



# COLORADO

## Parks and Wildlife

Department of Natural Resources  
Policy and Planning  
6060 Broadway  
Denver, CO 80216

TO: Members of the Colorado Parks and Wildlife Commission  
FROM: Hilary Hernandez, Regulations Manager  
RE: July 20-21, 2023 Parks and Wildlife Commission Meeting Regulatory Items  
DATE: July 7, 2023

The regulatory items detailed below are scheduled to be addressed at the Colorado Parks and Wildlife Commission's July 20-21, 2023 meeting. If there are questions about any of the agenda items below, or if additional information is needed, please feel free to contact Hilary Hernandez at [hilary.hernandez@state.co.us](mailto:hilary.hernandez@state.co.us).

### ISSUES IDENTIFICATION

#### **Agenda Item 11: Chapter P-1 - "Parks and Outdoor Recreation Lands" 2 CCR 405-1**

Open for annual review of the entire chapter including,

- Extending the pilot testing of the timed entry reservation system at Eldorado Canyon State Park.
- Updating the property specific regulations for Fishers Peak as the park is developed.

### CONSENT AGENDA

### FINAL REGULATIONS

#### **Agenda Item 13.1: Chapter P-3 - "River Outfitters" 2 CCR 405-3**

Open for final review of a cleanup to life jacket requirements for river outfitters.

### EMERGENCY REGULATIONS

#### **Agenda Item 13.2: Chapter W-2 - "Big Game" 2 CCR 406-2**

Open for an emergency review of a cleanup to the season dates for hunt code BE087U6R.



## ISSUES SUBMITTAL FORM

Date: 07/07/2023

<b>ISSUE:</b>	Should the Timed Entry Reservation System implemented at Eldorado Canyon State Park be extended for 2024?		
<b>DISCUSSION (FACTS AND FIGURES, EXPLANATION OF ISSUE):</b>			
<p>The Timed Entry Reservation System pilot ran last year from July 23 - Sept 15 for 2022. The initial results from the reservation system had positive results in reducing the crowding at the entrance and parking areas. The reservation system will run again this year from May 15 – Sept 15 for 2023. Park staff would like to extend the pilot one more year from May 15- Sept 15, 2024. This will allow Park staff to evaluate the effectiveness of the Timed Entry Reservation System at the conclusion of the 2023 season, then evaluate it again at the conclusion of the 2024 season.</p> <p>Education and awareness of the Timed Entry Reservation System will continue with signage at the park, on social media, through contacts with visitors at the park, partnering agencies, and through local and regional newsprint and media outlets.</p> <p>The Timed Entry Reservation System extension will continue to follow the currently approved regulation as stated in #100-D.10.d.</p>			
<b>STATE LAW REQUIRES CPW TO SOLICIT INPUT FROM STAKEHOLDERS THAT MAY BE AFFECTED POSITIVELY OR NEGATIVELY BY THE PROPOSED RULES. THE FOLLOWING STAKEHOLDERS HAVE BEEN ADVISED OF AND INVITED TO PROVIDE INPUT ON THE REGULATORY CHANGES PROPOSED IN THIS ISSUE PAPER:</b>			
<b>*IT IS ASSUMED THAT ALL NECESSARY INTERNAL PARTIES HAVE BEEN NOTIFIED*.</b>			
<b>ALTERNATIVES: (POSSIBLE OUTCOMES or POSSIBLE REGULATIONS):</b>			
<p><b>1. *Preferred Alternative*:</b>                  During the period beginning on <del>July 1</del> <u>May 15</u>, 202<del>23</del> and continuing through September 15, 202<del>23</del> and then beginning on May 15, 202<del>34</del> and continuing through September 15, 202<del>34</del>, on every Saturday, Sunday and federal or state holiday, no motorized vehicle shall enter, park or use any facilities of Eldorado Canyon State Park from 5:30 am until 5:30 pm unless such use is by the authority of a valid day use reservation issued through the approved reservation system by Colorado Parks and Wildlife.</p> <p>2. No change in current regulations.</p>			
<b>Issue Raised by:</b>	N. E. Region CPW Staff		
<b>Author of the issue paper (if different than person raising the issue):</b>	John Carson PMIV Eldorado Canyon State Park		
<b>CC:</b>			
<b>APPROVED FOR FURTHER CONSIDERATION BY:</b>			Mark Leslie
<b>REQUIRES NEW SPACE IN THE BROCHURE?</b>			<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
<b>ARE ADEQUATE STAFF AND FUNDING RESOURCES AVAILABLE TO IMPLEMENT?</b>			<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
<b>REGION, BRANCH, OR SECTION LEADING IMPLEMENTATION</b>			NE Region
<b>RECOMMENDED FOR CONSENT AGENDA?</b>			<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO

