

TOWN OF WINDSOR

RESOLUTION NO. 2021 - 49

A RESOLUTION AMENDING THE “RAINDANCE” GOLF CARS PERMIT BY UPDATING THE MAPS DESIGNATING ALLOWABLE GOLF CAR FRIENDLY PATHS PURSUANT TO CHAPTER 8, ARTICLE VI OF THE *WINDSOR MUNICIPAL CODE*.

WHEREAS, the Town of Windsor (“Town”) is a Colorado home rule municipality with all powers and authority vested by Colorado law; and

WHEREAS, in 2009, the Town Board adopted an amendment to the *Windsor Municipal Code*, later codified at Chapter 8, Article VI, with respect to the operation of golf cars on public roadways (“Golf Car Code”); and

WHEREAS, the Golf Car Code contains various requirements for Town Board review and approval of neighborhood requests for permission to operate golf cars on public roadways; and

WHEREAS, except as approved by the Town Board, the Golf Car Code makes it clear that operation of golf cars on public streets is prohibited; and

WHEREAS, permission for the operation of golf cars on public roadways has already been provided for areas within the Water Valley Master Association, in Water Valley North, Water Valley South, and Pelican Hills (Hilltop Estates), and South Hill (Frye Farm and Pelican Farms) through expansion and amendments to Resolution No. 2005-97 dated November 14, 2005, with respect to Neighborhood Electric Vehicles as then-defined under State law; and

WHEREAS, RainDance was granted permission for the operation of golf cars on public roadways for designated areas on the map associated with Resolution 2020-35 dated April 13, 2020; and

WHEREAS, as more filings have been completed within RainDance, it is necessary to update the map detailing where golf car usage is permissible, and outlining those areas where it is not (See map attached hereto and incorporated herein by reference as Exhibit A); and

WHEREAS, with the intent to connect RainDance and Water Valley communities, currently separated by 7<sup>th</sup> Street, Exhibit B, attached hereto and incorporated herein by reference, depicts the golf car connection whereby the two communities may travel to reach the other’s golf course; and

WHEREAS, the Town’s Police Department has undertaken the necessary administrative reviews, and has made its recommendations to the Town Board in this regard; and

WHEREAS, the Town Board has undertaken the necessary legislative review, and has concluded that, subject to the limitations, conditions and restrictions set forth herein, the requested permit should be amended to update the map thereby expanding the areas where golf cars are permitted within RainDance, pursuant to the Golf Car Code; and

WHEREAS, the within Resolution is intended to promote the public health, safety and welfare.

NOW, THEREFORE, be it resolved by the Town Board for the Town of Windsor, Colorado, as follows:

1. The foregoing recitals are incorporated herein as if set forth fully.
2. Pursuant to Chapter 8, Article VI of the *Windsor Municipal Code*, the operation of golf cars\* shall be lawful upon public roadways within the geographical area depicted upon the attached Exhibit A (“Permit Area”) for the areas inclusive within the RainDance Metropolitan District, and the RainDance Community Association, Inc. In addition, the operation of golf cars shall be lawful upon the dedicated golf car trails outlined in Exhibit B (“Permitted Connection Paths”) that will connect RainDance to Water Valley.
3. The following conditions shall apply to the operation of golf cars within the Permit Area:
  - a. No golf car shall be operated by any person under the age of sixteen (16) years.
  - b. No golf car shall be operated by any person unless such person holds valid driving privileges pursuant to Title 42, C.R.S., or the equivalent under the law of any other jurisdiction within the United States.
  - c. No golf car shall be operated upon any sidewalk, pedestrian trail or recreational facility within the Town, whether or not such trail or recreational facility is operated under authority of the Town, unless the sidewalk, trail or recreational facility is posted as a designated golf car path. No golf cars shall be allowed on the Poudre River Trail.
  - d. Golf cars shall not be operated upon any roadway with a speed limit greater than 35 mph; and shall not be operated on any portion of 7<sup>th</sup> Street, Colorado Boulevard, Crossroads Boulevard, Colorado State Highway 392 or Colorado State Highway 257. Golf cars shall only cross such roadways where golf car crossings are permitted, and posted as set forth in Section 4 below.

