

NOTE: This bill has been prepared for the signatures of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.

An Act

HOUSE BILL 25-1029

BY REPRESENTATIVE(S) Boesenecker, Zokaie, Lindsay, Phillips, Woodrow, Froelich;
also SENATOR(S) Kipp and Liston, Winter F.

CONCERNING THE SCOPE OF MUNICIPAL AUTHORITY OVER LAND THAT A MUNICIPALITY ACQUIRES THAT IS OUTSIDE ITS MUNICIPAL LIMITS.

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. In Colorado Revised Statutes, 31-25-216, **amend** (1) as follows:

31-25-216. Cities control park grounds outside limits. (1) In all cases ~~where~~ IN WHICH any city, ~~or~~ INCLUDING any city or city and county organized under a special charter or created under the state constitution, has acquired lands outside its municipal limits for parks, OPEN SPACE AND NATURAL AREAS, parkways, boulevards, or roads, ~~said~~ UNLESS SUCH ACQUIRED LAND IS WITHIN THE EXTERIOR BOUNDARIES OF AN INDIAN RESERVATION, THE city or city and county has full police power and jurisdiction and full municipal control and full power and authority in the management, control, improvement, and maintenance of and over any such lands so acquired ~~if~~ WHETHER OR NOT THE LANDS ARE OPEN OR CLOSED TO

Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.

THE PUBLIC. SUCH A CITY OR CITY AND COUNTY has power and authority to provide by ordinance for the regulation and control of its lands so acquired, to prevent the commission of any acts which are or may be declared unlawful pursuant to the provisions of this part 2, and to prosecute and punish the violation of any ordinances in its municipal courts. Such city or city and county also has like power and jurisdiction to prevent pollution of the water in all reservoirs, streams, and pipes which may be included within any such parks, parkways, boulevards, or roads and over the stream or source from which such water is taken as far as ten miles above the point from which it is diverted. Such A city or city and county has like power and jurisdiction to regulate and prevent the erection, construction, and maintenance, within three hundred feet of any such park, OPEN SPACE OR NATURAL AREA, parkway, boulevard, or road outside its municipal limits, of any advertisement or of any billboard or other structure for advertisements. Such A city or city and county also has like power and jurisdiction over the use of any public roads, boulevards, or parkways within such parks OR OPEN SPACE AND NATURAL AREAS and running over or through or between such lands and any public roads, boulevards, or parkways between any such park, OPEN SPACE AND NATURAL AREAS, or pleasure ground and its municipal boundaries and not included within the municipal limits of any incorporated city or town.

SECTION 2. Safety clause. The general assembly finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, or safety or for appropriations for

the support and maintenance of the departments of the state and state institutions.

Julie McCluskie
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

James Rashad Coleman, Sr.
PRESIDENT OF
THE SENATE

Vanessa Reilly
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

Esther van Mourik
SECRETARY OF
THE SENATE

APPROVED _____
(Date and Time)

Jared S. Polis
GOVERNOR OF THE STATE OF COLORADO