



**CITY OF BOULDER
CITY COUNCIL AGENDA ITEM**

MEETING DATE: September 5, 2024

AGENDA TITLE

Introduction, first reading and consideration of a motion to order published by title only Ordinance 8644 amending Section 8-3-7, "Regulation of Horses and Livestock," B.R.C. 1981, updating Appendix 8-C indicating where horses are allowed on OSMP trails; and setting forth related details.

PRESENTERS

Nuria Rivera-Vandermyde, City Manager
Dan Burke, Director, Open Space and Mountain Parks
Janet Michels, Senior Counsel
Jeff Haley, Deputy Director, Visitor Experience and Infrastructure
Lisa Goncalo, Recreation Stewardship Senior Program Manager

EXECUTIVE SUMMARY

This memo presents an ordinance that would formally amend the Appendix 8-C in Section 8-3-7: "Regulation of Horses and Livestock", B.R.C. 1981, to update the Open Space and Mountain Parks (OSMP) horse regulations boundary map. The ordinance would implement the regulatory framework required for horse activity pursuant to the North Trail Study Area Plan (TSA) and Gunbarrel Hill Site Management Plan (ISP). This amendment supports past planning, Open Space Board of Trustees (OSBT), and council recommendations and actions as well as the Master Plan strategies of Responsible Recreation, Stewardship and Enjoyment 6) Support a Range of Passive Recreational Experiences.

Attachment A presents the proposed amendment to Appendix 8-C, in Section 8-3-7, “Regulation of Horses and Livestock,” B.R.C. 1981 updating the OSMP horse regulations boundary maps as **Exhibit A** to Proposed Ordinance 8644.

STAFF RECOMMENDATION

Suggested Motion Language:

Staff requests council consideration of this matter and action in the form of the following motion:

Motion to introduce and order published by title only Ordinance 8644 amending Section 8-3-7, "Regulation of Horses and Livestock," B.R.C. 1981, updating Appendix 8-C indicating where horses are allowed on OSMP trails; and setting forth related details.

COMMUNITY SUSTAINABILITY ASSESSMENTS AND IMPACTS

- **Economic** – OSMP contributes to the economic vitality goal of the city as it provides the context for the diverse and vibrant economic system that sustains services for residents. The land system and quality of life it represents attract visitors and helps businesses recruit and retain quality employees.
- **Environmental** – OSMP is recognized as a leader in the preservation of open space lands and contributing to council’s environmental sustainability goal. The department’s land acquisition, land and resource management, and visitor service programs are prominent community-supported initiatives that help preserve and protect the open space values of these lands.
- **Social** – The OSMP land system is accessible to all members of the community. It supports the council’s community sustainability and equity goals because all residents who live in Boulder can feel a part of, and thrive in, this aspect of their community.

OTHER IMPACTS

- **Fiscal** – Implementation costs include sign installation and map updates.
- **Staff time** – Work will be completed as a part of the normal workplan, no additional staff resources will be required.

RESPONSES TO QUESTIONS FROM COUNCIL AGENDA COMMITTEE

There was a request made at the Aug. 19, 2024 CAC meeting to update the title, clarifying that proposed amendments are specific to horses on OSMP trails and not livestock. The title was updated to reflect this.

BOARD AND COMMISSION FEEDBACK

At its August 14, 2024 meeting Harmon Zuckerman moved the Open Space Board of Trustees recommend City Council’s approval of the proposed amendment to Appendix 8-C, in Section 8-3-7, “Regulation of Horses and Livestock,” B.R.C. 1981 updating the OSMP horse regulations boundary map; and setting forth related details. Michelle Estrella seconded. This motion passed four to zero; Jon Carroll was absent.

PUBLIC FEEDBACK

The department led robust planning processes for the North TSA Plan and the Gunbarrel ISP that represented a diversity of perspectives in the community including people visiting trails within the area, neighbors, stakeholder organizations, youth, and families.

BACKGROUND

The proposed ordinance would implement the regulatory framework required for horse activity pursuant to the North Trail Study Area Plan (TSA) and Gunbarrel Hill Site Management Plan (ISP).

