

**ORDINANCE**

**AN ORDINANCE OF THE CITY OF MANITOU SPRINGS, COLORADO, ADDING A NEW CHAPTER TO TITLE 12 OF THE MANITOU SPRINGS MUNICIPAL CODE CONCERNING THE USE OF MINERAL SPRINGS.**

**WHEREAS**, the City Council finds that individuals are using the mineral springs in the City of Manitou Springs for washing clothes and personal bathing, including washing hair and brushing teeth;

**WHEREAS**, the City Council finds that such uses are incompatible with the use and enjoyment of the mineral springs by the public as a whole and creates a health hazard; and

**WHEREAS**, the City Council desires to regulate the use of the mineral springs located within the City of Manitou Springs, so that they may be enjoyed by residents and visitors alike.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MANITOU SPRINGS, COLORADO, THAT:**

**Section 1:** A new Chapter 12.36 entitled "Mineral Springs" is hereby added to Title 12 of the Manitou Springs Municipal Code, and shall provide as follows:

**Chapter 12.36 – MINERAL SPRINGS**

**12.36.010 – Definitions.**

As used in this chapter:

“Mineral springs” includes the following: 7 Minute Spring, Cheyenne Spring, Iron Spring Geyser, Navajo Spring, Shoshone Spring, Stratton Spring, Twin Spring, and Ute Chief Gusher Spring, Wheeler Spring.

**12.36.020 – Uses prohibited.**

It shall be unlawful for any person to wash clothes, do laundry, bathe, wash hair, brush teeth, or otherwise clean themselves, clothing, or personal property in all mineral springs. It shall also be unlawful for any person to hang or lay out clothing in public areas within a radius of one hundred feet from any mineral spring, as measured from the front, including, but not limited to, walls, fences, benches, sidewalks, grass areas, and trees.

**12.36.030 – Violation – penalty.**

Any violation of this chapter is punishable as provided for in Section 1.01.100, as amended.

**Section 2:** If any article, section, paragraph, sentence, clause or phrase of this ordinance is held to be unconstitutional or invalid for any reason, such decision shall not affect the validity or constitutionality of the remaining portions of this ordinance. The City Council hereby declares that it would have passed this ordinance and each part or parts hereof irrespective of the fact that any one part or parts be declared unconstitutional or invalid.

**Section 3:** This ordinance is deemed necessary for the protection of the health, welfare and safety of the community.

Passed on First Reading and ordered published this 5th day of April, 2016.

/s/ Donna Kast  
City Clerk

A Public Hearing this ordinance will be held at the April 19, 2016 City Council meeting. The Council meeting will be held at 6:00 pm at City Hall, 606 Manitou Avenue, Manitou Springs, Colorado.

Ordinance Published: April 7, 2016 (in full)  
*City's Official Website and City Hall*

Passed on second reading and ordered published this 19<sup>th</sup> day of April, 2016.

Approved: /s/ Nicole Nicoletta  
Mayor and City Council

Attest: /s/ Donna Kast  
City Clerk, Donna Kast

Ordinance Published: April 21, 2016 (in full)  
*City's Official Website and City Hall*