



**CHAFFEE COUNTY
ORDINANCE NO. 2006-01**

TITLE: AN ORDINANCE AMENDING CHAFFEE COUNTY ORDINANCE NO. 2005-01 BY ALLOWING THE OPERATION OF OFF-HIGHWAY VEHICLES ON CERTAIN COUNTY ROADS IN THE ST. ELMO AREA.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF CHAFFEE COUNTY COLORADO:

WHEREAS, C.R.S. §33-14.5-108(1)(f) authorizes the Board of Commissioners (the "Board") to allow, through written resolution or ordinance, off-highway vehicles ("OHVs") to be operated on designated county roads.

WHEREAS, C.R.S. §33-14.5-110 authorizes the Board to regulate the operation of OHVs on public lands.

WHEREAS, during 2005, numerous public hearings were held for the purpose of receiving public comments with respect to the proposed opening of certain county roads to off-highway vehicles; extensive public comment has been received, both from Chaffee County residents and non-residents, and the people of Chaffee County have had an opportunity to comment publicly for or against the operation of OHVs on public roads. Those hearings resulted in the adoption of Chaffee County Ordinance 2005-01 which allowed the operation of off-highway vehicles on certain county roads.

WHEREAS, during the process, the Board asked that a committee be organized to make a recommendation for OHV traffic on public roads in the St. Elmo area. Such a committee was since organized and has presented recommendations to the Board.

WHEREAS, authorizing the operation of OHVs on certain county roads in the St. Elmo area will assist in promoting economic development within Chaffee County.

WHEREAS, the operation of OHVs on certain specifically designated county roads in the St. Elmo area can be undertaken in a safe and prudent manner.

WHEREAS, the Board has analyzed the committee's recommendations and has determined which roads would best assist in promoting economic development within the St. Elmo area by opening them to OHVs, without unduly affecting other forms of recreation or uses on such roads.

WHEREAS, the Board has determined that it will better promote the health, safety and welfare of the citizens of and visitors to Chaffee County if it authorizes the operation of OHVs on certain county roads.

Section 1. Adoption. Pursuant to Article 14.5 of Title 33 of the Colorado Revised Statutes, the County hereby amends Chaffee County Ordinance 2005-01 by designating the following county roads for use by OHVs which are registered and operated pursuant to C.R.S. §33-14.5-101 *et seq.*:

- a) A section of CR 162 spanning approximately 1350 feet, beginning approximately 75 feet east of the turn off to CR 292.
- b) A ¼ mile section of CR 162 beginning at the entrance of "Grizzly" parking and terminating at the Forest Service trail head for Tin Cup Pass.

The above county roads are in addition to the county roads designated by Ordinance 2005-01. Ordinance 2005-01 remains in full force and effect.

Section 2. Safety. The adoption of this Ordinance is in the best interest, safety and welfare of the citizens of and