ANALYSIS

The Boulder City Charter Sec. 176(c), states:

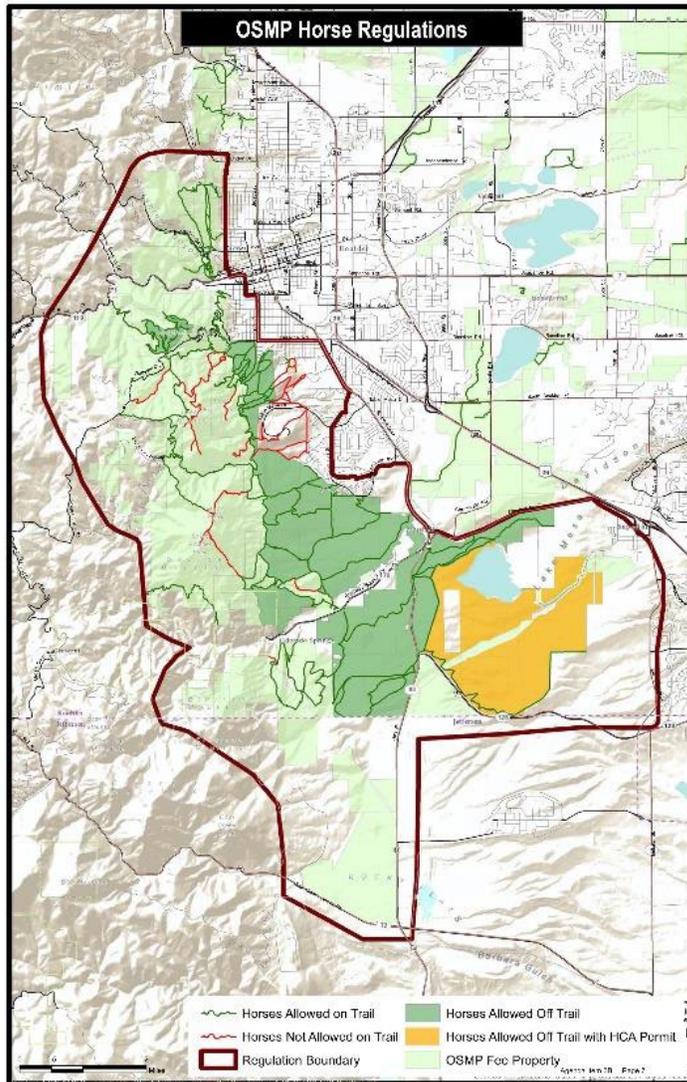
Open Space land shall be acquired, maintained, preserved, retained, and used only for the following purposes:

- (c) Preservation of land for passive recreational use, such as hiking, photography or nature studies, and, **if specifically designated**, bicycling, **horseback riding**, or fishing;”.

In 2016, BRC 8-3-7 was amended to implement the Eldorado Mountain/Doudy Trail Study Area Plan (2006) and the West Trail Study Area Plan (2011). It included a new subsection(d) as follows:

- (d) No person shall take or ride any horse, mule, llama, burro, or other equine animal upon any open space land within the boundaries shown in Appendix 8-C, except where designated for that use by the city manager.

Appendix 8-C:



With the completion of the North TSA and Gunbarrel Hill ISP, and designation of additional horse regulations, we now seek to amend Appendix 8-C to update the existing map and add the North TSA and Gunbarrel Hill ISP maps.

NEXT STEPS

If passed, the proposed ordinance would go to second reading on Oct. 3, 2024. If adopted, the ordinance would take effect 30 days after final passage.

ATTACHMENT

- **Attachment A:** Proposed Ordinance 8644 with Exhibit A

ORDINANCE 8644

AN ORDINANCE AMENDING APPENDIX 8-C IN SECTION 8-3-7, "REGULATION OF HORSES AND LIVESTOCK," B.R.C. 1981 UPDATING THE OSMP TRAILS HORSE REGULATIONS BOUNDARY MAPS; AND SETTING FORTH RELATED DETAILS.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BOULDER, COLORADO:

Section 1. Ordinance 8108 was adopted in 2016 in part to specifically designate where horseback riding is allowed in the Open Space and Mountain Parks West Trail Study Area.

Section 2. Ordinance 8644 specifically designates where horseback riding is allowed in the North Trail Study Area the Gunbarrel Hill Site Management Area.

Section 3. Appendix 8-C: OSMP Horse Regulations in Section 8-3-7, "Regulation of Horses and Livestock," B.R.C. 1981, is amended as depicted in **Exhibit A** attached hereto.

Section 4. This ordinance is necessary to protect the public health, safety, and welfare of the residents of the city, and covers matters of local concern.

Section 5. The city council deems it appropriate that this ordinance be published by title only and orders that copies of this ordinance be made available in the office of the city clerk for public inspection and acquisition.

