September 24, 2014	September 25, 2014
Amended May 26, 2015	May 26, 2015
Amended June 14, 2016	June 14, 2016
Amended August 9, 2016	August 9, 2016
Amended May 9, 2017	May 9, 2017
January 23, 2018	January 23, 2018
Amended December 8, 2020	January 1, 2021
Amended May 11, 2021	May 12, 2021
CONTENTS:	
Policy Amendments – Exhibit A	
<b>Policy Intent</b>	
Definitions	
Types of Users	
Permit Types and Limits	
Permit Requirements	
Permit Fees	
<b>General Regulations</b>	
Shore Use	
Fishing	
General Boating	
Non-Motorized Boating	
Motorized Boating	
Exhibit A - Timnath Reservoir Property Area Map	
Exhibit B - Shore Use Terms and Conditions Waiver	
Exhibit C - Non-Motorized Boat Permit Agreement and	
Exhibit D - Motorized Boat and Trailered Non-Motorize	d Boat Permit Agreement and Waiver Page 15
POLICY INTENT The Town leases Timnath Reservoir for the enjoyment	ent of Timnath residents. The purpose of this
policy is to outline the rules for Timnath Reservoir's	

# **EXHIBIT A**POLICY AMENDMENTS

# AN AMENDMENT TO THE TIMNATH RESERVOIR USE POLICY ADOPTED DECEMBER 8, 2020 AND EFFECTIVE JANUARY 1, 2021

- A. This amendment will increase the number of annual non-motorized boat passes available to Timnath residents only, as follows and those passes will only increase upon exhausting the previous increase and will not exceed 600:
  - a. Policy adopted December 8, 2020 450
  - b. May 17, 2021 500
  - c. June 1, 2021 550
  - d. July 1, 2022 600
- B. Staff will monitor the situation and the Town Manager may make modifications to the number of passes and may discontinue adding permits as deemed necessary in consultation with Staff and the Parks, Recreation, Open Space, and Trails Committee Chairperson, however, the increase in the number of passes will not exceed 650 total.
- C. The effective date of the policy for 2022 will be March 31, 2022. Permits for the 2022 season will become available on that same date.
- D. Modify the definition of Motorized Boat by adding the underlined wording as follows:
  - a. Motorized Boat shall include any vessel that requires a trailer to launch and meets the ANS inspection requirements and applies to all trailered, motorized watercraft. This includes simple and complex boats. Motorized Boats shall also include all marine propulsion systems, and each must be inspected regardless of the type of motor, engine, or watercraft. Trailered boats with trolling motors less than 10 horsepower that operate above wakeless speeds are considered Motorized Boats.

- 1. **DEFINITIONS** For the purposes of the Timnath Reservoir Use Policy, as used in this Article, the following terms shall have the meanings indicated:
  - *a. Annual Permit* shall mean a permit that commences on January 1<sup>st</sup> and ends on December 31<sup>st</sup> of a calendar year regardless of date of purchase. This permit may apply to a Household or an Individual depending on the particular case. Annual permits are not transferrable.
  - b. *Day Use Permit* shall mean a permit issued for a particular day. Motorized and Trailered Non-Motorized Day Use Permits must be purchased online, during regular business hours, in advance. All other Day Use Permits are only available on-site at the reservoir. The permit expires upon closure of the Reservoir on the day utilized. Day Use Permits are not transferrable.
  - c. Shore Use shall include any activities such as swimming from the designated beach area as it is developed, fishing from the shore or piers, picnicking and general recreation on the shore and adjacent Reservoir Property Area (see attached Exhibit A). Any interpretation regarding what constitutes appropriate Shore Use shall be at the discretion of the Town Manager.
  - d. *Surface Water Use* shall include motorized boats, non-motorized boats, fishing from a boat, water skiing, swimming from a boat. Any interpretation regarding what constitutes appropriate Surface Water Use shall be at the discretion of the Town Manager.
  - e. *Senior* shall mean any individual 65 years and older.
  - f. *Household* shall mean all people who have permanent residence in any single dwelling.
  - g. Individual shall mean an individual person and not a Household.
  - **h.** Guest Pass shall mean a pass per individual adult (16 years of age or older) accompanying a permit holder.
  - i. *Aquatic Nuisance Species (ANS)* A species that is: 1.) non-native (or alien) to the ecosystem under consideration and 2.) whose introduction causes or is likely to cause economic or environmental harm or harm to human health.
  - j. ANS Act provides authority to Qualified Peace Officers to inspect, and if necessary, order a vessel to be decontaminated or quarantined watercraft for ANS. It provides authority for Colorado Parks and Wildlife (CPW) to certify individuals as "Authorized Agents" (a.k.a. inspectors and decontaminators) to work at "Authorized Locations" (a.k.a. watercraft inspection and decontamination stations or WIDS) for the purposes of inspecting and decontaminating watercraft to prevent new introductions and contain existing detections of ANS. Town of Timnath Reservoir Attendants are authorized agents of the CPW. The Reservoir site is NOT a decontamination station. If decontamination is ordered by a Reservoir Attendant, the vessel must be taken to an authorized decontamination location to be decontaminated before returning to the Reservoir.
  - k. Non-Motorized Boat shall include any vessel that does not require a trailer to launch and is exempt from mandatory aquatic nuisance species inspections. The following are considered non-motorized: kayak, canoe, raft, belly boat, windsurfer board, sailboard, float tubes, inner tubes, paddleboard, foldable plastic boat.
  - 1. *Timnath Resident Trailered Non-Motorized Boat* shall include any vessel that falls under the Non-Motorized Boat and Motorized Boat definitions that is propelled at wakeless speeds by a troller motor (less than 10 horsepower) or similar. Those

