

CHAPTER 5 DESIGNATED USE AREAS

Section 4 - 501 Designated Use Areas.

All areas of the CRIR are designated use areas for ORV operations with the following exceptions and restrictions:

(a) That portion of the Colorado River Indian Reservation on the California side of the Colorado River from the northern end of the Palo Verde Valley on the south (Section 7, Township 5S, Range 24E, San Bernardino Base and Meridian, California) and the Agnes Wilson Bridge (Section 34, Township 1S, Range 24E, San Bernardino Base and Meridian, California), on the north; excluding the following described property; the area east of Alligator Slough to the Colorado River located in portions of Section 3,4,5,8,9 and 10, Township 2S, Range 24E, San Bernardino Base and Meridian, California is closed to all ORV use. A map depicting the affected area is attached hereto as Exhibit A.

(b) The area from Osborn wash east bank where it joins the Colorado River and east along the river bank to the Colorado River Indian Reservation boundary line then south along the Colorado River Indian Reservation boundary line to State route 95 then west along the north fence line of State route 95 to the Osborn wash then north along the east bank of Osborn wash to the Colorado River is closed to all ORV use. A map depicting the affecting area is attached hereto as Exhibit B, "Badenochs Area".

(c) The area from First Avenue and Arizona Street then along the north edge of Arizona Street to the Town of Parker limit line then north along the Town of Parker limit line to Ocotillo Street then along the west edge of Ocotillo Street and Seventh Street then west along the Town of Parker limit to the west edge of Quartz to the mesa to the west along the mesa to First Avenue then south along the east edge of First Avenue to First Avenue and Arizona Street is closed to all ORV use. A map depicting the affected area is attached hereto as Exhibit C, "Indian Health Service Area".

Section 4 - 501 Designated Use Areas continued

(d) The area starting at the southeast corner of the Parker Unified School District Bus Barn fence line then traveling west along the south Parker Unified School District Bus Barn fence line to the southwest corner of the Parker Unified School District Bus Barn fence line corner (approximately 1575 feet) then north along the east Parker Unified School District Bus Barn fence line to the southeast corner of the Desert Sun Housing development fence line (approximately 413 feet) then traveling west along the Desert Sun Housing development fence line (approximately 655 feet) then traveling south along an unnamed dirt road to the edge of the right of way at Mohave road (approximately 1483 feet) then traveling east along Mohave road to the right of way at Navajo street (approximately 2235 feet) then north back to the southern corner of the Parker Unified School District Bus Barn fence line (approximately 1001 feet). A map depicting the affected area is attached hereto as Exhibit D, "La Paz Regional Hospital".

(e) The area starting at the corner of the rights of way of Mohave street and Mohave road then east to the rights of way of Mohave road and Highway 95 (approximately 1560 feet) then north along the right of way of Highway 95 (approximately 1912 feet) then west to the south east corner of the old Parker Drive In theater fence (approximately 400 feet) then north along the Parker Drive In theater fence to the north east corner (approximately 429 feet) then northwest approximately 269 degrees at a distance of 511 feet then west along the north fence of the Parker Drive In theater approximately 269 feet then south along the Parker Drive In theater fence to the south west corner (approximately 678 feet) then west approximately 240 degrees at a distance of 456 feet to the right of way of Mohave street then south along the right of way along Mohave street to the corner of the rights of way of Mohave street and Mohave road. a map depicting the

Section 4 -501 Designated Areas; (e) Continued

affected area is attached hereto as Exhibit D, "La Paz Regional Hospital".

(f) All privately owned, allotted or leased lands are closed to ORV use except with the permission of the landowner and tenant.

(g) All ORV use is limited to currently existing and established trails and roads. No cross country riding is permitted except as follows:

(1) As part of an off road race sanctioned by the Tribes.

(2) Law Enforcement agencies in the performance of regular duties including, but not limited to search and rescue, pursuit of criminals or any other reason deemed necessary to effectuate their delegated duties.

