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ORDINANCE NO. 128, 1980

An Ordinance amending C.C.C. 23.03 to allow for the limited use of metal detecting devices in Clallam County Parks.

BE IT ORDAINED BY THE BOARD OF CLALLAM COUNTY COMMISSIONERS:

Chapter 23.03

GENERAL PARK RULES AND REGULATIONS

Section 1. Amend the listing of sections in C.C.C. Chapter 23.03 to read as follows:

Sections:

- 23.03.010 Purpose
- 23.03.020 Definitions
- 23.03.030 Audio Devices; Creating a Nuisance
- 23.03.040 Camping
- 23.03.050 Closures
- 23.03.060 Concessions; Vending
- 23.03.070 Dogs, Cats, and Other Pets and Livestock
- 23.03.080 Explosives and Fireworks
- 23.03.090 Firearms and Hunting
- 23.03.100 Fires
- 23.03.110 Fishing
- 23.03.120 Horseback Riding
- 23.03.121 Metal Detecting
- 23.03.130 Permits, Special Occasion
- 23.03.140 Preservation of Public Property
- 23.03.150 Sanitation
- 23.03.160 Solicitation
- 23.03.170 Traffic
- 23.03.180 Violation; Penalties
- 23.03.190 Exceptions to Regulations
- 23.03.200 Repealer
- 23.03.210 Severability

Section 2. Add a new Section C.C.C. 23.03.121.

C.C.C. 23.03.121 Metal Detecting: The use of metal detectors will be permitted on specified County Park Lands for the purpose of coin shooting only. Such use will be subject to the following limitations:

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(1.) Any person desiring to use a metal detector on specified county park lands for the purpose of coin shooting shall apply to the Clallam County Park Director for a coin shooting permit.

(a.) A fee of five dollars (\$5.00) per year, per person, will be assessed for the issuance of a coin shooting permit.

(b.) The issuance of a coin shooting permit will be conditioned upon the applicant agreeing to comply with the rules and regulations of this section and accepting all responsibilities set forth therein.

(c.) Upon a determination by the Park Director, or his designated appointee, that a coin shooting permit holder has violated any rule or regulation of this section, such permit should be revoked.

(i.) Any person who has had his or her coin shooting permit revoked, will lose his privilege to obtain a coin shooting permit in the future.

(2.) Specified County Park Lands will consist of the following: Salt Creek Recreation area, Dungeness Recreation area, Freshwater Bay, Lake Aldwell, Marlyn Nelson Park and Leyendecker Park.

(a.) Notwithstanding the above provision, there will be no use of metal detectors at an occupied campsite or within 200' of a ranger's residence maintenance building, or restroom facility.

(3.) The only tools allowed to be used in retrieving coins shall be a blunted ice pick, a long shanked screwdriver (not over 10 inches in length) or a blunted awl.

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(4.) Persons using metal detectors shall pick up all trash encountered while coin shooting (pull tabs, cans, bottle caps, foil, nails, glass, etc.) and deposit it into proper refuse containers.

(5.) Any jewelry or articles other than coins shall be turned into the Park Manager or Park Office, to be handled as lost property according to county and state laws.

(6.) Any person seeking the issuance of a coin shooting permit, will be required to agree to reimburse the county for any damage done to park property, including but not limited to buildings, waterlines, utility lines or grounds, caused by his or her coin shooting activities.

Section 3. Delete Subsection 2 of C.C.C. 23.03.140.

~~((2-) The possession or use of any mineral or metal detecting device is prohibited; provided that possession of such a device within a motor vehicle is permitted if the device is broken down or packed in such a manner as to prevent its use in the park area; provided further that the provisions of this section shall not apply to fathometers and electronic equipment used primarily for safe water navigation.))~~

Section 4. Amend Subsections 3, 4, 5 and 6 of C.C.C. 23.03.140 to read as follows:

~~((3-))~~ (2.) The destroying, digging, removing, or possession of any tree, shrub or plant is prohibited.

~~((4-))~~ (3.) Dead timber which has been cut down and stockpiled for removal from the park area by the park personnel, may be removed from the park area by the public with the permission of

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the Park Ranger for personal consumption within the park. The removal for the purpose of sale is prohibited.

((5-)) (4.) Entering, climbing upon, or tampering with county-owned motor vehicles and motorized or power equipment except by authorized county employees is prohibited.

((6-)) (5.) For the Salt Creek Recreation area the following rules shall apply:

(a.) It shall be unlawful for any person or persons to remove driftwood or any form of marine life from the Salt Creek Recreation Area; except under a permit, as provided in Section 5b. below. Marine life shall be designated as starfish, anenomes, etc., and this ordinance shall not apply to fish caught by sport fishing or to clams or crabs.

(b.) Removal of marine life as defined in Section 5a. shall be permitted for legitimate and serious scientific studies and purposes, providing that the following requirements are met:

(i) An application for a permit to remove marine life must be filed with the Board of Clallam County Commissioners not less than 15 days before the proposed removal of marine life, and must be accompanied by a fee of twenty-five dollars (\$25.00).

(ii) The application must show that the applicant is undertaking a serious and legitimate scientific project, and must document this purpose. As documentation, the applicant should at least show:

a. The project is intended to result in a paper, report, or other document which will make the results of the project available to the community and the public.

b. The project is intended for a research purpose, rather than a teaching purpose.

(iii) The application must further show that it is necessary to remove marine life from the Salt Creek Recreation Area to further and fulfill the purposes of the project.

(iv) The application must set forth the full extent to which it is anticipated marine life will be removed from the Salt Creek Recreation Area.

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- (v) The Board of Clallam County Commissioners, shall, at its next regularly scheduled meeting after the receipt of the application, consider the application. If the Board determines that the application is for a serious and legitimate scientific project and/or study, which requires the removal of marine life as defined above, from the Salt Creek Recreation Area, the Board shall issue the permit.

Section 5. This ordinance shall take effect ten days after adoption.

ADOPTED this 16 day of December, 1980.

BOARD OF CLALLAM COUNTY COMMISSIONERS

Dick Lotzgesell
Dick Lotzgesell, Chairman

Ronald N. Richards
Ronald N. Richards

Harry L. Lydiard
Harry L. Lydiard

ATTEST:

Ben G. Stone
BEN G. STONE
Clerk of the Board

Karen L. Kirby
Deputy

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