- vessels that require a trailer to launch must also comply with all Motorized Boat permitting and ANS inspection requirements, inclusive of all motorized boat documentation and licensing.
- m. *Motorized Boat* shall include any vessel that requires a trailer to launch and meets the ANS inspection requirements and applies to all trailered, motorized watercraft. This includes simple and complex boats. Motorized Boats shall also include all marine propulsion systems, and each must be inspected regardless of the type of motor, engine, or watercraft. Trailered boats with trolling motors less than 10 horsepower are considered Motorized Boats.
- n. *Simple Boat* a Motorized Boat with an open hull and no containers or compartments and a single outboard motor.
- o. *Complex Boat* a Motorized Boat that has one or more interior compartments or a closed hull or more than one motor or engine.
- p. *Jet Boat* a Motorized Boat propelled by a jet of water ejected from the back of the craft. A jet boat draws the water from under the boat into a pump inside the boat, and then expels it through a nozzle at the stern. (*Jet Boats are prohibited at the Timnath Reservoir*).
- q. *Personal Watercraft (PWC)* a recreational watercraft that the user sits or stands on, rather than inside of, as in a boat. Models have an inboard engine driving a jet pump that has a screw-shaped impeller to create thrust for propulsion and steering. (*PWC are prohibited at the Timnath Reservoir*).
- 2. **TYPES OF USERS** For the purposes of the Timnath Reservoir Use Policy the following users are defined as follows:
  - a. *Timnath Resident(s)* shall mean any person that resides within the current Town of Timnath Municipal boundaries. This includes property owners, renters, and business owners.
  - b. *GMA Resident(s)* shall mean any person that resides within the current Town of Timnath Growth Management Area (GMA). This includes property owners and renters.
  - c. *Colorado Angler(s)* shall mean any non-Timnath resident or non-GMA resident that has a valid/current Colorado Parks & Wildlife Fishing License.
  - d. *Town Staff* any Staff member or Contracted Staff Member of the Town. Have the same rights as Timnath Resident except for a Motorized Boat Permit.
  - e. Guest any person who does not have a permit but accompanies a permit holder.

#### 3. PERMIT TYPES AND LIMITS

- a. SHORE USE PERMIT
  - i. Timnath Resident
    - 1. Free Annual Household Shore Use Permit (limit of two (2) hang tags issued per household)
    - 2. Includes up to four (4) guests per day
    - Additional Day Use Guest Passes available for purchase up to four (4) additional per day (Day Use Guest Passes are only available for purchase on-site at the reservoir)

#### ii. GMA Resident

- 1. Able to purchase Annual Household Shore Use Permit (limit of two (2) hang tags issued per household. Additional hang tags, up to four (4) maximum per calendar year, may be purchased to replace lost, stolen, or damaged hang tags)
  - a. Annual Household Shore Use Permit includes two (2) guests
- 2. Able to purchase Day Use Household Shore Use Permit (purchased on-site at the Reservoir)
  - a. No guests included with Day Use Household Shore Use Permit
- 3. Able to purchase up to two (2) additional Day Use Guest Passes (Day Use Guest Passes are only available for purchase on-site at the reservoir)