1 INTRODUCTION, READ ON FIRST READING, AND ORDERED PUBLISHED BY
2 TITLE ONLY this 5th day of September 2024.

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5 _____
Aaron Brockett,
Mayor

6 Attest:

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8 _____
Elesha Johnson,
City Clerk

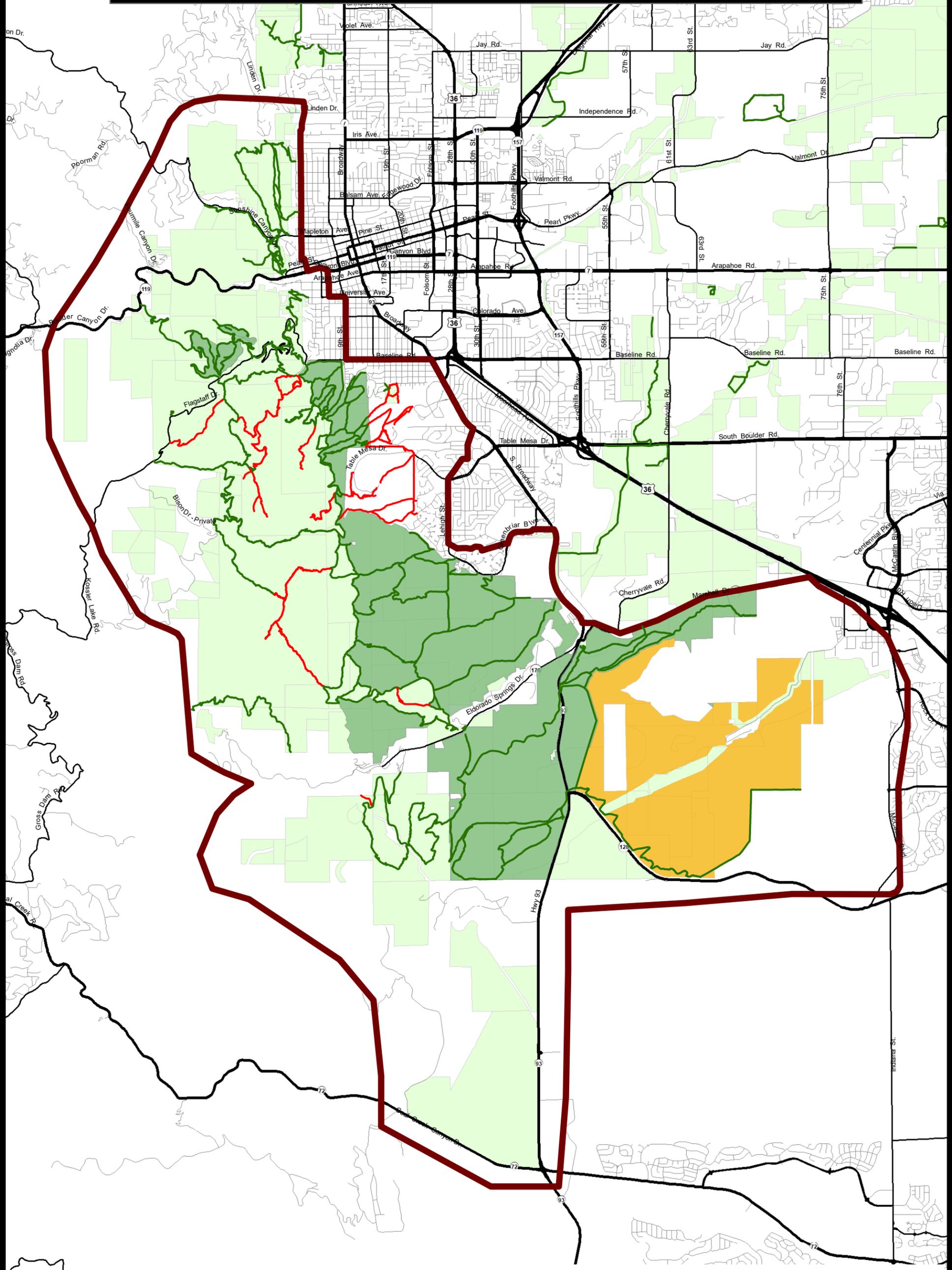
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10 READ ON SECOND READING, PASSED AND ADOPTED this 3rd day of October 2024.