[Chapter 5, as amended on January 7, 2010, by Ordinance 10-01]

CHAPTER 7 VIOLATIONS, ENFORCEMENT AND PENALTIES.

Section 4 - 701 Violations.

It is a violation of this Code for any person to:

(a) Operate an ORV with reckless disregard for the safety of persons or property.

(b) Drive an ORV in areas closed to ORV use pursuant to this Code or regulation, cross-country on lands where such cross-country driving is prohibited by this Code or regulation, or across private or leased property without permission of the landowner or tenant.

CHAPTER 4 REQUIRED EQUIPMENT AND SAFETY continued

Section 4 - 406 Head Light

ORV's must have at least one mounted headlight that shines at least 500 feet ahead for night time use. ORV's without a headlight may be used for daytime use only.

Section 4 -407 Reflectors.

ORV'S must have at least one mounted reflector, if not a part of the tail light.

Section 4 - 408 Seat and Foot Pegs.

ORV's must have a seat for the operator and if designed for passengers each passenger must have seating. ATV's and ATC's must have foot pegs for the operator.

Section 4 - 409 Fuel Tank Cap.

ORV's must have a fuel tank cap.

[Chapter 4, as amended on January 7, 2010, by Ordinance 10-01]

CHAPTER 4 REQUIRED EQUIPMENT AND SAFETY

Section 4 - 401 Helmets and Eye Protection.

Any person under the age of 18 operating or riding as a passenger on an ATV, ATC or motorcycle must wear a properly fitted and fastened U.S. DOT approved helmet and eye protection. Eye protection must be worn by any person under the age of 18 when operating or riding as a passenger on any ORV without a windshield.

Section 4 - 402 Mufflers

Mufflers must be in good working order and in constant operation. muffler cutout, bypass, straight pipes (unmuffled), or similar devices are prohibited except when participating an off-road race sanctioned by the Tribes.

Section 4 - 403 Brakes.

ATV's and ATC's must have at least on brake that can be operated by hand or foot in good-working order.

Section 4 - 404 Brake Light.

ORV's must have at least one brake light visible for at least 500 feet.

Section 4 - 405 Tail Light.

After sunset, ORV's must have at least one mounted tail light visible for at least 500 feet.

Chapter 7 Section 4-701; Violations continued

(c) Operate an ORV without a valid ORV permit.

(d) Obtain an ORV permit by fraud or misrepresentation.

(e) Remove or destroy regulatory signs posted by the Department.

(f) Fail or refuse to exhibit an ORV permit on demand of any game warden or representative of the Department or of any law enforcement official of the Tribes or any other duly authorized official of the Tribes or the United States.

(g) Operate an ORV or transport a passenger without the required equipment or safety gear referenced in Chapter 4.

(h) Dump, deposit or dispose of solid waste any place within the exterior boundaries of the CRIR. Solid waste is defined in the Health and Safety Code, Article VII, Chapter 1 Section 11-8103 (r) as amended from time to time.

(i) Destroy, mutilate or remove earth, sand, gravel, minerals, rocks, paleontological features or features of caves.

(j) Remove, injure, disfigure, deface or destroy any object of archaeological or historical interest or value.

(k) Willfully or negligently pick, dig up, cut, mutilate, destroy, injure, disturb, move, molest, burn or carry away any tree or plant or portion thereof. Including, but not limited to, foliage, berries, fruit, grass, turf, shrubs, trees and dead wood.

(l) Harass, molest, chase, rally, concentrate, herd, intercept, torment or drive wildlife or livestock with any ORV or other vehicle.

Chapter 7 Section 4-701 Violations continued

(m) Destroy, injure, molest growing crops or disfigure agricultural lands under preparation for crops.

[As amended on January 7, 2010 by Ordinance 10-01.]

Section 4-703 Civil Penalties.

(a) Fines. Any person violating a provision of this Article shall forfeit to the Colorado River Indian Tribes, in a civil action, a sum of not more than Five Hundred Dollars (\$500.00) for each violation. Each day during which any such violation shall continue shall constitute a separate civil violation.