# iii. Colorado Angler

- 1. Able to purchase Annual Individual Shore Use Permit
- 2. Able to purchase Day Use Individual Shore Use Permit (purchased on-site at the Reservoir)
- 3. Individual includes up to two (2) children under the age of 16 to accompany the permit holder
- 4. Limited to 25 Annual Individual Shore Use Permits and 10 Day Use Individual Shore Use Permits

#### b. NON-MOTORIZED BOAT PERMIT

(see definition above for what constitutes a non-motorized boat)

- i. Timnath Resident Non-Motorized and Trailered Non-Motorized Boats
  - 1. Limited to 450 total Annual Individual Permits issued (one permit per Non-Motorized Boat)
  - 2. Able to purchase Annual Individual and Day Use Individual Non-Motorized Boat Permits
  - 3. Limited to eight (8) Non-Motorized Boats per Household
  - 4. Limited to one (1) Trailered Non-Motorized Boat per Household included in the eight (8) maximum Non-Motorized Boats total per Household.
  - Annual Non-Motorized Boat Permits sold in Individual and sets of four (4)
  - 6. Limited to ten (10) total, Timnath Residents and their guests, Day Use Permits issued
    - a. Trailered Non-Motorized Day Use Permits must be purchased online during regular business hours or by noon on the preceding Friday for the following weekend.
    - b. Guests may purchase a Guest Day Use Individual Non-Motorized Boat Permit (purchased on-site at the Reservoir)
    - c. Guests may not purchase the Trailered Non-Motorized Boat Permit

7. Late Season Individual Non-Motorized Boat Permits are available after Labor Day until December 31st (if there are permits remaining for purchase within the limits).

#### ii. GMA Resident

- 1. Limited to 40 total Annual Individual Permits issued (one permit per Non-Motorized Boat)
- Requires purchase of a Shore Use Permit to be eligible for Individual Non-Motorized Boat Permits
- Able to purchase Annual Individual and Day Use Individual Non-Motorized Boat Permits with the purchase of an Annual Shore Use Permit or Day Use Shore Use Permit
- 4. GMA Residents and guests are not permitted to purchase Trailered Non-Motorized Boat Permits
- 5. Limited to four (4) Annual Individual Non-Motorized Boat Permits per Household
- 6. Limited to ten (10) total, GMA Residents, and their guests, Day Use Permits issued
  - Guests may purchase a Guest Day Use Individual Non-Motorized Boat Permit (purchased on-site at the Reservoir)

## iii. Colorado Angler

- 1. Limited to 25 Annual Individual Permits issued
- Requires purchase of a Shore Use Permit to be eligible for Non-Motorized Boat Permit
- Able to purchase Annual Individual and Day Use Individual Non-Motorized Boat Permits
- Colorado Anglers are not permitted to purchase Trailered Non-Motorized Boat Permits
- 5. Limited to ten (10) total Day Use Permits issued (purchased on-site at the Reservoir)

# c. MOTORIZED BOAT PERMIT

(see definition above for what constitutes a motorized boat)

#### i. Timnath Resident

- 1. Limited to 60 Annual Permits issued
- 2. Able to purchase Annual and Day Use Motorized Boat Permits (able to be purchased online only)
- 3. Limited to one (1) Motorized Boat per Household
- 4. Limited to five (5) Day Use Permits issued (note: the purchase of a Day Use Permit does not guarantee access to the Reservoir on the day requested)
- 5. Late Season Motorized Boat Permits are available after Labor Day until December 31st (if there are permits remaining for purchase within the limits).

# ii. GMA Resident

1. Not Eligible

# iii. Colorado Angler

1. Not Eligible

## 4. PERMIT REQUIREMENTS

# a. GENERAL PERMIT REQUIREMENTS

- i. Sale of Permits will only be available online at the Town of Timnath's website (www.timnath.org)
- ii. Permits are issued on a first come, first served basis
- iii. Permits are non-transferrable and non-refundable
- iv. Completion and acceptance of the Timnath Reservoir Shore Use Terms and Conditions Waiver (**Exhibit B**) as well as the Permit Application (available on the Town's website).
- v. Proof of residency is required for Timnath and GMA Residents
- vi. Valid/current Colorado Parks & Wildlife Fishing License is required for Colorado Angler Permits

# b. NON-MOTORIZED BOAT PERMITS

The following items must be completed and provided when purchasing a permit:

- i. Completion and acceptance of the Timnath Reservoir Non-Motorized Boat Permit Application (available on the Town's website).
- ii. Completion and Acceptance of the Timnath Reservoir Non-Motorized Boat Permit Agreement and Waiver (available on the Town's website and attached as **Exhibit C** to this policy).
- iii. Proof of residency in Timnath, proof of residency in the Timnath GMA or a valid/current Colorado Parks & Wildlife Fishing License.
- iv. Photograph of both the starboard and stern sides of the boat.
- v. Driver's license (the number must be recorded on the permit application).

