



**RULES AND REGULATIONS  
FOR  
LAKES, RESERVOIRS, FACILITIES,  
AND  
WILDLIFE MANAGEMENT AREAS**

**Adopted and Approved By The  
Board of Directors of The  
Colorado River Municipal Water District  
December 2001**

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## **ORDINANCE**

The Board of Directors of the District shall have the power to adopt and promulgate all reasonable regulations to secure, maintain and preserve the sanitary condition of all water in and to flow into any reservoir owned by the District, to prevent waste of water or the unauthorized use thereof, to regulate residence, hunting, fishing, boating, and camping, and all recreational and business privileges, along or around any such reservoir and the Colorado River and its tributaries, or, any body of land, or easement owned or controlled by the District.

An Ordinance enacted by the Board of Directors of the Colorado River Municipal Water District adopting Rules and Regulations under the powers and provisions of Chapter 12, Title 128 (Article 8280-137) of the Laws of the State of Texas and Chapter 51, Title 4 (Texas Water Code, Section 51.127 et seq.) providing for and to:

Regulating toilets and sewage disposal; regulating industries upstream from the lakes and reservoirs; regulating garbage and trash disposal; requiring permit for any construction on lands bordering on the lakes and reservoirs owned by the District and covered by flowage easements held by the District.

Requiring certain standards of safety, size, construction, equipment, and occupancy of boats; providing for the removal of boats in violation of applicable provisions; providing certain sanitary standards for boats having overnight accommodations; defining certain types of boats and docks; providing that the Texas Boat Safety Laws apply to the lakes or reservoirs.

Requiring permit for operation of commercial activities on waters of District owned lakes and reservoirs or lands owned by District and providing for concession areas.

Providing for the inspection of boats and other floating devices on the District owned lakes and reservoirs for sanitation and safety; providing for certain recreation permits and fees to be charged by the District for access to boating, fishing, skiing, surfboarding, camping and picnicking on the lakes and reservoirs or in designated recreation areas adjoining the lakes and reservoirs; providing for certain exemptions.

Regulating the use of firearms, fireworks, and pellet and BB guns on District owned land, lakes, and reservoirs.

Providing that State Laws regulating fishing in Borden, Coke, Coleman, Concho, Howard, Mitchell, Runnels, and Scurry Counties shall apply to District owned lakes or reservoirs located therein.

Providing for the establishment of code enforcement officers and defining the powers of such officers.

Regulating the construction of piers and wharves, floats, and boathouses.

Regulating the anchoring of rafts and floats.

Prohibiting the anchoring of boats, trot lines, and other apparatus to buoys, floats, and boat-houses owned by the District.

Prohibiting the discarding of cans, bottles, and rubbish into or on the waters of District owned land, lakes, and reservoirs.

Providing a time limit for camping in public areas.

Providing certain penalties for violation of the terms of this Ordinance, said penalties shall not exceed fines of Two Hundred (\$200) Dollars or imprisonment of more than thirty (30) days.

Providing for structures to be built on areas covered by a flood easement granted to the District: (a) Lake J.B. Thomas between Elevations 2258.00 and 2265.00 mean sea level; (b) E.V. Spence Reservoir between Elevations 1900.00 and 1912.00 mean sea level; and (c) O.H. Ivie Reservoir between Elevations 1555.00 and 1567.00 mean sea level.

Providing for pumping of water for personal and private use.

Providing for pumping of water for commercial use.

Providing for the changing the water line of District owned land and water.

Providing for impounding abandoned property on District owned land, lake, or reservoir areas.

Providing for speed limits on District owned lands, lakes, and reservoirs, and the prohibition of ATV use by the general public on District property.

- Prohibiting the entry onto private lands to fish, camp, and picnic.
- Providing for the repeal of conflicting Ordinances.
- Providing a severability clause.
- Providing for the lawful publication of this Ordinance, and fixing of the time at which this Ordinance will be in full force and effect.
- Providing for rules and regulations governing public access to O.H. Ivie Reservoir Wildlife Management Areas (WMA).
- Requiring permits for WMA limited use activities by the general public and providing for fees thereof.
- Requiring permits for WMA public hunting and providing for fees thereof.

**BE IT ENACTED AND ORDAINED BY THE BOARD OF DIRECTORS  
OF THE COLORADO RIVER MUNICIPAL WATER DISTRICT:  
SECTION I**

**DEFINITIONS**

- 1. Abode:** A watercraft is considered to be a place of abode if it is occupied for more than 14 consecutive nights or for more than 30 nights total in any 90 day period.
- 2. Airboat:** A shallow-draft boat driven by an airplane propeller and steered by an airplane rudder, including hovercraft and other similar craft.
- 3. Barrel:** A floating cylinder with bulging sides and flat ends of metal construction.
- 4. Boat:** Same definition as “Watercraft”.
- 5. Breach of License Regulations:** The commission of any act or the maintenance of any condition (otherwise lawful) by any person without first having procured from the District as authorized by this Ordinance and shall include the commission of any such act or the maintenance of any such condition after the expiration of the time limit fixed by any such permit or license, or violation of the terms of any such permit or license. Breach of license regulations is a misdemeanor and is punishable by law.
- 6. Breach Of The Peace:** To inflict upon another person bodily harm, in the presence of another person; to deprive him of property lawfully in his possession or control, in the presence of another person; to assert control over or injure any property then lawfully in the possession or control of any such person; to commit any act which reasonably should be anticipated to produce bodily harm, or the fear of bodily harm, to any other person; to commit any act which reasonably should be anticipated to produce injury to any property then lawfully in the possession of any other person; or, to commit, say or act in any such manner as reasonably should be anticipated to provoke physical resistance on the part of the person whose peace or rights may be affected or threatened; to threaten to commit any one or more of the foregoing acts; to encourage or aid another to commit any one or more of the foregoing acts; to disregard any lawful request of any peace officer or other lawfully constituted law enforcement officer; or to resist any such officer when he is engaged in the lawful discharge of his duties; and in addition thereto or concurrently therewith, shall embrace those acts prohibited by Chapter 42 of the Texas Penal Code, as the same is or may be amended. Said provisions shall be considered as part hereof. Breach of the peace is a misdemeanor and is punishable by law.
- 7. Commercial Activity:** Any operation, action, or activity for which a fee, or other valuable consideration, is received in exchange for goods or services, including any facility which contributes directly or indirectly to the existence of a commercial operation.
- 8. Community Dock:** Any dock or boat slip facility, which is used exclusively by members of a development, property owners’ association or multi-family residence complex.
- 9. Disorderly Conduct:** The commission of any act prohibited by those provisions of Chapter 42 of the Texas Penal Code, as amended or to be amended.
- 10. District:** Colorado River Municipal Water District.
- 11. District Land:** All land owned, controlled, or under the jurisdiction of the District, including lands which are so located and conditioned as to cause them to drain to the District’s

reservoirs polluting matter of a nature likely to be detrimental to the health of persons who may use water furnished by said reservoirs.