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13 _____
Aaron Brockett,
Mayor

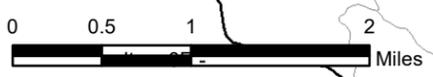
14 Attest:

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Elesha Johnson,
City Clerk

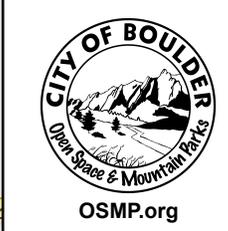
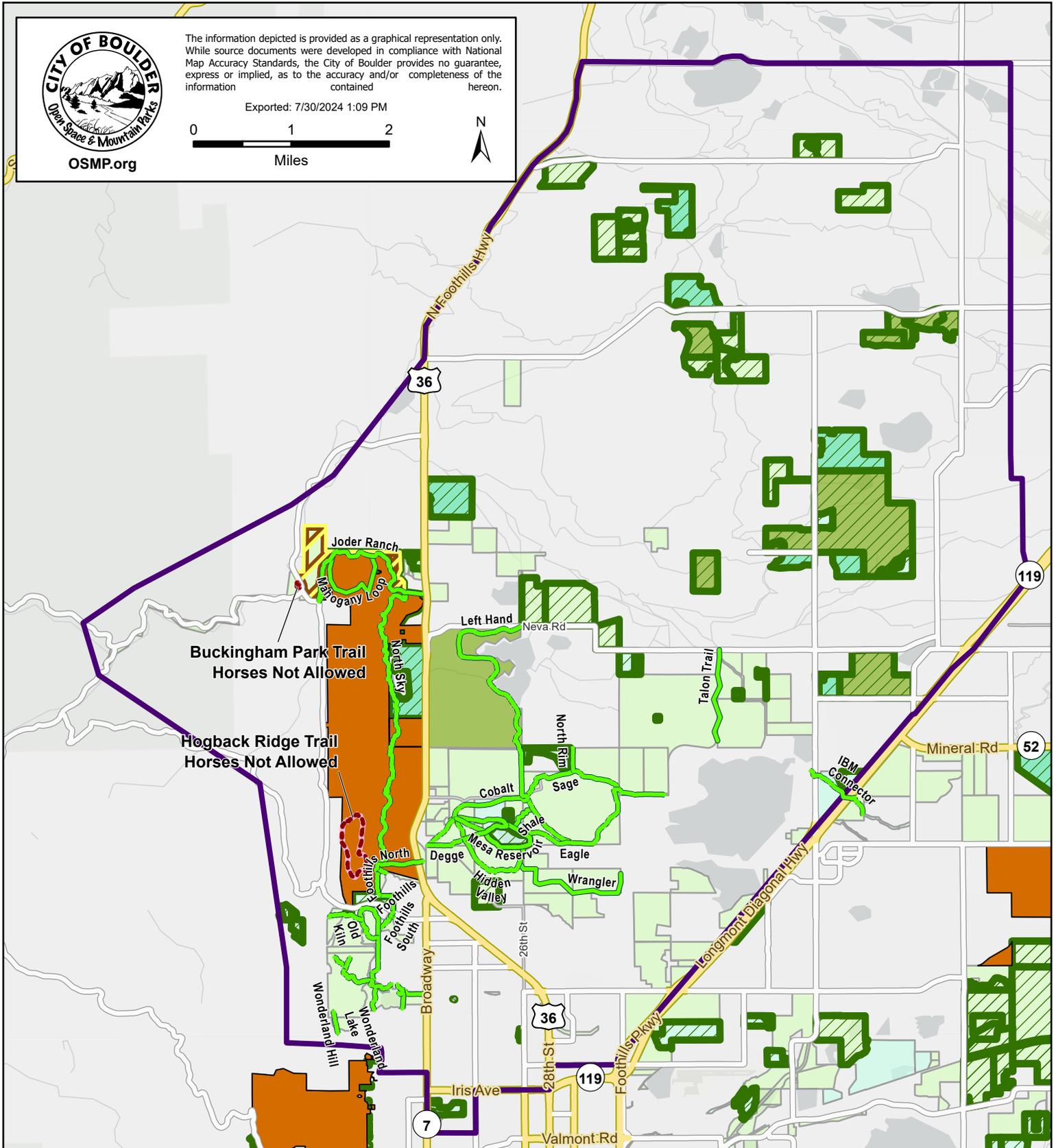
West TSA Horse Regulations



-  Horses Allowed on Trail
-  Horses Allowed Off Trail
-  Horses Not Allowed on Trail
-  Horses Allowed Off Trail with HCA Permit
-  Regulation Boundary
-  OSMP Fee Property



North TSA Horse Regulations



The information depicted is provided as a graphical representation only. While source documents were developed in compliance with National Map Accuracy Standards, the City of Boulder provides no guarantee, express or implied, as to the accuracy and/or completeness of the information contained hereon.