# c. MOTORIZED AND TRAILERED NON-MOTORIZED BOATS PERMITS

The following are required when purchasing a permit:

- i. Motorized and Trailered Non-Motorized Boat Permits must be registered with the State of Colorado and must have an ANS Stamp affixed along with a Green Receipt issued by the State prior to issuance.
- ii. Completion and acceptance of the Timnath Reservoir Motorized Boat Permit and Trailered Non-Motorized Boat Permit Application (available on the Town's website).
- iii. Completion and Acceptance of the Timnath Reservoir Motorized Boat and Trailered Non-Motorized Boat Permit Agreement and Waiver available on the Town's website and attached as **Exhibit D** to this policy).
- iv. Proof of Timnath residency
- v. Driver's license (the number must be recorded on the permit application).
- vi. Current boat registration must be in Resident's name, except in cases of a Day Use Permit. However, a Timnath resident must be the Permit Holder in all cases.
- vii. Proof of insurance (listing the Timnath resident) for motorized and trailered non-motorized boats that include liability insurance in the minimum amount

- of \$300,000 per accident; binders, application, or receipts are not acceptable. A copy of the insurance certificate will be kept on file.
- viii. Photograph of both the starboard and stern sides of the boat.
- ix. Photograph of both the vehicle and trailer license plates.
- x. Motorized and Trailered Non-Motorized Day Use Permits must meet the above requirements and must be purchased online during regular business hours or by noon on the preceding Friday for the following weekend.
- xi. Motorized and Trailered Non-Motorized Day Use Permits must be presented to the Reservoir Attendant on-site prior to launching.

## 5. PERMIT FEES

# a. SHORE USE PERMIT

# i. Timnath Resident

- 1. Day Use Guest Pass: \$8.00
- 2. Senior Day Use Guest Pass: \$5.00

# ii. GMA Resident

- 1. Annual Household Permit: \$65.00
- 2. Senior Annual Household Permit: \$45.00
- 3. Day Use Household Permit: \$10.00
- 4. Senior Day Use Household Permit: \$8.00
- 5. Day Use Guest Pass: **\$10.00**
- 6. Senior Day Use Guest Pass: \$8.00

# iii. Colorado Angler

- 1. Annual Individual Permit: \$65.00
- 2. Senior Annual Individual Permit: \$45.00
- 3. Day Use Individual Permit: \$10.00
- 4. Senior Day Use Individual Permit: \$8.00

# b. NON-MOTORIZED BOAT PERMIT

# i. Timnath Resident

- 1. Annual Individual Permit: \$30.00
- 2. Senior Annual Individual Permit: \$20.00
- 3. Day Use Individual Permit: \$10.00
- 4. Senior Day Use Individual Permit: \$8.00
- 5. Annual set of four Individual Permits: \$90.00
- 6. Guest Day Use Individual Permit: \$10.00
- 7. Senior Guest Day Use Individual Permit: \$8.00
- 8. Late Season Individual Permit: \$20.00

## ii. GMA Resident (must purchase Shore Use Permit as well)

- 1. Annual Individual Permit: \$35.00
- 2. Senior Annual Individual Permit: \$25.00
- 3. Day Use Individual Permit: \$15.00
- 4. Senior Day Use Individual Permit: \$7.00
- 5. Guest Day Use Individual Permit: **\$10.00**
- 6. Senior Guest Day Use Individual Permit: \$8.00

# iii. Colorado Angler (must purchase Shore Use Permit as well)

1. Annual Individual Permit: \$35.00

2. Senior Annual Individual Permit: \$25.00

3. Day Use Individual Permit: \$15.00

4. Senior Day Use Individual Permit: \$7.00

# c. MOTORIZED BOAT PERMIT

#### i. Timnath Resident

Annual Permit: \$300.00
 Day Use Permit: \$75.00

3. Late Season Motorized Boat Permit: \$100.00

#### **GENERAL REGULATIONS**

Violation of any of these regulations may result in the revocation of Reservoir Use privileges:

#### SHORE USE

# a. HOURS OF OPERATION: dawn to dusk

- b. All shore use or surface water use activities are to be done at the users own risk. The Town takes no responsibility for injury or damages.
- c. Picnic tables are offered on a first come, first served basis. In no case shall a picnic table be reserved or held unless actively occupied.
- d. No commercial or other organized event type uses without written authorization from the Town.