12. **District Employees:** All District Employees including contractors and authorized representatives or agents of state or federal agencies or officials authorized by the District.
13. **District Water:** All streams, lakes, reservoirs, watercourses, and all other bodies or accumulations of water, natural or artificial, which are owned or controlled by the District.
14. **Flood Easement Level:** The contour elevation measured in feet above mean sea level known as elevation 2265.0 feet upon the lands forming the margins of Lake J.B. Thomas; elevation 1912.0 feet upon the lands forming the margins of E.V. Spence Reservoir; and elevation 1567.0 feet upon the lands forming the margins of O.H. Ivie Reservoir.
15. **Forbidden Zone:** Where not otherwise indicated, will be understood to mean any area upon the lands or water owned or controlled by the District into which or upon which the public in general may not enter after anytime at which the District may post signs or otherwise give advice appropriate to constitute notice as to a particular area being a forbidden zone; and, said expression shall be further understood to include any area of water within any of said reservoirs which may be defined by the placing of buoys or signs adequate as to give advice as to the boundaries of any such forbidden zone, for all purposes, or some particular purpose, as the case may be. Violation of a forbidden zone constitutes a misdemeanor and is punishable by law.
16. **Greywater:** wastewater from clothes washing machines, dishwashers, showers, bathtubs, hand-washing lavatories, and sinks that are not used for food preparation or disposal of chemical and biological ingredients.
17. **Idle Speed:** Slowest possible speed a craft may travel under power and not make a wake in the water.
18. **Improvement:** All structures, devices, contrivances or artificially created objects placed, constructed or erected on land or water owned, controlled or under the jurisdiction of the District.
19. **Jurisdiction:** Territory in which the District may exercise authority.
20. **Life Preserver:** A Coast Guard approved device designed to buoy the body while in the water. Sometimes referred to as a personal flotation device (PFD).
21. **Malicious Mischief:** Tampering with any improvement, water line, power line, structure, earthen embankment, telephone line, telegraph line, craft, fence, gate, warning device or any District contrivance. Malicious mischief also includes any act prohibited by the Texas Penal Code. An act of malicious mischief constitutes a misdemeanor and is punishable by law.
22. **Muzzleloader:** Any firearm that is loaded only through the muzzle. Note: A cap and ball firearm in which the powder and ball are loaded into a cylinder is not a muzzleloader.
23. **Nuisance:** The commission of any act having a continuing or enduring nature or the maintenance of any object, activity or condition which would operate to be offensive to public morals; to impair the purity and sanitary condition of water stored in the District's reservoirs; to create any hazard to the properties, water control devices and structures owned and controlled by the District; to produce a hazard for the safe condition of properties and structures placed upon the lands forming the margins of said reservoirs; or to create hazards for any craft or improvement placed in, over or upon the water stored in the District's reservoirs; or to produce fear of bodily harm to, or discomfort of, those persons who lawfully may be upon the water stored by the District or upon the lands forming the margins thereto. Further, the word "nuisance" shall include the commission of any act having an enduring effect or the maintenance of any condition which is forbidden by the succeeding provisions of this ordinance, unless such act, or such maintenance shall have first been expressly authorized by the District. To cause a nuisance is a misdemeanor and is punishable by law.
24. **Occupant:** Any person who is using, occupying, or enjoying District land and water.
25. **Parasail:** A parachute or other type of apparatus used for hovering or gliding behind a watercraft.
26. **Peace Officer:** A civil officer complying with the Texas Commission on Law Enforcement Officer Standards.

27. **Person/People:** The singular, the plural, male and female, partnerships, corporations, associations, groups, organizations, or any other entity. Pronouns appropriate for the masculine singular shall include feminine and the plural.
28. **Personal Watercraft:** A motorboat up to 10 feet in length, which is designed to be operated by a person or persons sitting, standing, or kneeling on the vessel rather than in the conventional manner of sitting or standing inside the vessel.
29. **Regulated Land:** Land, which is administered according to District rules, laws, and regulations.
30. **Reservoir, Reservoirs, Lake or Lakes:** Either Lake J.B. Thomas, situated in Scurry and Borden Counties, Texas; E.V. Spence Reservoir, situated in Coke County, Texas; and O.H. Ivie Reservoir, situated in Coleman, Concho, and Runnels Counties, Texas, either one or all as the context may indicate. This also includes earthen embankments, structures, dams, levees, machinery, devices and all other appurtenances, which are provided by the District. Also included are Natural Dam Lake, Sulphur Draw Reservoir, Red Draw Reservoir, Barber Reservoir, and Mitchell County Reservoir or any other reservoir or lake the District has constructed or may construct as an off-channel diversion facility for water quality control purposes. Public use of water quality control facilities is prohibited.
31. **Restricted Areas:** An area of land or water marked by signs or buoys that restrict activity beyond that point. The type of restriction shall be stated on the signs and marker buoys.
32. **Seaplane:** Any aircraft designed to maneuver on water.
33. **Sewage:** Waterborne human waste and animal wastes from domestic activities and wastes from commercial activities.
34. **Shoreline:** The extended point where the plane of the surface of the water stored in any of said reservoirs touches land, at whatever elevation this may occur at any given time.
35. **Spillway Level:** The contour elevation measured in feet above mean sea level at which the reservoir is at optimum capacity known as elevation 2258.0 feet upon the lands forming the margins of Lake J.B. Thomas; elevation 1898.0 feet upon the lands forming the margins of E.V. Spence Reservoir; and elevation 1551.5 feet upon the lands forming the margins of O.H. Ivie Reservoir.
36. **Sunrise:** The rising of the sun above the horizon at the time determined and published by the National Weather Service.
37. **Sunset:** The descent of the sun below the horizon at the time determined and published by the National Weather Service.
38. **Tampering With Warning Devices:** To deface, destroy, render inefficient, move or remove any buoy, sign, or other device provided as a means of warning, whether upon land or upon water, either by the District or by some person having authority therefor from the District. Tampering with warning devices is a misdemeanor and is punishable by law.
39. **Toilet Facility:** A disposal apparatus used to receive body waste on or within any craft.
40. **Trespass:** The entry into or upon any forbidden zone or restricted area, hereafter established and defined by the District; opening any gate or crossing over, under or through any fence placed around or on any land owned by the District, regardless of the occupancy of said land; going into any housed-in or fenced area, at, upon, or near to, any of the dams, levees, or earthen embankments owned by the District, which areas are hereby established as forbidden zones, without the posting of signs or other defining of such areas; placing any manner of improvement in, under or upon the water controlled by the District or upon any land controlled by it, without first having the District's written evidence of assent thereto; passing over any land forming the margins of said reservoirs without first having permission from the rightful occupant of any such land; making any unauthorized entry into or upon any improvement, craft, or structure, either in or upon the water in said reservoirs, or upon the land forming the margins thereto, when such lands are owned or controlled by the District; cutting, taking away, or burning timber upon any land owned by the District. Trespassing is a misdemeanor and is punishable by law.
41. **Watercraft:** Any boat, personal watercraft, raft, or device for floating upon the water

which is not anchored or conditioned for remaining in one location.

- 42. Wake:** to operate a watercraft in such a manner and speed so as to cause the waves from the craft to crest.

