

- 1 (F) On the Colorado River, between Longhorn Dam and U.S. Highway 183, a
2 person must ~~[may]~~ obtain a concession to rent ~~[to the public]~~ a boat designed
3 for recreational rowing that can withstand swiftly flowing water and
4 fluctuating water levels, including a kayak, canoe, rowboat, or fishing boat,
5 [or johnboat] to the public. A person may not obtain a concession to rent
6 inflatable flotation devices.

7 **PART 2.** City Code Section 8-5-1 (*Definitions*) is amended to add the following new
8 definitions, and to renumber the remaining definitions accordingly:

- 9 (3) INFLATABLE FLOTATION DEVICE means an inner tube or other water
10 recreational form or apparatus that is inflated with air or foam and is non-
11 navigable. This term includes inflatable chaise loungers, air mattresses, and
12 other inflatable devices.
- 13 (6) NAVIGABLE RECREATIONAL APPARATUS means an apparatus that is
14 capable of being guided or steered against swiftly flowing and fluctuating
15 water levels.

16 **PART 3.** City Code Chapter 8-5 (*Waterways Access and Use*) Article 3 (*Recreational*
17 *Activities*) is amended to add new Sections 8-5-50 and 8-5-51 to read:

18 **§ 8-5-50 SWIMMING IN THE COLORADO RIVER.**

19 A person may not swim in the Colorado River between Longhorn Dam and U.S.
20 Highway 183, unless the person is:

- 21 (A) performing an official duty as an officer or employee of the city;
22 (B) attempting to rescue or recover another person;
23 (C) performing dredging or construction work authorized by Council; or
24 (D) participating in a public event or exhibition authorized by Council.

25 **§ 8-5-51 INFLATABLE FLOTATION DEVICES.**

26 A person may not operate, use, or otherwise ride in an inflatable flotation device
27 on the Colorado River, between Longhorn Dam and U.S. Highway 183. This prohibition
28 does not apply to a person:

- 29 (A) performing an official duty as an officer or employee of the city;
30 (B) attempting to rescue or recover another person;
31 (C) performing dredging or construction work authorized by Council; or

(D) participating in a public event or exhibition authorized by Council.

PART 4. This ordinance takes effect on _____, 2013.

PASSED AND APPROVED

_____, 2013 § _____
 § _____
 § _____
 Lee Leffingwell
 Mayor

APPROVED: _____ **ATTEST:** _____
 Karen M. Kennard Jannette S. Goodall
 City Attorney City Clerk