# e. No alcohol or any drugs may be consumed on premises or on boats.

- f. Visitors must not enter any private or restricted areas.
- g. No littering.
- h. Dogs on leashes are permitted. Owners must cleanup dog waste.
- i. All-terrain vehicles are prohibited.
- j. Playing on or entering irrigation ditches or mechanical buildings is prohibited.
- k. Motor vehicles are prohibited outside of designated parking areas.
- Camping or overnight parking is prohibited. Recreational vehicles (RVs) as
  defined in Town Code are allowed for day use only but must remain in designated
  parking areas.
- m. No fires unless otherwise permitted by the Town.
- n. No swimming or wading from the shore unless indicated otherwise.
- o. The reservoir is used for recreation purposes and agricultural irrigation supply. As in any natural body of water, microorganisms are present which may cause illness if ingested. The Town monitors the water quality and will provide notification when there are potential water quality concerns. However, users of the reservoir assume all risks associated with coming into contact with the water.
- p. No private docks are allowed on the reservoir. No overnight storage on the reservoir property is allowed without the explicit consent of the Town Manager.
- q. Unless specified elsewhere, children under the age of 16 are allowed free access to the Reservoir Property when accompanied by a permit holding adult 18 years of age and older (they are not required to purchase a Guest Pass). Children under the age of 16 may not be left unattended at any time at the Reservoir. The permit holder must remain on-site and supervise the activities of those children under 16.

- r. The Town reserves the right to alter hours of operation or other regulations for special events or other reasons.
- s. The Town reserves the right to revoke privileges for individuals or groups at the Reservoir Property for inappropriate behavior or prohibited activities.

#### **FISHING**

- a. All fishing activities are to be done at the users own risk. The Town takes no responsibility for injury or damages.
- b. All anglers must adhere to the State of Colorado Parks & Wildlife Fishing laws unless otherwise indicated herein.
- c. Anyone age 16 and older must possess a valid/current Colorado Parks & Wildlife Fishing license to fish at the reservoir.
- d. Catch, release, and size limits must adhere to the Colorado Parks & Wildlife fishing bag and possession limits.
- e. Carp must be removed from the reservoir when caught and cannot be released back into the reservoir.
- f. Bow fishing and ice fishing are prohibited. However, the Town is evaluating these options for future potential opportunities. Both ice fishing and bow fishing may be authorized by the Town Manager after the evaluation period.

#### GENERAL BOATING

Includes Motorized and Non-Motorized Boats

- a. All boating activities are to be done at the users own risk. The Town takes no responsibility for injury or damages.
- b. A Town of Timnath Motorized or Non-Motorized Boat Permit is required to launch any boat at the Timnath Reservoir and must be affixed to the right side (starboard) of the boat.
- **c.** Surface Water Use prohibits the use of Personal Watercraft (jet boats, jet skis, inboard hydroplanes, or any jet-propelled personal watercraft).
- d. SAFETY REGULATIONS:

# Flag Safety System:

The Flag System consists of three different colored flags:

GREEN FLAG means use of Reservoir is OK for use.

**YELLOW FLAG** means that the Reservoir Attendant has deemed the use of the Reservoir is in a cautionary state signaling all Reservoir users to be aware of potential unsafe weather conditions.

**RED FLAG** means that all Reservoir users must get off the water immediately and seek shelter. It is recommended to seek shelter in your vehicle.

**Air Horn**: The air horn will be used in tandem with the RED FLAG TO ensure all Reservoir users can see and hear weather conditions

The following may be implemented if infrastructure allows:

**On-Site Weather Station Information Access**: The Weather Station at Timnath can be accessed via a link on the Town's website to provide

current conditions at the Reservoir to assist users in making decisions whether or not to use the Reservoir.

**Lightning:** When lightning is at 10 miles away, the reservoir water access will be closed. The Flag Safety System will go to RED and an air horn will blast three blasts. It is strongly recommended that you find shelter in your car. Thirty minutes after the last audible thunder the reservoir will reopen.