## SECTION II.

### LAKES, RESERVOIRS AND FACILITIES

#### 1. SANITATION AND SEWAGE DISPOSAL

- A.** No structure for human habitation will hereinafter be permitted to be constructed or placed upon District owned land, lakes, and reservoirs and below the indicated elevation for each of the lakes and reservoirs as shown herewith: (1) Lake J.B. Thomas, Elevation 2265.00 mean sea level; (2) E.V. Spence Reservoir, Elevation 1912.00 mean sea level; and (3) O.H. Ivie Reservoir, Elevation 1567.00 mean sea level, except as provided by Section II, para. 16 of this Ordinance. This rule also applies to travel trailers and recreational vehicles (RV's).
- B.** All residences and human habitations located along the marginal land adjacent to District owned land, lakes, and reservoirs and above the indicated elevation for each of the lakes or reservoirs as shown herewith: (1) Lake J.B. Thomas, Elevation 2265.00 mean sea level; (2) E.V. Spence Reservoir, Elevation 1912.00 mean sea level; (3) O.H. Ivie Reservoir, Elevation 1567.00 mean sea level, shall be provided with a septic tank (or other approved disposal systems) having sufficient and properly constructed sub-surface disposal systems that will meet or exceed the standards set by the laws of the appropriate State Agency. All septic tank systems, public or private, shall be constructed above stated elevations and away from the waters of the lakes and reservoirs. No such septic tank system shall be constructed until permit therefor has been issued by the appropriate State Agency or its designee. The permittee shall provide to the District a copy of the appropriate State Agency permit for the septic system including a drawing showing the system design layout and its location on the lot adjacent to the shoreline. After receipt of this documentation, the District will provide a CRMWD permit to the lot owner for the septic system.
- C.** No swimming, fishing, boating, picnicking, or other recreational activities will be permitted within 1,320 feet of any municipal water intake or other prohibited areas. All such water intakes and such prohibited areas will be kept plainly marked by the District at all times.
- D.** Industrial and commercial development, now existing or proposed for construction within the drainage area upstream of any District owned lake or reservoir, shall be required to conform to the regulations as now currently existing or as may be revised from time to time, of the appropriate State Agency governing the operation of such industrial or commercial facility. Discharges of waste, solid, liquid, or particulate matter shall meet all appropriate limits so as to prevent pollution of the land, air, or the waters of any lake or reservoir existing within the drainage area.
- E.** It shall be the responsibility of lakeshore residents to properly dispose of all garbage and trash, at least once weekly, in an approved public landfill. No dead animals, or any part thereof, fish, decayed vegetables, food, ashes, garbage, offal, rubbish, or filth of any kind by which its decay or putrefaction could or would become offensive shall be placed or permitted to be placed in or reach the bodies of water owned by the District.
- F.** Persons using public park areas will be responsible for leaving that portion of the park in a neat and orderly condition and to properly dispose of litter in the trash receptacle provided.
- G.** The dumping of greywater and sewage waste from RV and travel trailer holding tanks shall be prohibited on all District owned lands and public use recreation parks with the exception of dumping into designated RV dump stations as may be provided by the District.

#### 2. IMPROVEMENTS

It is prohibited that any person shall construct, place, or maintain any wharf, dock, boat house, or pumping station on any land below the following elevations:

- A. Lake J.B. Thomas,** Elevation 2258.00 mean sea level,

**B. E.V. Spence Reservoir**, Elevation 1900.00 mean sea level,

**C. O.H. Ivie Reservoir**, Elevation 1555.00 mean sea level,

without having first obtained from the District a written permit. It is provided that the District before issuing any such permit shall approve the plan for the construction of any such improvement and must be satisfied that the same will not constitute a violation of any standard of health and sanitation as herein set out, nor a menace to navigation or to persons or to the property of others.

### 3. BOAT AND DOCK CLASSIFICATION

#### A. Classification of Boats:

1. **Private Boat:** Any boat or boats, raft, or device used and operated upon the water of any District owned lake or reservoir for pleasure purposes only and producing no revenue, either directly or indirectly, to the owner.
2. **Commercial Boat:** Any boat, or boats, raft, or other free floating device used or operated upon the water of any District owned lake or reservoir by a person, persons, firm, or corporation for the purpose of deriving revenue, directly or indirectly, from same.

#### B. Classification of Docks:

1. **Private Dock:** Any boat dock or structure, fixed or floating, now located on or hereafter placed upon the water of any District owned lake or reservoir for pleasure purposes only and producing no revenue, either directly or indirectly to the owner.
2. **Commercial Dock:** Any boat dock or structure, fixed or floating, now located on or hereafter placed upon the water of any District owned lake or reservoir and used by any person, persons, firm or corporation, for the purpose of deriving revenue, directly or indirectly, from same.

### 4. BOATS, RAFTS, AND DEVICES

- A. Except as herein provided by Ordinance of the District, Title 4, Chapter 31 of the Texas Parks and Wildlife Code, as the same is or may be amended, will control the use of all boats, rafts, and devices used and operated upon the waters of any District owned lake or reservoir. Occupants of any boat operating on any District owned lake or reservoir shall comply with the provisions of the Boat Safety Act of Texas with regard to personal flotation jackets (life preservers). All life preservers shall be U.S. Coast Guard approved. There must be one life preserver available for each occupant of the boat, and all occupants twelve years old and younger must wear the life preserver at all times while the boat is underway.
- B. It shall be unlawful for any person to cause, suffer, permit, or allow any boat to be occupied by more persons than the rated capacity of the boat.
- C. It shall be unlawful for any person to use or operate upon the waters of any District owned lake or reservoir for a protracted period of time any boat having overnight accommodations, if same is used as a domicile or place of abode. No boat or craft having overnight accommodations shall be placed upon or used in the water of any District owned lake or reservoir unless the same is equipped with approved sanitation facilities, such approval to be obtained by application to the District made prior to operation of such craft upon the waters of any District owned lake or reservoir.
- D. All rules of the road, as applicable to Inland Waterways, shall be observed at all times.
- E. All boats, rafts, and devices used on the waters of any District owned lake or reservoir shall be self-sustaining, either by patents methods, air tanks, compartmentation, or composition.
- F. All powerboats used upon the waters of any District owned lake or reservoir shall be equipped with an approved underwater exhaust. This regulation may be waived for a specified period of time upon written application to the District, by an organized unit, for special racing events, water shows and carnivals.
- G. A peace officer or code enforcement officer may require the removal of any boat, raft, or

device from the waters of any District owned lake or reservoir if said boat, raft, or device is in violation of any of the applicable provisions of this Ordinance.

## **5. COMMERCIAL OPERATIONS AND USE OF SHORELINE**

- A.** Commercial development and public use of any nature is prohibited along the shoreline and on land below: Lake J.B. Thomas, Elevation 2258.00 above mean sea level; E.V. Spence Reservoir, Elevation 1900.00 above mean sea level; and O.H. Ivie Reservoir, Elevation 1555.00 above mean sea level, without first having a permit and franchise for such use, issued by the District.
- B.** No person, firm, or corporation or their representatives, shall engage in or solicit any business within the District owned area, except normal business activity of franchised concessionaires on District property, without permission in writing from the District or in accordance with terms of a permit or concession contract with the District.
- C.** All commercial operations conducted along or around District owned lakes, reservoirs, or land owned by the District shall be in accordance with a negotiated contract and lease with the District.
- D.** It shall be unlawful for any person, persons, firm, or corporation to operate facilities along or around the waters of any District owned lakes or reservoirs or any operations related in any manner to any commercial operation along or around such waters, without first having obtained a permit for such purpose from the District. The District will not issue such permits until such time as it has approved the written, signed contract submitted by the applicant, specifying the terms, manner in which, and the location at which the same will be operated.
- E.** Each facility or activity operated as part of a commercial venture, shall be subject to periodic inspection and shall be governed by all rules and regulations pertaining to its operation along or around any District owned lakes or reservoirs.

## **6. RECREATION PARK AND RESERVOIR ACCESS**

A vehicle pass shall be required for the use of any District facilities or lands with the payment of a fee to be determined and promulgated from time to time by the governing body of the District. It shall be a violation of this Ordinance and unlawful to access and use District parks and facilities for the purpose of camping, picnicking, or other recreation activities unless each vehicle accessing said lands shall have acquired one of the following vehicle passes.