(b) Restitution. Any person who causes injury or damage to persons or property while violating a provision of this Article shall be responsible to pay restitution for such injury or damage to the victim.

(c) Seizure and Forfeiture of Vehicles.

(1) any law enforcement official of the Tribes may seize any vehicles possessed and/or used in violation of any provisions of this Article. Any person from whom such vehicle is seized shall be charged with a violation of this Article. Any such seized vehicle shall remain in the possession of the Tribal Police Department or Fish and Game, pending final disposition of any resulting court proceedings.

(2) In addition to any other penalty provided by this Article, upon application by the Tribes, the court may order the forfeiture to the Tribes of any vehicle which the court determines has been possessed and /or used in violation of this Article.

Chapter 3. ORV PERMITS continued

Section 4 - 302. Proof of Ownership.

In order to obtain a permit, the applicant must establish ownership of the ORV. Proof of ownership may be demonstrated by, but not limited to a notarized affidavit stating ownership, a receipt or bill of sale with the original owner's name indicating the sale, title or registration, or proof of registration with another jurisdiction.

Section 4 - 303 Exemptions.

(a) Enrolled members of the Colorado River Indian Tribes are exempt from payment of the fees for the ORV permit. However, all enrolled members are required to obtain an ORV permit and comply with all other provisions within this Code and rules and regulations. Enrolled members must provide their enrollment card as proof of enrolled status.

(b) ORV's used exclusively for farming operations do not require a permit.

(c) The Tribes may waive, by resolution, the requirement of a permit for ORV's used exclusively during off-road races sanctioned by the Tribes.

(d) Any law enforcement agency, as authorized by the Tribal Council, in the performance of their delegated duties.

[Chapter 3, as amended on January 7, 2010, by Ordinance 10-01.]

CHAPTER 1. DEFINITIONS

Section 4 - 101

As used in this Article, unless context otherwise requires:

(c) "Designated use area" means an area on the Colorado River Indian Reservation expressly designated by the Colorado River Indian Tribes as an area for off-road vehicle ("ORV") use. A designated use area may be available for open use or restricted use.

(f) "Off-road vehicle" or "ORV" includes, but is not limited to the following: any motorcycle, all-terrain cycle (ATC), dune buggy, all terrain vehicle (ATV", including quads, utility terrain vehicle (UTV), or other vehicle which is designed or maintained for use as a off-road vehicle, whether or not actually used for off-road purposes. "Off-road vehicle" does not include a vehicle used exclusively for farming purposes.

(g) "ORV Permit" means a permit issued by the Department for such use within the exterior boundaries of the CRIR.

CHAPTER 3. ORV PERMITS

Section 4 - 301 ORV Permits Application and Fees.

A permit is required in order for any ORV to be operated within the exterior boundaries of CRIR. Any ORV owner must apply for a permit from the Department who will issue the permit. The permit shall be renewed annually based upon the calendar year. The annual fee for the permit will be \$25.00. However, the fee may be increased annually by the Department with approval of the Tribal Council Administrative Committee.

[NOTE: Except as otherwise noted, the provisions of Article 4 of the Land Code were enacted on July 18, 1986 by Ordinance No. 86-2. Article 4 Off-Road Vehicles was amended on January 7, 2010, effective on the date to its enactment.]

*Colorado River Indian Tribes
Department of Fish and Game*

**Off Road Vehicle Permit Applications
and Decals**

Permit applications and decals can be purchased through the mail. Money Orders or Cashiers Checks only and will require all information from your Driver's License and your vehicle Registration, Title or Bill of Sale. (As per Chapter 3, Section 4-301) Please sent a copy of each document.

Cost is \$25.00 per vehicle.

Decals expire Year to Date of each year.

Notes



LAND CODE
ARTICLE 4 - OFF ROAD VEHICLES

Colorado River Indian Tribes
Fish and Game Department

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