

1919

Amending Chapter 115 of the Session Laws of 1913, Entitled "An Act in Aid of Any City of the First or Second Class, and Any City or City and County Organized Under a Special Charter or Created by the Constitution of the State of Colorado or Amendment Thereto, In the Acquisition of Land for Parks, Pleasure Grounds, Parkways, Boulevards and Roads Outside the Corporate Limits of any Such City or City and County, and Granting Them the Power and Jurisdiction to Acquire, Control and Regulate the Same, to Prevent the Pollution of the Water Supplying Same, to Regulate and Prevent Billboards and Objects Adjacent to Same Marring Scenery, Also Prohibiting the Licensing or Sale of Intoxication

Liquors Within One Mile of Any Such Park or Pleasure Ground and

Repealing all Previous Acts in Relation Thereto in Conflict

Thereewith.

Colorado General Assembly, "Amending Chapter 115 of the Session Laws of 1913, Entitled "An Act in Aid of Any City of the First or Second Class, and Any City or City and County Organized Under a Special Charter or Created by the Constitution of the State of Colorado or Amendment Thereto, In the Acquisition of Land for Parks, Pleasure Grounds, Parkways, Boulevards and Roads Outside the Corporate Limits of any Such City or City and County, and Granting Them the Power and Jurisdiction to Acquire, Control and Regulate the Same, to Prevent the Pollution of the Water Supplying Same, to Regulate and Prevent Billboards and Objects Adjacent to Same Marring Scenery; Also Prohibiting the Licensing or Sale of Intoxication Liquors Within One Mile of Any Such Park or Pleasure Ground and Repealing all Previous Acts in Relation Thereto in Conflict Therewith."" (1919). *Session Laws 1901-1950*. 2088.

<https://scholar.law.colorado.edu/session-laws-1901-1950/2088>

CHAPTER 162

MOUNTAIN PARKS
CITIES GIVEN POWER TO POLICE

(S. B. 364, by Senators Dunklee and Starkweather)

AN ACT

AMENDING CHAPTER 115 OF THE SESSION LAWS OF 1913, ENTITLED "AN ACT IN AID OF ANY CITY OF THE FIRST OR SECOND CLASS, AND ANY CITY OR CITY AND COUNTY ORGANIZED UNDER A SPECIAL CHARTER OR CREATED BY THE CONSTITUTION OF THE STATE OF COLORADO OR AMENDMENT THERETO, IN THE ACQUISITION OF LAND FOR PARKS, PLEASURE GROUNDS, PARKWAYS, BOULEVARDS AND ROADS OUTSIDE THE CORPORATE LIMITS OF ANY SUCH CITY OR CITY AND COUNTY, AND GRANTING THEM THE POWER AND JURISDICTION TO ACQUIRE, CONTROL AND REGULATE THE SAME, TO PREVENT THE POLLUTION OF THE WATER SUPPLYING SAME, TO REGULATE AND PREVENT BILLBOARDS AND OBJECTS ADJACENT TO SAME MARRING THE SCENERY; ALSO PROHIBITING THE LICENSING OR SALE OF INTOXICATING LIQUORS WITHIN ONE MILE OF ANY SUCH PARK OR PLEASURE GROUND AND REPEALING ALL PREVIOUS ACTS IN RELATION THERETO IN CONFLICT THEREWITH."

Be It Enacted by the General Assembly of the State of Colorado:

Section 1. That Chapter 115 of the Session Laws of 1913 entitled "An act in aid of any city of the first or second class, and any city or city and county organized under a special charter or created by the constitution of the State of Colorado or amendment thereto, in the acquisition of lands for parks, pleasure grounds, parkways, boulevards

Act amended

and roads outside the corporate limits of any such city or city and county, and granting them the power and jurisdiction to acquire, control and regulate the same, to regulate and prevent billboards and objects adjacent to same marring the scenery; also prohibiting the licensing or sale of intoxicating liquors within one mile of any such park or pleasure ground and repealing all previous acts in relation thereto in conflict therewith," he and the same is hereby amended to read as follows:

Cities given full
control over
park grounds

Section 1. That in all cases where any city of the first or second class, or any city or city and county organized under a special charter or created under the Constitution of the State of Colorado or amendment thereto has heretofore acquired or may hereafter acquire lands outside its corporate limits for parks, parkways, boulevards or roads said city or city and county shall have full police power and jurisdiction and full municipal control, and full power and authority in the management, control, improvement and maintenance of and over any and all such lands so acquired; and shall have power and authority to provide by ordinance for the regulation and control of its lands so acquired and to prevent the commission of any and all acts which are or may be declared unlawful pursuant to the provisions hereof; and to prosecute and punish the violation of any ordinances in its municipal or police courts. Such city or city and county shall also have like power and jurisdiction to prevent from pollution the water in all reservoirs, streams and pipes which may be included within any such parks, parkways, boulevards or roads, and over the stream or source from which such water is taken as far as ten miles above the point from which it is diverted. Such city or city and county shall have like power and jurisdiction to regulate and prevent the erection, construction and maintenance, within three hundred (300) feet of any such park, parkway, boulevard or road, outside of its corporate limits, of any advertisement or of any billboard or other structure for advertisements and such city or city and county shall also have

like power and jurisdiction over the use of any public roads, boulevards or parkways within such parks and running over or through or between such lands and any public roads, boulevards or parkways between any such parks or pleasure ground and its municipal boundaries, and not included within the corporate limits of any incorporated city or town. That in all cases where the right to take private property for public use without the owner's consent, or to acquire lands for parks, parkways, boulevards or roads outside the corporate limits of any such city or city and county, has been heretofore or shall hereafter be conferred by general laws or by the charter of any such city or city and county, it shall be lawful for any such city or city and county, or the department or branch thereof having authority in the premises, to take, by right of eminent domain, the property so sought to be taken and appropriated, such condemnation proceedings to be in accordance with the general laws of the State so far as the same are applicable, relating to any such city or city and county. The power and authority to so acquire lands for such purposes outside the corporate limits of any such city or city and county, by gift, devise, purchase or by right of eminent domain, is hereby granted.

May exercise
right of eminent
domain

Section 2. All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

Approved: April 3, 1919.