- A.** Annual Vehicle Pass. This Vehicle Pass shall be available to any individual upon the payment of a fee; and which vehicle pass shall be effective from the date of issue until December 31 of the year in which the same is issued. Such vehicle pass shall be displayed as required on the individual's vehicle. Such vehicle pass, when properly displayed on the individual's vehicle shall authorize that individual and all occupants of said vehicle to access and use District recreation facilities.
- B.** Daily Vehicle Pass. This Vehicle Pass shall be available to any individual upon the payment of a fee, and which vehicle pass shall be effective for a daily period (24 hours) starting at the time the permit is purchased. Such vehicle pass, when properly displayed on the individual's vehicle shall authorize that individual and all occupants of said vehicle to access and use District recreation facilities for that 24 hour period.
- C.** Senior Citizen Annual Vehicle Pass. Senior citizens 65 years and older shall be required to properly display a Senior Citizens Vehicle Pass on their vehicle as required and said pass shall be effective from the date of issue until December 31 of the year in which the same is issued. Proof of age shall be required for acquiring a Senior Citizens Vehicle Pass.
- D.** District employees possessing valid and current photo ID cards shall be exempt from the provisions of the vehicle pass Ordinances. Employees using District recreation parks and facilities, shall place their current photo ID card on the front dash of their vehicle while parked.
- E.** District guests possessing valid Recreation Courtesy Cards shall be exempt from the provisions of the vehicle pass Ordinances. District guests using District recreation parks and

facilities, shall place their current Recreation Courtesy Card on the front dash of their vehicle while parked.

- F. Reservoir shoreline residents or landowners with current boat dock and/or boat ramp permits shall not be required to purchase a vehicle pass **unless** they access or use District recreation facilities (parks, boat ramps, campgrounds, and picnic tables).
- G. Reservoir shoreline residents or landowners accessing District reservoirs from private, community boat docks or boat ramps shall not be required to purchase a vehicle pass unless they access or use District recreation facilities (parks, boat ramps, campgrounds, and picnic tables).

## **7. USE OF FIREARMS, FIREWORKS, AND HUNTING**

- A. **FIREARMS:** It shall be unlawful for members of the general public to shoot, fire, or discharge firearms of any type, pellet guns or air rifles on or across District owned lands, lakes, or reservoirs or in designated public areas adjacent to said lakes and reservoirs except as indicated herein below with regard to the hunting in designated wildlife management areas (WMA's).
- B. **FIREWORKS:** The discharge of fireworks or detonation of explosives on District owned lands or on the waters of District owned lakes or reservoirs is strictly prohibited, unless written permission is granted by the District.
- C. **HUNTING:** Public hunting on District-owned lands is prohibited except as indicated herein below with regard to the hunting of specified game species in designated wildlife management areas (WMA's).

## **8. FISHING**

The general laws of the State of Texas and the Counties of Borden, Coke, Coleman, Concho, Howard, Mitchell, Runnels, and Scurry as the same are or may be amended, save and except as specifically provided through proper ordinances and regulations passed by the Board of Directors of the District, will control the taking of fish from any District owned lakes or reservoirs.

## **9. FLOATS**

Buoyancy for all floating facilities shall be provided by styrofoam, polystyrene or a similar flotation material that is encapsulated in an approved rustproof, non-corrosive shell (such as, high impact polyethylene). Barrels, drums or other improvised flotation equipment shall not be used in constructing such facilities. -However, it shall not be unlawful for the Colorado River Municipal Water District and its authorized representatives to erect and maintain floats or buoys as deemed necessary to promote safety and sanitation upon the water impounded in District owned lakes and reservoirs.

## **10. PUBLIC RECREATION AREAS AND TRESPASSING**

The District shall provide and maintain certain areas along the shoreline of District owned lakes and reservoirs as public areas (not including wildlife management areas (WMA's) - see Section II below) for recreational purposes. Such areas will be clearly designated as "public areas" with public fishing, swimming, picnicking, camping, and boat launching confined to those areas and the shoreline waters adjacent thereto. All other public use of District owned lands lying below: Lake J.B. Thomas, Elevation 2258.00 mean sea level; E.V. Spence Reservoir, Elevation 1900.00 mean sea level and O.H. Ivie Reservoir, Elevation 1555.00 mean sea level, and the water's edge shall be unlawful. Any use of the shoreline (except in designated "public areas") by the public in engaging in any activity, including but not limited to the above stated recreational activities, is prohibited and shall be an unlawful trespass upon such shoreline. Provided, however, that this Section shall not apply to the Colorado River Municipal Water District, its employees and authorized representatives in the enforcement of the District's Rules and Regulations governing District owned lakes, reservoirs, and WMA's, and in carrying out its functions of maintaining said lakes, reservoirs, and WMA's and its watershed. Further, this Section shall not apply to the owners or lessees of shoreline property above the elevations indicated herein, as to their use for recreational and other authorized purposes of

District land lying below the elevations indicated herein and the water's edge. This Section shall not apply to those persons having the consent of the owner or lessee to use such property described, however, in any prosecution for violation of this Section, the burden shall be upon the alleged trespasser to prove the consent of the owner or lessee of said property. The exemption herein provided shall in no way authorize any person to go upon the land of another and shall in no manner repeal or annul the applicability of the remaining provisions of this act as they relate to the use of said lakes and reservoirs, and the lands forming the margins of said waters.

## **11. PIERS, DOCKS, BOATHOUSES AND OTHER CONSTRUCTION ON LANDS OWNED BY DISTRICT OR UPON LANDS UPON WHICH THE DISTRICT OWNS A FLOWAGE EASEMENT**

No person, corporation, or association shall erect or construct or proceed with the erection or construction of any building or structure, nor add to, move, alter, extend, or demolish any building or structure upon lands owned by the District or water impounded in District owned lakes and reservoirs without first applying for and obtaining a use permit therefor from the District. Whenever any such construction work is being done contrary to the provisions of this Ordinance, the District may order the work stopped and also revoke the building permit theretofore issued by notice in writing served upon the person to whom such permit was issued or any person engaged in the doing or causing of such to be done, and such work shall be stopped forthwith until authorized by the District to proceed with such work or upon issuance of a use permit in those instances in which a use permit was not first obtained or which has been revoked.

After construction is completed, upon notice from the owner or permittee, the District will cause such structure to be inspected and, if constructed in accordance with such application and use permit, the District will signify final approval of the Use Permit which shall authorize the use of such structure until December 31 of the year in which such permit is issued. Such Use Permit shall be renewed annually, after inspection by the District, if such structure is found to meet the minimum standards hereinafter set forth. Should such annual inspection show repairs necessary to bring such structures within the minimum standards stated, such defects shall be pointed out in writing and delivered to the owners of such Use Permit who shall cause such defects to be corrected.

Failure to correct such defects so pointed out within 90 days after receipt of notice of same shall constitute a forfeiture of the right to continue to use such land and structure, and the same shall be removed therefrom upon receipt of notice to remove. Any such structure not removed promptly after such notice may be removed by the District, and if not reclaimed and the cost of removal, if any, paid within 90 days after such removal, the District may sell at public auction, destroy, or otherwise dispose of the same.

