

## LAKE USE POLICY

**(Revised as of May 15, 2024)**

- 1.1 Permitted Recreational Use of the Lake. The District owns and maintains two lakes within its boundaries (the “**East Lake**,” “**West Lake**,” each a “**Lake**” and together, the “**Lakes**”). The Lakes are available for the general informal use of District Residents and registered Outside Users, provided that such use is consistent with uses herein. Uses of the Lakes not specifically permitted herein are prohibited.
  - 1.1.1 User Acknowledgement. The District has been informed that a satisfactory water quality baseline standard has been established in both the East Lake and West Lake. User shall acknowledge water conditions, water quality, and risks associated to using the Lake as noted in Section 1.8 herein. Recreational use of the Lakes is not permitted is when toxic algae or bacteria are present in the Lakes.
- 1.2 User Registration. All Users who desire to use the Lakes shall register prior to accessing Lakes as required in Article I of Policies and Procedures Governing the Barefoot Recreation Amenities and as amended from time to time. All users shall have a signed and current Release Form on file with the District Manager or Community Manager prior to access the Lakes.
  - 1.2.1 User Age Restrictions. No children under the age of sixteen (16) may use the Lake unless accompanied by a parent, legal guardian or other adult, as authorized by the parent or guardian.
- 1.3 Lifeguards. Lifeguards are not on duty. Users shall utilize the Lake at their own risk. Users should not use the Lake alone.
- 1.4 Lake Season and Hours. The Lakes are open to the public from one (1) hour before sunrise to one (1) hour after sunset each day. The Lakes shall be closed to all watercraft from November 1<sup>st</sup> to April 30<sup>th</sup>. No recreational use of the Lakes is permitted when there is snow or ice present on the surface of the Lakes or when toxic algae or bacteria are present in the Lakes. Additionally, the District, the District Manager, and the Community Manager reserve the right to restrict access to the Lakes due to inclement weather, preparation for major events, health and safety incidents, or other reasons.
- 1.5 Fishing. A Colorado Fishing License is required to fish at the Lakes. Fishing is permitted from Registered Watercraft (as defined below) and at designated fishing areas at the Lakes. Fishing at other locations is prohibited. All Users must abide by the District’s posted restrictions and limitations, including but not limited to restrictions on the number of fish that may be kept.
- 1.6 Dock Use. Users may access the Dock during seasonal operating hours posted onsite. Fishing off the Dock is prohibited, unless permitted during a District-sponsored event.
- 1.7 Use of Personal Watercraft. All Users are required to register personal watercrafts subject to this section herein and additional policies and procedures as adopted by the Board from time to time. Certain Personal Watercraft use is only permitted in the East Lake. Use of watercraft on the West Lake is prohibited. Those watercrafts not specifically permitted herein are prohibited from being

used on the Lakes. The use of personal watercraft shall be permitted on the East Lake, subject to the following conditions:

- 1.7.1 Registration of Watercraft Required. No personal watercraft shall be permitted on the surface of any Lake without first obtaining a Registration Sticker. Users may obtain a Registration Sticker from the District Manager or Community Manager. Users must have a signed Release Form on file with the District Manager or Community Manager in order to obtain a Registration Sticker. The Registration Sticker must be affixed on the starboard side above the waterline on each registered watercraft. **“Registered Watercraft”** shall mean personal watercraft that have been registered and bear a Registration Sticker as described in this Section. Those using a personal watercraft on a Lake without a Registration Sticker may be asked to leave by a District Representative and may be subject to a penalty.
- 1.7.2 Watercraft Registration Fees. The Watercraft Registration Fee must be paid to obtain Registration Sticker. The Board shall determine and fix watercraft registration fees. The User will be charged per the Recreation Amenity Fee Schedule.
- 1.7.3 Permitted Personal Watercraft. Non-motorized watercraft no longer than 18 feet using the U.S. Coast Guard Simplified Measurement System, such as kayaks, canoes, rowboats, paddleboards, sailboards, fishermen rafts, and rubber rafts, are eligible for registration. Jet skis and other motorized watercraft cannot be registered and are prohibited. Swimming inner tubes and pool floats cannot be registered and are prohibited.
- 1.7.4 Launch Point for Trailered Watercraft. Registered Watercraft shall be launched only from beside the Dock. Motorized vehicles and trailers must remain in authorized areas. Users may not beach watercraft, other than paddleboards, anywhere other than at the Dock area.
- 1.7.5 Unattended Watercraft. Users shall not leave personal watercraft unattended. Storage of personal watercraft at the Lakes is not permitted. If unattended Registered Watercraft is located at the Lake, the District will notify the owner according to the Registration Sticker. If the Registered Watercraft is not recovered by the owner within 24 hours of notification, the Registered Watercraft will be impounded and subject to a storage and retrieval fee and possible disposal of the watercraft. The District will store impounded Registered Watercraft for seven (7) days, after which the District may dispose of the impounded watercraft at the discretion of the District Manager. Unattended watercraft not bearing a Registration Sticker will be impounded and may be disposed of at the discretion of the District Manager. Impounded watercraft will be subject to a storage and retrieval fee of \$250.