# ISSUES SUBMITTAL FORM

Date: 07/07/2023

<b>ISSUE:</b>	Should the regulations for Fishers Peak State Park be updated to remain current as the park is developed?
<b>DISCUSSION (FACTS AND FIGURES, EXPLANATION OF ISSUE):</b>	
<p>The 19,200-acre Fishers Peak State Park (FPSP) is located south of the City of Trinidad in Las Animas County, Colorado, and is one of CPW's newest state parks. Because FPSP has been open to the public since CPW's first year of ownership, and because the park will offer evolving public access and visitor opportunities as the park is developed, ongoing updates to park regulations will be necessary.</p> <p>Initial park-specific regulations were established in 2020, prior to the park's limited public opening in October of 2020, and reflected the regulations necessary for the park at that time. Since 2020, the park master plan has been completed and an additional eleven (11) miles of trail have been constructed. A portion of these newly-constructed trails allow for mountain bike use. Before the end of 2023, we anticipate additional trail construction to be completed to allow access to the peak itself (Fishers Peak) and to allow limited back-country camping in designated sites.</p> <p>The regulation changes proposed below are necessary for CPW to safely manage new activities at FPSP, including 24-hour access for camping, permitted biking on designated trails, the park's high wildfire risk, and protection of visitors and the peak's rare and endangered plant species once access to Fishers Peak is granted.</p>	
<b>STATE LAW REQUIRES CPW TO SOLICIT INPUT FROM STAKEHOLDERS THAT MAY BE AFFECTED POSITIVELY OR NEGATIVELY BY THE PROPOSED RULES. THE FOLLOWING STAKEHOLDERS HAVE BEEN ADVISED OF AND INVITED TO PROVIDE INPUT ON THE REGULATORY CHANGES PROPOSED IN THIS ISSUE PAPER:</b>	
<b>*IT IS ASSUMED THAT ALL NECESSARY INTERNAL PARTIES HAVE BEEN NOTIFIED*.</b>	
<b>[List stakeholder groups and briefly summarize comments received]</b>	
<p>Fishers Peak State Park users will be affected.</p> <p>Public outreach and input from stakeholders regarding these visitor opportunities and restrictions were conducted during the robust master planning effort wrapped up in the summer of 2022.</p>	
<b>ALTERNATIVES: (POSSIBLE OUTCOMES or POSSIBLE REGULATIONS):</b>	
<p><b>1. *Preferred Alternative*:</b></p> <p><b><u>Remove the following property-specific regulations which are no longer valid:</u></b></p> <ul style="list-style-type: none"><li>i) Public access is allowed only from sunrise to sunset, except as otherwise authorized in a Special Activity Permit issued in accordance with (h) of these regulations.</li><li>ii) Trail use is restricted to pedestrian use only.</li><li>iii) Parking is prohibited, except in designated areas. <b>(This is covered by the general regulations.)</b></li></ul> <p><b><u>Add the following property-specific regulations relevant to additional access in 2023:</u></b></p> <ul style="list-style-type: none"><li>i) It shall be unlawful to climb, traverse, or rappel, on or from the summit or rock formations of Fishers Peak.</li><li>ii) Fires are permitted only in Division-furnished grills or fireplaces; LP gas or liquid fueled stoves that allow the operator to turn the fuel on and off are permitted only in designated campsites or picnic areas.</li></ul>	
<p><b>2. Alternative 2:</b> Status Quo, new potential opportunities remain closed to all public access.</p>	

<b>Issue Raised by:</b>	<b>Crystal Dreiling</b>
<b>Author of the issue paper (if different than person raising the issue):</b>	<b>Crystal Dreiling</b>
<b>CC:</b>	<b>Southeast Region Park Mgrs. and Area Wildlife Mgrs.</b>
<b>APPROVED FOR FURTHER CONSIDERATION BY:</b>	<b>Mitch Martin</b>
<b>REQUIRES NEW SPACE IN THE BROCHURE?</b>	<input checked="" type="checkbox"/> <b>YES</b> <input type="checkbox"/> <b>NO</b>
<b>ARE ADEQUATE STAFF AND FUNDING RESOURCES AVAILABLE TO IMPLEMENT?</b>	<input checked="" type="checkbox"/> <b>YES</b> <input type="checkbox"/> <b>NO</b>
<b>REGION, BRANCH, OR SECTION LEADING IMPLEMENTATION</b>	<b>Southeast Region</b>
<b>RECOMMENDED FOR CONSENT AGENDA?</b>	<input type="checkbox"/> <b>YES</b> <input checked="" type="checkbox"/> <b>NO</b>