Such Use Permits will be issued provided the structure for which the same is requested meet the following minimum standards:

- A.** No pier, dock, boathouse, or float or combination of pier, dock, and boathouse may extend from the shoreline into the water of District owned lakes and reservoirs more than 150 feet measured from the water's edge except that in channels and inlets measuring 400 feet or less in width, the overall length of such pier, dock, or boathouse or combination of piers, docks, and boathouses may not be more than one-third (1/3rd) of the width of said channel or inlet. It shall be the responsibility of the permittee to immediately move a pier, dock, or boathouse or float or combination of the same back to the water's edge in the event a rise occurs on the lake making the facility not in compliance with this provision.
- B.** No pier, dock, boathouse, or float may be constructed except within the lot lines projected into the lake or reservoir of a tract of land leased or owned by the owner of such pier, dock, boathouse, or float.
- C.** The deck of all fixed piers and docks must be above: Lake J.B. Thomas, Elevation 2258.00 mean sea level; E.V. Spence Reservoir, Elevation 1900.00 mean sea level; and O.H. Ivie Reservoir, Elevation 1555.00 mean sea level.

- D. All structures extending into any District owned lake or reservoir must have three-inch red reflectors affixed at 20-foot intervals around all sides open to the lake or reservoir.
- E. All piers, docks, boathouses, and floats must be constructed to withstand 70 m.p.h. winds and wave action caused by such winds. All non-fixed docks and boathouses (i.e., all floating structures) shall be secured to the existing shoreline with cables and anchor points such that in the event of storm activity, high winds, and potentially rapid rise in water level elevation, the structure will remain securely in place and not pose a safety hazard. However, responsibility for the safety and structural soundness of each permitted facility shall rest entirely with the owner or permittee.

## **12. REMOVING WATER FROM LAKES, RESERVOIRS, AND PIPELINES**

- A. Shoreline lot owners and lessees of the District shall be permitted to remove water from Lake J.B. Thomas, E.V. Spence Reservoir, and O.H. Ivie Reservoir after submission of written application furnished by the District. No water may be withdrawn except by permit or other contractual arrangement granted by the District.
- B. The District shall not be responsible for either quality or quantity of any waters withdrawn under permits granted therefore. Water availability is not guaranteed. Active Permittees shall be billed annually (January) at rates and fees to be established and reviewed periodically by the District's Board of Directors and it shall be the Permittees responsibility to notify the District when low lake levels preclude taking of water. The taking of water without an active permit or with a permit in arrears shall be a violation of this ordinance.
- C. No water may be withdrawn from District lakes or reservoirs unless a permit has been issued to the user by the District.
- D. The amount of water that may be taken from a District owned lake or reservoir shall be limited to the amount that can be pumped through a pump with a maximum discharge size of 1½-inch diameter.
- E. Water removed from District owned lakes and reservoirs by permit granted for that purpose is for use on the property shown on the permit only. The water shall be for one residence only. Water shall not be used on property not contiguous with the shoreline of District owned lakes and reservoirs.
- F. Water shall not be piped from one permitted property to another even if the other property would be entitled to such water. Each property shall have an individual permit. This provision, however, shall not restrict irrigation from O.H. Ivie Reservoir where such is authorized by a State of Texas Water Right Permit senior to the State Permit authorizing O.H. Ivie Reservoir and recognized through land negotiations.
- G. Removal of water from District pipelines without District authorization or through an unauthorized bypass of an existing, secured (locked) water meter, shall be a violation of this ordinance.

## **13. ALTERATION OF LAKE SHORE WATER LINE**

No alteration, change or realignment of the shoreline of any District owned lakes or reservoirs shall be made or done by any person, corporation, or association without first obtaining a permit from the District therefor. Applications for any such alteration, change or realignment shall be made in writing and shall be accompanied by a plan showing the alterations, changes, or realignments proposed.

Any such change, alteration, or realignment will be presumed to interfere with the safety, efficiency, and capability of such reservoir, and such permits will be granted only upon the showing by applicant that such interference will not be material. Such permits shall be granted or withheld solely at the discretion of the District.

The District will prior to the issuance of a permit for construction provide an inspection by an authorized employee of the District to determine if any habitat for the Concho water snake will be disturbed during the construction. If the area where construction is planned does contain Concho water snakes, the District will determine what must be done prior to the issuance of a

permit or if a permit can be issued. In certain critical situations a permit for shoreline construction or alteration may be denied.

No such permit granted may be transferred or assigned by the Grantee. No such permit will be granted to allow a cut or channel across and beyond ground elevation: Lake J.B. Thomas, Elevation 2258.00 above mean sea level; E.V. Spence Reservoir, Elevation 1898.00 above mean sea level; and O.H. Ivie Reservoir, Elevation 1551.5 above mean sea level.

No dredging of District owned reservoirs shall be permitted without written consent from the District. Shoreline lot owners desiring to remove silt and sediment buildup around boat ramps and docks shall be permitted to do so only after submitting a written request. The excavation and dredging of silt and sediment shall be entirely removed from the reservoir basin and placed above the flood easement elevation: Lake J.B. Thomas, Elevation 2265.00 above mean sea level; E.V. Spence Reservoir, Elevation 1912.00 above mean sea level; and O.H. Ivie Reservoir, Elevation 1567.00 above mean sea level. Any placement of dredge material below the flood ease elevation shall require a Shoreline Alteration Permit. Placement of dredge material below elevation: Lake J.B. Thomas, Elevation 2258.00 above mean sea level; E.V. Spence Reservoir, Elevation 1900.00 above mean sea level; and O.H. Ivie Reservoir, Elevation 1555.0 above mean sea level, shall be strictly prohibited.

#### **14. ALTERATION OF FLOOD EASEMENT**

Alterations of the flood easement contour for the purpose of building a habitable structure will require a permit granted by the District. Applications for the alteration of the flood easement shall be submitted in writing and shall be accompanied by a plan showing the alterations proposed and the method of construction.

Such alterations shall be permitted if the proposal provides for a continuous elevation of at least the maximum flood elevation of the flood easement. The flood elevations shall be: Lake J.B. Thomas, Elevation 2265.00 feet above mean sea level; E.V. Spence Reservoir, Elevation 1912.00 feet above mean sea level; O.H. Ivie Reservoir, Elevation 1567.00 above mean sea level.

Construction of the proposed building site will require a continuous elevation from the existing contour elevation throughout the building site of at least the elevation cited herein. The site must be constructed as a continuous peninsula towards the shoreline of the lake or reservoir. No islands will be permitted.

Sanitation and sewage facilities for any such altered flood easement shall conform to the provisions of Section II, para. 1. Power (electric) meters and electrical disconnects shall be at or above the flood easement elevation (Lake J.B. Thomas, Elevation 2265.00 feet above mean sea level; E.V. Spence Reservoir, Elevation 1912.00 feet above mean sea level; O.H. Ivie Reservoir, Elevation 1567.00 above mean sea level.)

#### **15. SWIMMING, SKIING, SURFBOARDING, AND WATERCRAFT OPERATION**

- A. The District's General Manager is authorized to designate areas or zones in which the operation of watercraft shall be forbidden or in which the speed of watercraft shall be restricted. Such zones shall be marked by buoys or signs stating the prohibition or restriction pursuant to Section 31.092 of the Texas Water Safety Act. No watercraft shall be operated within a forbidden zone. Watercraft operating in any restricted zone shall be operated in a manner that fully complies with the posted restriction. This section shall not apply to District patrol or rescue watercraft.
- B. Watercraft operating within 50 feet of the shoreline, any boathouse, dock or other lakeshore facility, an occupied watercraft or an area in which people are swimming or diving shall be operated at a slow, no wake speed (a headway speed that does not create a swell or wake).
- C. All persons participating in water-skiing, aquaplaning, tubing, windsailing, surfboarding, wind surfing, para-sailing, and other similar activities shall wear a U.S. Coast Guard approved Personal Flotation Device (life preserver) when on the waters of any District owned lake or reservoir.
- D. Swimming is prohibited within 100 feet of all public loading ramps and courtesy docks that are operated by the District.