- 1.8 User Acknowledgement of District Obligation to Preserve Water Quality, Water Conditions and User Associated Risk. The District is obligated to preserve and maintain the water quality within the Lakes. In recognition of that obligation, Users shall acknowledge the following risks to water quality associated with personal watercraft and comply with the following requirements:

- 1.8.1 Zebra Mussels. Zebra mussels pose a devastating risk to the Lakes and the associated water infrastructure. Zebra mussel larvae are microscopic and could be introduced into the Lakes from infested bodies of water. Users must thoroughly disinfect, clean and dry all surfaces of watercraft prior to entering the Lakes.
- 1.8.2 Toxic Algae and Bacteria. Toxic algae blooms and bacteria have been detected in the Lakes previously and may reoccur at any time. Toxic algae and bacteria pose a serious and potentially fatal health risk to humans and animals. Algae blooms look like green paint on or in the water and may smell swampy or like fresh cut grass. Watercraft shall not be permitted on the Lakes if toxic algae and/or bacteria is detected. Users who observe potential toxic algae blooms should immediately remove themselves and watercraft from the Lakes, notify the District Manager, and disinfect exposed watercraft.

1.9 Lake Rules. All Users shall adhere to all District rules, regulations, policies and procedures, including Section 1.10 herein, and staff direction at all times. Lake Rules are posted on-site and may be obtained directly from the District Manager or Community Manager. Staff reserves the right to remove Users from the Lake due to misconduct, violation of rules and or policies, and inappropriate behavior.

General Lake Rules and Regulations:

- 1.9.1 No Swimming.
- 1.9.2 Hours of Operations: 1 hour before sunrise to 1 hour after sunset each day.
- 1.9.3 Watercrafts are permitted May 1<sup>st</sup> through October 31<sup>st</sup>
- 1.9.4 Recreational use of the Lakes is not permitted when there is snow or ice present on the surface of the Lake or when toxic algae or bacteria are present in the Lakes.
- 1.9.5 No persons under the age of sixteen (16) may use the Lake unless accompanied by a parent, legal guardian or other adult, as authorized by the parent or guardian.
- 1.9.6 All watercrafts shall be registered with Registration Sticker affixed on the starboard side above the waterline.
- 1.9.7 Colorado Fishing License is required to fish at the Lakes.
- 1.9.8 No Fishing off dock.
- 1.9.9 The operation of remote control or control line device in water or in air is prohibited.
- 1.9.10 No golfing or the use of flotation golf balls in Lakes.
- 1.9.11 Pets and other domestic animals are not permitted to enter water.

1.10 Prohibited Activities. The following activities are prohibited at and on the Lakes:

- 1.10.1 Swimming.
- 1.10.2 Placing or posting signs, including but not limited to placing any handbill, poster, placard, sticker, or painted or printed matter on any public building, fence, power or light or telephone pole, or any other public structure.
- 1.10.3 Camping overnight.
- 1.10.4 Entering or remaining at or on the Lakes after such facilities are closed as indicated on the posted hours of operation.
- 1.10.5 Depositing, dumping, leaving or burying refuse, trash or litter, except in designated trash receptacles.
- 1.10.6 Depositing, dumping, leaving or disposing of any chemicals, solvents or other harmful substances in the water.
- 1.10.7 Failing or refusing to pick up any animal waste caused by an owned pet or other domestic animal.
- 1.10.8 Permitting an owned pet or other domestic animal to enter the water.
- 1.10.9 Installing any structure, including but not limited to tents, booths, stands, awnings, tree houses, rope swings, inflatable amusements or canopies, except that temporary awnings and umbrellas for shade are permitted as long as such structures are not left unattended and are removed when the User leaves.
- 1.10.10 Operating remote control or control-line devices in the air, on or in the water, or on the ground.
- 1.10.11 Using any amplified sound system that produces audible sound beyond a radius of twenty-five (25) feet.
- 1.10.12 Smoking in areas other than designated smoking areas.
- 1.10.13 Playing or practicing golf or archery.
- 1.10.14 Bringing into, possessing, or having any glass bottle or container.
- 1.10.15 Discharging explosives or fireworks or operating launch model rockets or other devices which may have an explosive charge.
- 1.10.16 Conducting any private enterprise.
- 1.10.17 Parking motor vehicles overnight.
- 1.10.18 Selling, serving, dispensing, possessing or consuming any alcoholic beverage.
- 1.10.19 Blocking, closing off, or impairing access to any trails or facilities, except as allowed by authorized personnel.

- 1.10.20 Hunting, shooting, killing, injuring, trapping or maiming any animal, other than permitted fishing.
- 1.10.21 Permitting any livestock to graze.
- 1.10.22 Destroying, vandalizing, defacing or damaging any buildings, structures, signs, equipment, fences, gates or locks regulating access.
- 1.10.23 Entering, without authorization, those areas and facilities posted or otherwise designated as closed to the general public.
- 1.10.24 Removing, cutting down, or disfiguring rocks, trees, shrubs or other features of the natural environment
- 1.10.25 Building a fire.
- 1.10.26 Operating unauthorized motor vehicles.
- 1.10.27 Possessing a weapon, unless authorized pursuant to § 18-12-214, C.R.S., or any air rifle, spring-gun, bow and arrow, sling, paintball gun, air soft gun or any other projectile or bladed weapon.
- 1.10.28 Engaging in any illegal or illicit activity, as prohibited by applicable Federal, State or local law, regulation or ordinance.

1.11 District Authorized Representative. The District may engage and authorize a third-party contractor (the “**District Authorized Representative**”) to respond to incidents of unauthorized use of the Lakes and take actions to enforce this Policy. Users shall comply with instructions and requests from the District Authorized Representative. Failure to comply with instructions and/or requests from the District Authorized Representative shall constitute a violation of this Policy.

1.12 Violations of Policy. Any violations of the rules set forth in this Policy may be enforced by the District as more fully set forth in the Rules and Regulations.