

**ORDINANCE NO. 1337,
SERIES 2025**

**AN ORDINANCE AMENDING CITY OF CORTEZ CODE OF ORDINANCES
CHAPTER 19, SECTION 6, ITEM (h).**

WHEREAS, Chapter 19, Section 19-6(h) of the City of Cortez Code Ordinances contains the rules and regulations governing the use of golf carts (the “Rules and Regulations”) at the Conquistador Golf Course (the “Golf Course”); and

WHEREAS, the Cortez Parks and Recreation Department, with advice from the Golf Advisory Committee, is recommending amendments to the Rules and Regulations; and

WHEREAS, the current Rules and Regulations call for a cap of 80 private carts; and

WHEREAS, more than 80 participants requested private cart permits last year, and it is expected that more than 80 participants will want private cart permits this year; and

WHEREAS, a waiting list exists with seven new private cart permit requests; and

WHEREAS, the Parks and Recreation Director has recommended, and the Golf Advisory Committee has agreed, that a cap be set annually and, if so, included in the fee ordinance that City Council approves.

NOW THEREFORE, BE IT ORDAINED BY THE CORTEZ CITY COUNCIL THAT CHAPTER 19, SECTION 19-6(h) OF THE CITY OF CORTEZ CODE OF ORDINANCES IS AMENDED WITH THE FOLLOWING AMENDMENTS:

REPEAL AND REPLACE. Chapter 19, Section 19-6(h) is deleted in its entirety and replaced with the following:

19-6(h)

Golf carts. Rental carts are available through the golf professional shop. Private carts (with exception of narrow wheel carts) are allowed at the course. All private golf carts must be manufactured by a commercial manufacturer (not homemade), and all private golf carts and must be approved by the golf professional. Private carts will be charged a usage fee, which is set annually by resolution of the council. Owners of private carts are completely responsible for all operating and maintenance expenses of the carts (including any towing charges). Private carts may be removed from the course if they are determined to be doing damage to the course (i.e., leaking gas, oil, etc.). No storage for private carts will be provided at the golf course.

All cart operators shall follow the rules and regulations set forth below, unless it is specifically stated that the rule is only applicable to private cart operators:

- (1) Stay thirty feet from the greens.
- (2) Do not drive over tees.
- (3) Drive around the outside of all golf trail signs.
- (4) Do not drive rental carts at slow speed constantly, as it will drain battery dead after nine holes.
- (5) Apply brakes evenly and smoothly so turf will not be torn.

- (6) Stay out of bunkers and traps. Keep all carts out of the tall, bumpy and rough areas. Do not drive over ditches except at crossings. Reckless and careless use of carts is not permitted.
- (7) Cart operators must possess a valid drivers' license. Children under sixteen years of age are not allowed to drive carts.
- (8) No more than two riders are allowed on carts, except as approved by the golf pro.
- (9) All private carts to be used on the golf course must be registered with the city prior to play and may only have two owners listed. If ownership of a private cart changes, the cart must be re-registered by the new owner(s), a new registration usage fee must be paid. If there is a cap on private cart registrations, the new owner(s), must wait until an opening arises in the capped registrations in order to use the private cart on the golf course. Each private cart owner will be given a list of rules and regulations pertaining to the usage of their private cart.
- (10) One of the two registered owners must be riding in the private cart for each round of golf played. Occupancy is limited to that person and one other.
- (11) Private cart owners must sign in at the pro shop prior to the playing of any hole at the golf course.
- (12) Fees for private cart usage will be set annually by resolution of the council. All fees must be paid prior to use of the private cart on the golf course.
- (13) Annually, the Parks and Recreation Director, with advice from the Golf Advisory Committee, shall recommend to the City Council whether a maximum cap on private cart permits should be set. Any cap set by the City Council will be stated in the City's annual fee resolution.
- (14) Persons or groups in violation of the above rules and regulations may be evicted from the course.
- By the city or the city's duly authorized agent (golf pro) and/or denied access to the golf course. A refund of the private cart registration fee will not be given to cart owners evicted for cause.

REPEALER. All orders, bylaws, and resolutions of the City, or parts thereof, inconsistent or in conflict with this Ordinance, are hereby repealed to the extent only of such inconsistency or conflict.

SEVERABILITY. If any section, paragraph, clause, or provision of this Ordinance shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause, or provision shall not affect any of the remaining provisions of this Ordinance, the intent being that the same are severable.

RECORDING AND AUTHENTICATION. Upon adoption hereof, this Ordinance shall be recorded in a book kept for that purpose and shall be authenticated by the signatures of the Mayor and the City Clerk.

EFFECTIVE DATE. The effective date of this Ordinance shall be immediately after the date on which publication after second reading and final passage of this Ordinance occurs (the "Effective Date").

FIRST READING. This ordinance shall be considered first reading on the 13 day of May, 2025, at the hour of 7:30 p.m., in the City Council Chambers in City Hall, Cortez, Colorado, at which time this ordinance shall be read and introduced on first reading and the public hearing for the second or final reading of this ordinance shall be set.

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PUBLIC HEARING. This ordinance shall be considered for second and final reading on the 27th day of May, 2025, at the hour of 7:30 p.m., in the City Council Chambers in City Hall, Cortez, Colorado, at which time and place all persons may appear and be heard concerning the same.

PASSED, ADOPTED AND APPROVED ON FIRST READING THIS 13th DAY OF MAY, 2025.

CITY OF CORTEZ

ATTEST:


LINDA L. SMITH, CITY CLERK

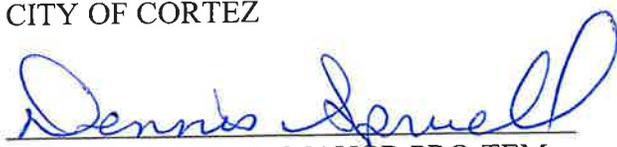

RACHEL B. MEDINA, MAYOR

PASSED, ADOPTED AND APPROVED ON SECOND AND FINAL READING THIS 27TH DAY OF MAY, 2025.

CITY OF CORTEZ

ATTEST:


LINDA L. SMITH, CITY CLERK


DENNIS SPRUELL, MAYOR PRO-TEM

APPROVED AS TO FORM:


J. PATRICK COLEMAN, CITY ATTORNEY