## **16. ABANDONMENT OF PROPERTY**

Abandonment of personal property on lands or waters of District owned lakes or reservoirs is prohibited. Personal property shall not be left unattended except in accordance with permits issued therefor. Property abandoned or left unattended in excess of 48 hours will be impounded by the District. The owner of said property may reclaim the property within seven (7) days by reimbursement of reasonable cost of securing the property. At the end of the seventh day of impoundment the District will begin charging an impoundment fee. If the owner of said property has not reclaimed the property within ninety (90) days from the date of impoundment, paid the cost of securing the property and the impoundment fees, the District will dispose of the property in the most expedient manner by selling, destroying, converting to District use or any other method determined to be the most appropriate to the District.

## **17. VEHICLE OPERATION AND SPEED LIMITS IN PARK AREAS**

- A. The speed of any vehicle shall be such that life and property will not be endangered and shall be kept within posted limits on District owned lands.
- B. Vehicles having current licenses and inspection stickers are the only vehicles that will be permitted on public roads within District owned lands. Unlicensed off-road vehicles such as All-Terrain Vehicles (ATV's) and dirt bikes shall not be permitted within District owned lands. The District has no designated areas for off-the-road vehicles (ATV's, etc.) and dirt bikes operated by the general public. However, this rule shall not apply to District owned or operated ATV's used in the conductance of District operational activities by District staff or personnel.

## **18. PETS, LIVESTOCK AND/OR DOMESTICATED ANIMALS**

- A. All pets or domesticated animals within any District recreation park or public use area shall be restrained on leashes that do not exceed ten feet in length, at all times when they are not satisfactorily confined. The owners of pets are responsible for cleaning up behind their pets before leaving the campsite.
- B. No pets or domesticated animals, except guide or drug detection dogs, shall enter into a public building operated by or for the District, and no such pets or animals shall enter into the waters of a designated swimming area in the Reservoirs or onto the adjoining beachside land of the District, if so designated.
- C. No livestock (cattle, sheep, goats, and/or horses) shall be permitted in or on District recreation parks and/or public use areas.
- D. No vicious or dangerous animals (as determined by the District or its delegate) shall be allowed in or on District recreation parks and/or public use areas.

## **19. ANCHORING CRAFT OR FLOAT**

It shall be unlawful to anchor any raft or float upon the waters of any District owned lake or reservoir at any place other than at the water's edge and between a projection of lot lines of a lot or lots owned or leased by the owner of such raft or float; except that any raft or float may be anchored at any place not otherwise prohibited, upon the waters of any District owned lake or reservoir so long as such raft or float is occupied or attended by any person or persons of the age of fourteen (14) years or older.

## **20. BUOYS, FLOATS, OR MARKERS**

It shall be unlawful for any person to anchor, moor, or otherwise affix a boat, a trot line, or other fishing apparatus to any buoy, float, or marker belonging to the District.

## **21. THROWING TRASH AND DEBRIS ON LANDS OR INTO LAKES OR RESERVOIRS**

- A. It shall be unlawful for any person to discharge or dispose upon any District owned lands any can, bottle, rubbish, garbage, or waste material of any kind.
- B. It shall be unlawful for any person to discharge or dispose upon the waters of any District

owned lakes or reservoirs any can, bottle, rubbish, garbage, or waste material of any kind.

- C. The disposal of trash, garbage, rubbish, or household waste material into dumpsters and trash barrels by individuals other than those using District recreation facilities, shall be prohibited.

## **22. PICNICKING OR CAMPING IN PUBLIC AREAS**

- A. It shall be unlawful to camp in any public area for more than seven (7) consecutive days.
- B. Permits shall be required for picnicking or camping in any designated public area at any District owned lake or reservoir. Permits as defined in Section II, paragraph 6 of this Ordinance shall be required for any person or group picnicking, camping, or using any of the recreational facilities located in any designated public area adjacent to District owned lakes and reservoirs.
- C. The unauthorized placement of camping equipment or other items on a campsite and/or personal appearance without overnight occupancy at a campsite for the purpose of reserving a designated campsite for future occupancy is prohibited.
- D. Campers and picnickers shall deposit garbage and waste in trash receptacles provided at camping areas and shall not litter or contaminate any camping or picnic areas.
- E. Campers and picnickers shall be liable for any damages caused by pets and carelessness with fires.
- F. The operation of electricity-producing generators in District recreation parks and/or public use areas shall be in a manner that does not disturb others using any such areas.
- G. Except as specifically authorized by the District, no person shall pull up, tear up, dig up, cut, mutilate, break, burn, remove or destroy any tree, shrub or plant on District recreation parks and/or public use lands.
- H. Quiet shall be maintained in all public use areas between the hours of 11 p.m. and 6 a.m. Excessive noise during such times which unreasonably disturbs people is prohibited.
- I. Any act or conduct by any person which interferes with, impedes or disrupts the use of public areas or impairs the safety of another person is prohibited. Individuals who are boisterous, rowdy, and disorderly or otherwise disturb the peace on District recreation parks and/or public use areas or waters may be requested to leave such parks, areas, or waters.
- J. The operation or use of any audio or other noise producing device including, but not limited to, radios, televisions, or musical instruments and motorized equipment, including vessels or vehicles, in such a manner as to unreasonably annoy or endanger people at any time or exceed state or local laws governing noise levels from motorized equipment is prohibited.

## **23. DISTURBANCE OF ARCHAEOLOGICAL SITES**

It shall be unlawful to disturb, dig, or collect archaeological or historical artifacts from any District owned lands adjacent to lakes and reservoirs. The *Natural Resources Code of Texas, Chapter 191*, Antiquities Code, under Title 9, makes it a misdemeanor to disturb archaeological or historical features or collect artifacts on public lands. The provisions of the State Law and this Ordinance will be strictly enforced with regard to the disturbance or collection of archaeological or historical artifacts.

## **24. VANDALISM, TERRORISM, AND/OR DESTRUCTION OF FACILITIES**

Any act of vandalism, terrorism, and/or destruction of District facilities shall be a violation of this ordinance. These activities shall include but not be limited to intentional damage or harm to reservoir pump stations, electrical substations, electrical power poles, water pipelines, pipeline pump stations, water tanks, barge pump stations, dams, service spillway facilities, balancing reservoirs, diversion works and their associated reservoirs, District control stations, District offices, and maintenance facilities.

## **25. AQUATIC VEGETATION MANAGEMENT:**

The occurrence of nuisance aquatic vegetation in District owned lakes and reservoirs may

cause problems for shoreline property owners at their docks, boat ramps, and/or raw water intakes. Under Chapter 31 Texas Administrative Code, Subchapter K, Aquatic Vegetation Management Rules, §§ 57.930-57.934 and 57.936, and Texas Parks and Wildlife Code Subchapter G, Aquatic Vegetation Management, §§ 11.081-11.086, rules and guidance specify the minimum necessary procedures to be followed before proceeding with the control and management of nuisance aquatic vegetation. Any individual desiring to control or manage any aquatic vegetation shall develop and submit to the Texas Parks and Wildlife Department (TPWD) a treatment proposal as specified in the TPWD Guidance Document for Aquatic Vegetation Management. The individual shall also notify the District at the time of this application and provide a copy of the treatment proposal to the District's Manager for Natural Resources for coordination and to insure the District's water intakes are adequately protected.