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\* As defined in Chapter 8, Article VI of the *Windsor Municipal Code*

- e. The operator of a golf car must obey all traffic and parking regulations otherwise applicable to motor vehicles.
  - f. No golf car shall be operated between sunset and sunrise or at any other time when, due to insufficient light or unfavorable atmospheric conditions, persons and vehicles on the highway are not clearly discernible at a distance of one thousand (1,000) feet ahead, unless such golf car is equipped and illuminated with head lamps, tail lamps, stop lamps and turn signals as required under Title 42, Article 4, Part 2, C.R.S.
  - g. Golf cars shall be operated as close to the right side of the roadway as practicable, exercising due care when approaching, overtaking or passing a standing vehicle or one proceeding in the same direction or when approaching, overtaking or passing a pedestrian or bicyclist.
4. In addition to the operation-specific conditions set forth above, the permissions granted under this Resolution shall be expressly conditioned upon the posting of signage within the Permit Area, the cost of which shall be borne solely by the Association, which signage shall comply with the following requirements:
- a. At each roadway intersection through which vehicular traffic may exit the Permit Area, a sign having a reflective surface area of no less than twenty-four by twenty-four inches ("24 X 24") shall face the exiting traffic lane, shall contain the universal symbol prohibiting golf cars, and shall either contain the phrase, "NO GOLF CARS BEYOND THIS POINT", or shall separately contain such phrase elsewhere upon the same sign post; and
  - b. Within fifty feet of each roadway intersection, a sign having a reflective surface of not less than twenty-four by twenty-four inches ("24 X 24") shall face approaching traffic, and shall contain a depiction of a golf car, and shall either contain the phrase, "GOLF CARS ON ROADWAY", or shall separately contain such phrase elsewhere upon the same sign post.
  - c. At every crossing of any State Highway or roadway posted at a speed limited greater than 35 mph, a sign having a reflective surface of not less than twenty-four by twenty-four inches ("24 X 24") shall face approaching traffic, and shall contain a depiction of a golf car, and shall either contain the phrase, "GOLF CARS CROSSING", or shall separately contain such phrase elsewhere upon the same sign post.
  - d. Until such time as a crossing has been authorized by official Town Board action at any State Highway or roadway posted at a speed limited greater than 35 mph, signs, meeting the requirements stated above in "c", shall be clearly posted stating "NO GOLF CARS CROSSING", with a depiction of the universal symbol prohibiting golf cars, shall be posted at any area where a golf car may try to cross.

5. In addition to the foregoing requirements and limitations, the Association shall distribute a complete copy of the within Resolution by United States Mail, First Class postage pre-paid, to each of its members. The Association shall also distribute the attached Notification to any of its membership for which electronic mail addresses are maintained by the Association.
6. The Golf Car privileges granted herein are revocable if, in the sole discretion of the Windsor Town Board, the safety of the public cannot be assured.

Upon motion duly made, seconded and carried, the foregoing Resolution was adopted this 9<sup>th</sup> day of August, 2021.