# NON-MOTORIZED BOATING

# a. HOURS OF OPERATION: dawn to dusk

- b. For those Non-Motorized Boats that may not have a location on their vessel to affix the permit, Non-Motorized Permit holders are then required to have their Shore Permit and Non-Motorized Boat Permit in their possession at all times.
- c. All Non-Motorized Boats requiring a Permit must have:
  - i. Coast Guard approved personal floatation device (PFD)/lifejacket for every person onboard and all children under the age of 13 MUST wear a lifejacket.
  - ii. A paddling device.
  - iii. An efficient whistle or other mechanical sound producing device.
- d. Non-Motorized Boats may launch from locations other than the Town of Timnath Reservoir Park. Users MUST have a valid Shore Permit and a Non-Motorized Boat Permit in their possession regardless of launch location.
- e. Wading associated with launching or operating a Non-Motorized Boat is permitted.

# **MOTORIZED BOATING**

### a. HOURS OF OPERATION:

- i. Motorized Boat operations are limited to Thursday through Saturday and the first, third, and fifth Sunday of the Month from 7:00 a.m. to 8:00 p.m.
- ii. All Motorized Boats MUST BE OFF the Reservoir at 8:00 p.m. not returning to the dock.
- iii. Motorized boating is allowed on Mondays that are designated national holidays.

# b. All Motorized Boats requiring a Permit must have:

- i. Coast Guard approved personal floatation device (PFD)/lifejacket for every person onboard and all children under the age of 13 MUST wear a lifejacket.
- ii. A paddling device and at least one buoyant cushion or life ring.
- iii. An efficient whistle or other mechanical sound producing device.
- iv. At least one two-pound (or higher) "B-1" extinguisher.
- c. Boats may not exceed one motor or 24 feet in length.
- d. Non-resident family members of the Permit Holder may use the Permit Holder's boat. However, the Permit Holder is accountable for the actions of the boat driver.
- e. Prior to launching any Motorized Boat on the Reservoir, all boaters must have in their possession, a Green Colorado Parks and Wildlife Seal affixed (wired) to the boat and trailer and a White ANS Inspection Receipt. Only White Inspection

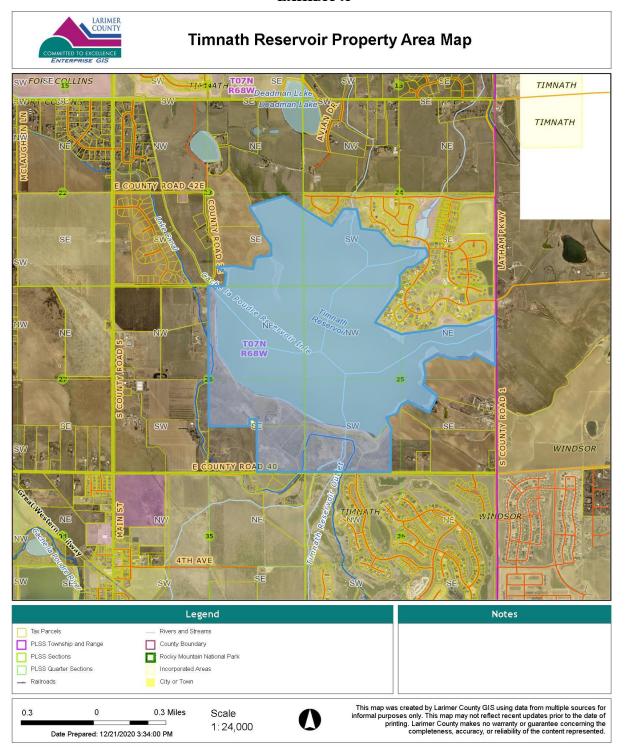
Receipts are accepted. If the boater does not have a green tag or White ANS Inspection Receipt, a FULL INSPECTION will be performed. The Reservoir Attendant can refuse to allow any boat on the reservoir if it is not **Clean, Drained and Dry**.