### **SECTION III WILDLIFE MANAGEMENT AREAS (WMA)**

#### **1. GENERAL INFORMATION**

Wildlife Management Areas (WMA) owned by the District will be open to the public for consumptive (hunting) and non-consumptive (hiking, bird watching, photography, fishing, etc.) at certain times of the year. These lands are comprised of three separate tracts (Riverside WMA, Giesecke WMA, and Talpa WMA) located near or contiguous with the O.H. Ivie Reservoir (Concho, and Runnels Counties). The Riverside WMA will be open in March, April, May, June, July, August, and through September 30<sup>th</sup> for non-consumptive, "limited" uses. Access to these lands for consumptive use (public hunting) will be predicated on game availability that will be evaluated on an annual basis. The Giesecke WMA, because of its small size (400 acres) and considerable shoreline exposure, will not be open for public access or hunting except by special authorization.

#### **2. WMA LIMITED USE ACCESS (NON-HUNTING)**

Individuals wishing to use the wildlife management areas for non-consumptive use shall obtain a Recreation "Daily Vehicle Pass" (see Section II, paragraph 6B of this ordinance). This permit will allow the user access to the Riverside WMA at designated parking areas with "walk-through" gates.

#### **3. WMA PUBLIC HUNTING PERMIT**

Any individual wishing to use the wildlife management areas for consumptive use shall obtain a "WMA Public Hunting Permit". Applications for public hunting permits must be received by the District no earlier than July 15<sup>th</sup> and not later than August 15<sup>th</sup> for deer, turkey, and quail hunts. To obtain a WMA Public Hunting Permit", call CRMWD at 915-267-6341 or mail your request for an application to:

CRMWD  
P.O. Box 869  
Big Spring, TX 79721  
ATTN. PUBLIC HUNTING

An application form will be mailed to you to be completed. Return the application along with the required fees to:

CRMWD-Ivie Reservoir Field Office  
Recreation Department  
HCR 82, Box 4B  
Leaday, TX 76888  
ATTN. PUBLIC HUNTING

Youth 17 years of age and under may hunt free, but are required to have a permit and MUST be under the direct supervision of an authorized adult who possesses a valid "WMA Public Hunting Permit".

Any person applying for a "WMA Public Hunting Permit" born after September 2, 1971, must

show proof of having successfully completed a “Hunter Education Course” and such proof must be on the person while hunting. In the event the applicant is attending a “Hunter Education Course” the applicant must so state; however, prior to issuing a “WMA Public Hunting Permit” the applicant must show proof of successfully completing the course.

Selection of the individual(s) for weekend (only) hunts will be determined by drawing. The issuance of hunting permits may be limited by game availability. A preference may be requested for three weekends in desired order; however, drawing for any one of those weekends cannot be guaranteed. All fees, along with a copy of the “Hunter Education Certificate” or a statement that the applicant is presently enrolled in a “Hunter Education Course” (if required), must be sent in with your application. No additions, deletions, or changes will be permitted once the application has been received by the District. Some hunting areas will allow for parties of up to four hunters. Applications for public hunting permits must be received no earlier than July 15<sup>th</sup> and not later than August 15<sup>th</sup> for deer, turkey, and quail hunts. Any application received with incorrect fees or incomplete information will be returned.

Successful applicants will be notified in September of their hunting assignments. Unsuccessful and/or disqualified applicants will be notified by mail, and their hunting fees will be returned.

Hunting areas will be accessible for hunting from 12:00 Noon Friday through 1½ hours after sunset on Sunday evening.

#### **4. NON-CONSUMPTIVE USE RULES**

A Recreation Vehicle Pass, either Daily, Annual or Senior Citizen Annual, shall be required to enter the WMA for non-consumptive activities. The Vehicle Pass shall be displayed from the rear-view mirror as required.

The Talpa WMA will not be available for non-consumptive use.

Hours for non-consumptive use are Sunrise to Sunset.

No camping permitted on any Wildlife Management Areas.

No firearms allowed.

No smoking permitted on Wildlife Management Areas.

No fires or fireworks of any kind are permitted.

Access shall be from designated “walk-in” areas only. Giesecke WMA access from Ivie

Reservoir (via boat) only.

Public access is to be foot access only. **NO** vehicles, ATV’s, motorcycles, bicycles, etc. allowed by public on any WMA lands.

Unauthorized vehicles or persons inside the Wildlife Management Area may be subject to a fine or the vehicle towed at the owner’s expense.

Removal or disturbance of any natural resource and/or artifact within or from the Wildlife Management Area is prohibited.

All areas shall be closed for non-consumptive use during the hunting seasons (October 1<sup>st</sup> through February 28<sup>th</sup>/29<sup>th</sup>).

Youth 17 years of age and under **MUST** be under the direct supervision of an authorized adult.

#### **5. PUBLIC HUNTING RULES**

Hunting allowed by Permit **ONLY**. Requests for applications for permits can be made by phone 915-267-6341 or by mail to:

CRMWD

P.O. Box 869

Big Spring, TX 79721

ATTN. PUBLIC HUNTING

Hunting applications, all fees, and a copy of Hunters Education Certificate, if required, must be received at the CRMWD-Ivie Reservoir Field Office no earlier than July 15<sup>th</sup> and not later than August 15<sup>th</sup> for deer, turkey, and quail hunts.

CRMWD-Ivie Reservoir Field Office  
Recreation Department  
HCR 82, Box 4B  
Leaday, TX 76888  
ATTN. PUBLIC HUNTING

ALL Applications will be returned if the hunting fees are not included, incorrect, or information is incomplete.

Hunting fees of applicants not selected in drawing will be refunded. If game census results dictate no hunting for the current season, hunting fees will be refunded.

Selection for hunts will be random drawing only. The availability of permits will be based upon game availability that will be determined annually prior to the hunting season.

Game animal bag limits will be recommended by District wildlife management staff based upon annual census results conducted prior to the hunting season. The District's General Manager shall approve all bag limit recommendations that are not consistent with the Texas Parks and Wildlife Department (TPWD) bag limits for Runnels and Concho counties. In no instance shall bag limits exceed that which is established by the TPWD for Runnels and Concho counties.

A Vehicle Pass will be issued with the hunting permit and shall be displayed in the windshield or dash of the vehicle whenever the vehicle is on wildlife management lands.

No more than one weekend hunt per party or individual per year.

No more hunters than indicated in designated hunting areas.

If your name appears on more than one application for public hunting, then not only are you disqualified, but all members of each application on which your name appears are also disqualified. ALL DUPLICATE APPLICATIONS WILL BE DISQUALIFIED.

Only Shotguns and legal bows and arrows (as defined by the Texas Parks and Wildlife Department) are authorized for hunting. Slugs and shot no larger than #4 are allowed. Buckshot is prohibited. Flintlock and percussion cap muzzleloaders, .50 caliber and larger, shall be permitted during the designated gun season only.

"No shows" will not have their fees refunded nor will they be allowed to "makeup" their hunt.

A Hunters Bag Record (backside of Vehicle Pass) is required to be filled out regardless of outcome of hunt and returned (via mail) to the CRMWD-Ivie Reservoir Field Office, or deposited in the Hunters Bag Record deposit boxes located at each walk-in gate. Failure to submit this bag record will result in the loss of future hunting privileges.

With the exception of archery hunters during the bow-only season, hunters shall wear a minimum of 400 square-inches of fluorescent orange clothing and orange headwear. There must be a minimum of 144 square-inches of the orange on both front and back chest areas. Archery hunters choosing to hunt during the gun season shall also wear the fluorescent orange clothing.