TOWN OF WINDSOR, COLORADO

By: \_\_\_\_\_

Paul Renne Meyer, Mayor

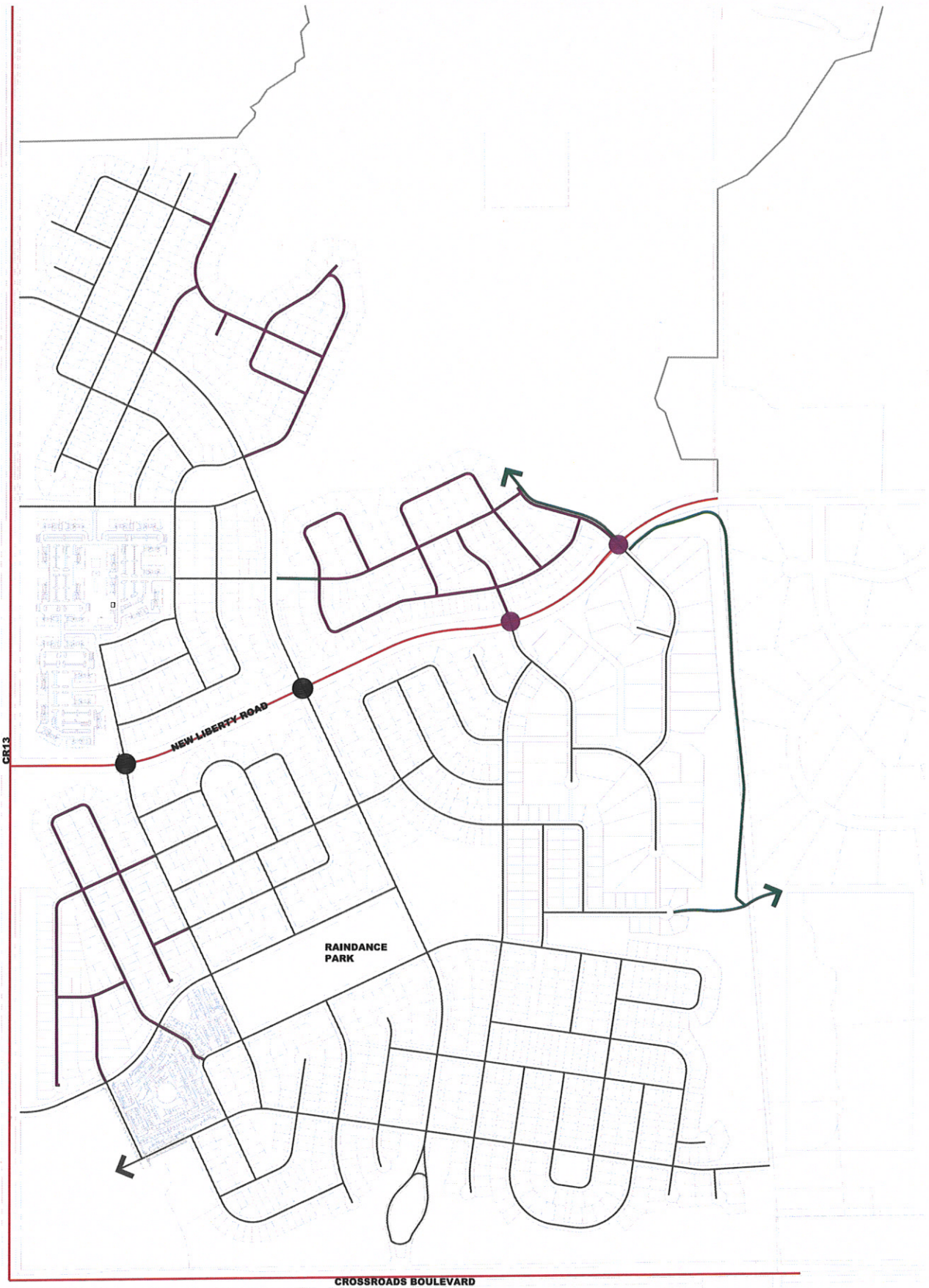
ATTEST:

\_\_\_\_\_  
Karen Frawley, Town Clerk Deputy  
Trisha Conway



# RAINDANCE: COMMUNITY GOLF CART & TRAIL MAP

- Per State law, no golf cart can drive along roads marked 35 mph or faster.
- Carts must be operated as close to the right side of the road as possible.



## LEGEND

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| <ul style="list-style-type: none"> <li>— BLACK LINE INDICATES CITY STREET &amp; CART PATH FRIENDLY ROAD.</li> <li>— GREEN LINE INDICATES PROPOSED CART PATH FRIENDLY TRAIL.</li> <li>— RED LINE INDICATES ROAD WHERE CARTS CANNOT DRIVE.</li> <li>— PURPLE LINE INDICATES PROPOSED ADDITIONAL CART PATH FRIENDLY ROAD.</li> </ul> | <ul style="list-style-type: none"> <li>● BLACK CIRCLES INDICATE APPROVED LOCATIONS WHERE CARTS MUST CROSS COLLECTOR ROADS.</li> <li>● PURPLE CIRCLES INDICATE PROPOSED ADDITIONAL LOCATIONS WHERE CARTS MAY CROSS COLLECTOR ROADS.</li> </ul> |
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# GOLF CART CONNECTION OF WATER VALLEY AND RAINDANCE