- f. There is a limit of ten (10) motorized boats on the reservoir at any one time, or up to (14) boats if activity levels and conditions allow, at the discretion of the on-site Reservoir Attendant.
- g. The speed limit for motorized boats is 40 mph.
- h. No Motorized Boats shall operate without mufflers or with through hull exhaust.
- i. All Motorized Boats must remain outside designated markers/buoys and 200 feet from any shoreline with abutting homes unless docking.
- j. No Motorized Boat shall launch from any point other than the designated boat ramps located at the Town of Timnath Reservoir Park.
- k. Boat trailer parking is limited to the parking lot only and those locations as may be directed by the on-site attendant.
- l. While a boat is moving, passengers must be seated and off gunwales and bows.
- m. No person under sixteen years of age shall operate a Motorized Boat in this state unless they hold and have in their possession a boating safety certificate approved by Colorado Parks and Wildlife.
- n. An inspection of your boat by any Colorado Parks and Wildlife Staff member, Police Officer, Sheriff Deputy, or Reservoir Attendant may be conducted at any time during the boating season.

# o. Water Sports:

- i. All water sports will abide by appropriate State of Colorado boating statutes and regulations.
- Motorized Boats towing water sport participants have right of way over other Motorized Boats.
- iii. Motorized Boats towing water sport participants must have a driver and an observer in the boat at all times. The observer must be at least 12 years of age and capable of handling the tow rope, flag and relaying water sport participant's signals to the driver.
- iv. The observer must clearly display an orange or red flag at least 12 inches square when a skier/wake boarder is down. If a water sport participant falls, they should immediately give the "okay" hand signal.
- v. Water sports participants will respect Non-Motorized Boats and will stay a safe distance from all other boats.
- vi. All Motorized Boats must stay 200 feet from all other boats or shore anglers.
- vii. Motorized Boats must observe placement of buoys and will travel at "wakeless" speeds in and out of loading areas.
- viii. All water sports participants must wear a lifejacket or a barefoot suit with a built-in floatation device.
- ix. Tow ropes will be no longer than 100 feet.
- x. No loudspeakers shall be used on the boat to communicate with water sport participants.

# **EXHIBIT A**



#### **EXHIBIT B**

# Timnath Reservoir Shore Use Terms and Conditions Waiver

I/we hereby agree to obey the rules and regulations of the Town of Timnath and the State of Colorado applicable to shore use and boating at the Timnath Reservoir. A copy of these rules and regulations is made part hereof, and reference thereto with the same force and effect set forth herein, in every particular.

I/we agree to indemnify, defend, hold harmless the Town of Timnath, its officers, agents and employees from all claims and demands of every kind of nature for injury or damage, either to myself, my guests, or made by a third party, arising from injury to the undersigned, or damage to my property or the property of others, arising out of or in connection with the use of the reservoir property.

In applying for this shore use permit, I understand that:

- I have received and read a copy of the current Timnath Reservoir Use Policy inclusive of all Regulations contained therein.
- The permit allows me to utilize the shore areas of the reservoir until December 31, of the current year.
- The Town will not refund permit fees under any circumstance.
- The Town's authorized representative or a Timnath Police Officer may limit or revoke a permit for violation of any rule of conduct, policy, or county/town ordinance. If a permit is revoked at any time due to a violation, me and my family members will not be allowed to purchase or acquire another permit until the subsequent season.

Signature of User/Owner	Date
Email Address	

#### **EXHIBIT C**

# Timnath Reservoir Non-Motorized Boat Permit Agreement and Waiver

I/we hereby agree to obey the rules and regulations of the Town of Timnath and the State of Colorado applicable to shore use and boating at the Timnath Reservoir. A copy of these rules and regulations is made part hereof, and reference thereto with the same force and effect set forth herein, in every particular.

I/we agree to indemnify, defend, hold harmless the Town of Timnath, its officers, agents and employees from all claims and demands of every kind of nature for injury or damage, either to myself, my guests, or made by a third party, arising from injury to the undersigned, or damage to my property or the property of others, arising out of or in connection with the use of the reservoir property and/or the use and operation of my boat or boats on Timnath Reservoir.

In applying for this non-motorized boating permit, I understand that:

- I have received and read a copy of the current Timnath Reservoir Use Policy inclusive of all Regulations contained therein.
- The permit allows me to utilize the shore areas of the reservoir and to operate my non-motorized boat on the reservoir until December 31, of the current year.
- The Town of Timnath is not responsible for the safekeeping of my non-motorized boat or other property at the reservoir, or for damage to the non-motorized boat or property by reason of debris, fire, flood, storm, wind, water, theft, vandalism, or otherwise.
- It is my responsibility, and not the Town of Timnath's, to take changes in water level into account when operating my non-motorized boat on the reservoir, launching or retrieving it from the reservoir.
- The Town will not refund permit fees under any circumstance.
- The Town's authorized representative or a Timnath Police Officer may limit or revoke a permit for violation of any rule of conduct, policy, or county/town ordinance. If a permit is revoked at any time due to a violation, that boat, its owner and family members will not be allowed to purchase another permit until the subsequent boating season.