Youth 17 years of age and under may hunt FREE but are required to have a permit and MUST be under the direct supervision of an authorized adult who possesses a valid "WMA Public Hunting Permit".

Hunting areas shall open for access at Noon on Friday and hunters shall depart the WMA's not later than 1½ hours after sunset each day (Friday, Saturday, and Sunday). All hunters and vehicles must be out of the area at this time. Properly permitted hunters will be allowed to camp in the Ivie Reservoir Recreation Parks (Kennedy Park, Padgitt Park, and Concho Park).

Hunting seasons and hunting times are established by the Texas Parks and Wildlife Department (TPWD). TPWD Game Wardens and District code enforcement officer's will patrol all District wildlife management areas as required.

Hunting with another person's permit or allowing another person to use your permit is prohibited.

No public hunting will be allowed on Thanksgiving Day, during the Christmas holiday, and the New Year holiday. If Christmas and/or the New Year holiday falls on Friday, Saturday, Sunday, or Monday, no hunting will be allowed that weekend.

Access shall be at designated “walk-in” gates located at each parking area. All access is to be foot access only. NO vehicles, ATV’s, motorcycles, bicycles, etc. allowed on any WMA lands. Access or departure at any other point is prohibited. Violation of this rule will result in loss of future hunting privileges.

Hunters shall hunt in only those areas assigned to them.

No hunting is permitted within 150 feet of cleared boundary lines, or across boundary lines (between areas).

Hunters must have in their possession at all times the “WMA Public Hunting Permit” and “Hunter Education Certificate”, if required.

Game species permitted to be hunted and/or taken are deer, turkey, and quail. No other animal, whether game or non-game may be hunted or taken.

Loaded shotguns, muzzleloaders, and bows with arrows may be possessed only while hunting, and must be unloaded while in transit to and from hunting areas.

Overnight camping on Wildlife Management Areas is strictly prohibited. Properly permitted hunters will be allowed to camp in the developed Ivie Reservoir Recreation Parks (Kennedy Park, Padgitt Park, and Concho Park).

Removal or disturbance of any plants, rocks, artifacts, or other natural resources on Wildlife Management Areas is prohibited.

No firearms may be possessed during the archery-only season.

No smoking permitted in the Wildlife Management Areas.

No campfires or fireworks are permitted in the Wildlife Management Areas.

No littering.

No dogs are allowed except to hunt quail.

Wildlife Management Areas shall not be opened for spring turkey hunting.

Target or trap shooting is prohibited.

Unauthorized vehicles are subject to towing and impoundment at owner’s expense.

All federal, state, and local laws are enforced on the Wildlife Management Areas.

Violations of any District regulations, or any other federal, state, or local laws may result in loss of future hunting privileges.

The rules and regulations contained herein shall apply to public access only.

**SECTION IV**  
**CODE ENFORCEMENT, PENALTIES,**  
**CONFLICTING ORDINANCES, AND SEVERABILITY**

**1. CODE ENFORCEMENT OFFICERS**

Realizing that the county and state peace officers having jurisdiction in the counties of Borden, Coke, Coleman, Concho, Howard, Mitchell, Runnels, and Scurry, in which District facilities are located, due to the pressure of their other duties, shall not be depended upon for the enforcement of the provisions of this Ordinance, it is hereby provided that the General Manager of this District, without other and further order of the Board of Directors, shall be directed, authorized, and empowered to employ and establish one or more peace and/or code enforcement officers of this District. The compensation of any such officer and the duration of service shall be fixed by the General Manager of said District. Any such peace and/or code enforcement officer shall be required to give a good and solvent surety company bond, the premium thereon to be payable by the District, in the penal sum of \$1,000, payable to this District, which shall be conditioned insofar as is, or may be provided by the laws of Texas with respect to the sheriffs of counties, but such

bond may contain such other and further conditions as may be deemed by this District to be appropriate. Upon approval of any such bond by the Board of Directors of this District or its duly authorized agent, any such peace and/or code enforcement officer insofar as may be appropriate, shall be required to take the oath of office prescribed, or to be subscribed, by the laws of Texas for sheriffs of counties of this State. The duties of any such peace and/or code enforcement officer shall be only those authorized by provision of the act of the Texas Legislature creating this District, and this District shall have no liability for any act of any such peace and/or code enforcement officer, whether within or exceeding the scope of his lawful authority save in cases where such officer may be acting under express recorded authorization by this Board of Directors. Every peace and/or code enforcement officer employed under this Ordinance shall be furnished with proper identification to give evidence of his authority to act for the District.

Each such peace and/or code enforcement officer shall have the authority and duty to enforce the provisions of the Ordinance and all reasonable rules and regulations adopted hereunder. Any such peace and/or code enforcement officer, in any event, shall have the power and duty to file specific complaints concerning offenses committed in violation of this Ordinance, or in violation of any laws of the State of Texas, or violation of any laws of the United States of America.

## **2. PENALTIES**

The breach of any District rule or regulation contained herein, by the doing of any act forbidden by this Ordinance or the failure to do any act required by this Ordinance shall be considered a Class "C" misdemeanor, which in case of a conviction thereof, shall be punished by the assessment of a fine not to exceed Two Hundred (\$200.00) Dollars, or imprisonment for not more than thirty (30) days, or may provide both such fine and such imprisonment. The penalties hereby authorized shall be in addition to any other penalties provided by the laws of the State of Texas or the United States of America and may be enforced by complaints filed in the appropriate court of jurisdiction. Each twenty-four (24) hour period of any violation constitutes a separate offense.

Any person, persons, firm, or corporation found guilty of violation of any section or sections of this Ordinance shall upon request of the District surrender his permit or lease for suspension or cancellation by the District. Any fees which may have been paid by the Permittee for such permit shall automatically be forfeited, and the District shall not, in any event, be liable for the return or refund of any part thereof.

## **3. REPEAL OF CONFLICTING ORDINANCES**

All ordinances or parts of ordinances in conflict with this Ordinance or any part thereof are hereby repealed, but only to the extent of such conflict.

## **4. CIVIL ACTION BY CRMWD**

- A.** In Addition to, and without limiting the other powers of the CRMWD, and without altering or waiving any criminal penalty provided herein, the CRMWD may bring an action in the name of the CRMWD in any court of competent jurisdiction for restraining orders and injunctive relief to restrain and enjoin violations or threatened violations of these ordinances.
- B.** Venue for an action instituted by the CRMWD lies either in Howard County or in the county in which the activity sought to be restrained is alleged to be taking place.

## **5. PARTIAL INVALIDITY (SEVERABILITY CLAUSE)**

If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

**SECTION V  
PUBLICATION**

The provisions of this Ordinance and the rules and regulations herein contained shall become effective and of full force and effect upon the expiration of five (5) days next after the District shall have caused a substantive statement of these rules and regulations together with the penalty for the violation thereof to be published once a week for two (2) consecutive weeks in Borden, Coke, Coleman, Concho, Howard, Mitchell, Runnels, and Scurry Counties, Texas.

As evidence of the enactment hereof on this 12<sup>th</sup> day of December, 2001, witness the signature hereof on this day by Charles R. Perry, President of the District, with the imprinting of the District's seal.

COLORADO RIVER MUNICIPAL WATER DISTRICT

/s/ Charles R. Perry, President

ATTEST:

/s/ Jim Bill Little, Secretary-Treasurer

DISTRICT SEAL:

/seal/