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Horse Area Regulations

-  Horses Allowed Off Trail with HCA Permit
-  Horses Prohibited
-  No Public Access

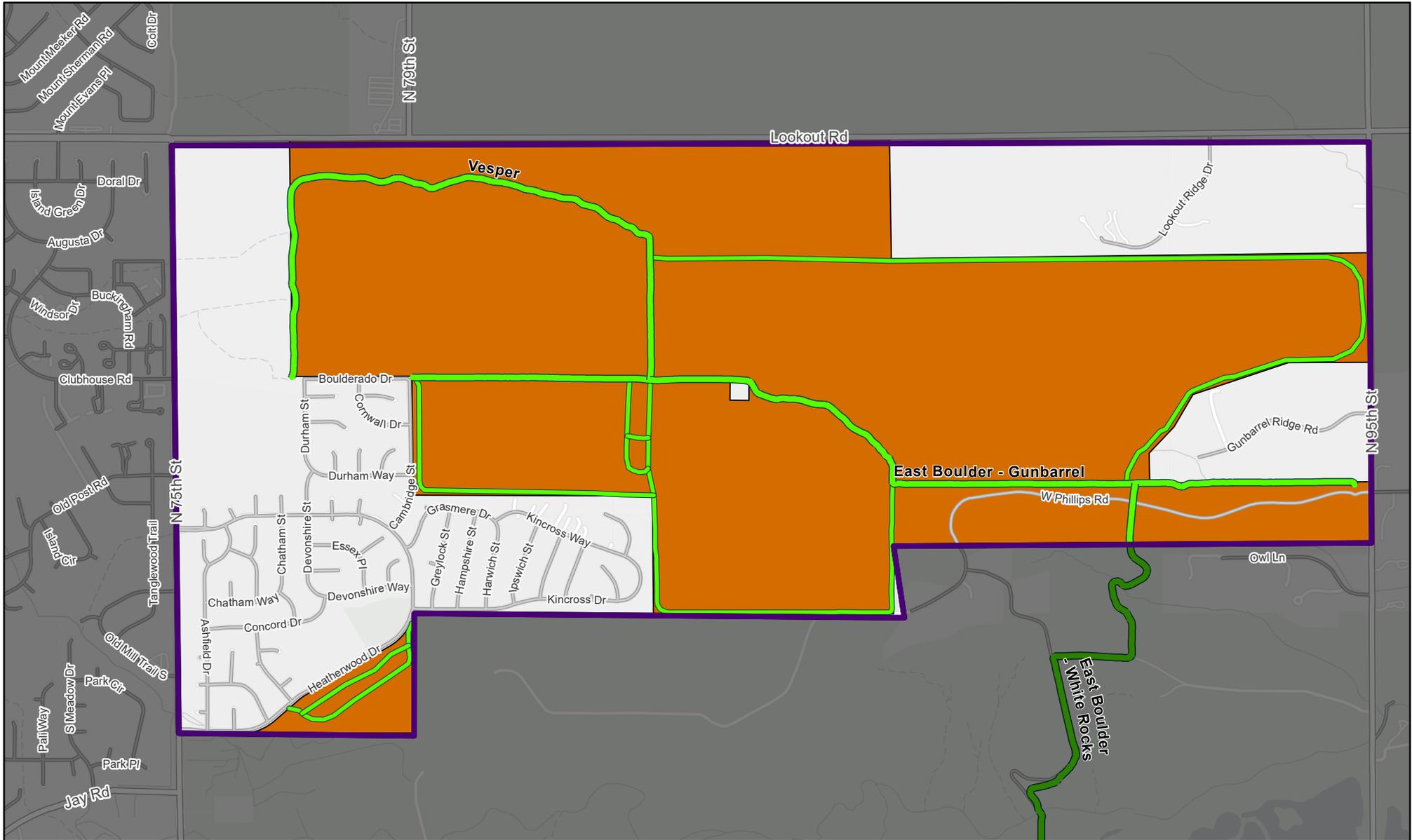
OSMP Land where Horses are Allowed

-  OSMP Fee Ownership
-  OSMP Joint Ownership
-  OSMP Joint Easement
-  OSMP Easement

Regulatory Boundary

-  Equestrian Trail Regulations
-  Not Allowed
-  Allowed

Gunbarrel Horse Regulations



Equestrian Trail Regulations

 Allowed

Horse Area Regulations

 Horses Prohibited on OSMP Land

 Regulatory Boundary

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