Signature of User/Owner	Date
Email Address	

#### **EXHIBIT D**

# Timnath Reservoir Motorized Boat and Trailered Non-Motorized Boat Permit Agreement and Waiver

I/we hereby agree to obey the rules and regulations of the Town of Timnath and the State of Colorado applicable to boating and the use of Timnath Reservoir. A copy of these rules and regulations is made part hereof, and reference thereto with the same force and effect set forth herein, in every particular.

I/we agree to indemnify, defend, hold harmless the Town of Timnath, its officers, agents and employees from all claims and demands of every kind of nature for injury or damage, either to myself, my guests, or made by a third party, arising from injury to the undersigned, or damage to my property or the property of others, arising out of or in connection with the use and operation of my boat or boats on Timnath Reservoir.

The undersigned verifies that, as of the date of this application, they have, in full force and effect, through an insurance company licensed to do business in the State of Colorado, third party liability and property damage insurance upon the boat for which application is being made, in coverage amount of no less than \$300,000 per accident. The undersigned agrees to supply verification of said insurance to the Town.

In applying for this boating permit, I understand that:

- I have received and read a copy of the current Timnath Reservoir Use Policy inclusive of all Regulations contained therein.
- The permit allows me to operate my boat on the reservoir until December 31, of the current year.
- The Town of Timnath is not responsible for the safekeeping of my boat or other property at the reservoir, or for damage to the boat or property by reason of debris, fire, flood, storm, wind, water, theft, vandalism, or otherwise.
- It is my responsibility, and not the Town of Timnath's, to take changes in water level into account when operating my boat on the reservoir, launching or retrieving it from the reservoir.
- The Town will not refund permit fees under any circumstance.
- The Town's authorized representative or a Timnath Police Officer may limit or revoke a permit for violation of any rule of conduct, policy, or county/town ordinance. If a permit is revoked at any time due to a violation, that boat, its owner and family members will not be allowed to purchase another permit until the subsequent boating season.

Signature of User/Owner	Date
Email Address	

Summary - 2021 Reservoir Usage Tracking APRIL 25-SEPTEMBER 24																	
	Motorized Boats	Motorized Boat Occupants	Paddle Boards	Paddle Board Occupants	Kayaks	Kayak Occupants	Trailered Non- Motorized	Trailered Occupants	Other Non- Motorized	Other Non- Motorized Occupants	Total Non- motorized	Total Non- motorized Occupants	Fishing	Trail Use	Bird Watching	Cycling	Other (picnic, photography, etc.)
APRIL 25 - APRIL 30	1	2	3	5	0	0	0	0	0	0	3	5	12	7	0	0	0
MAY 1 - MAY 31	43	139	26	44	18	18	0	0	0	0	44	62	85	64	2	0	5
JUNE 1 - JUNE 30	85	442	178	197	71	78	13	28	0	0	262	303	136	130	13	17	30
JULY 1 - JULY 31	122	693	273	313	58	71	3	5	0	0	334	389	65	149	0	23	29
AUGUST 1 - AUGUST 31	57	339	87	106	26	29	1	2	0	0	114	137	31	108	5	3	26
SEPTEMBER 1 - SEPTEMBER 24	0	0	25	30	6	6	0	0	0	0	31	36	23	117	10	11	2
SEASONAL TOTALS	308	1615	592	695	179	202	17	35	0	0	788	932	352	575	30	54	92
CEACONAL AVERACE	F.04	DDV	4.17	DD\/	4.10		Per Vessel	DDV	^	DD)/	1.18	DDV	0.00		ersons Per D		1 0.04
SEASONAL AVERAGE         5.24 PPV         1.17 PPV         1.13 PPV         2.06 PPV         0 PPV								2.32	3.78	0.20	0.36	0.61					
AVERAGE USE PER PASS	4.89	25.63	0.91	1.07	0.28	0.31	0.03	0.05	0	0	1.21	1.44	0.50	0.82	0.04	0.08	0.13

**Noteworth Events:** 

Memorial Day 5/31 Independence Day 7/4 Labor Day 9/6

End of 20-21 School Year Start of 21-22 School Year 8/16

Constructipmn with shpreline improvemnts



