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12/18/12

Ordinance 888

An ordinance amending sections of Clallam County Code Chapter 23.03, General Park and Fairgrounds Rules and Regulations

BE IT ORDAINED BY THE BOARD OF CLALLAM COUNTY COMMISSIONERS:

Section 1. Section .020, Definitions, is amended to read as follows:

For the purposes of this chapter, the following words shall have the meanings as follows:

- (1) "Camper" means a motorized vehicle containing sleeping and/or housekeeping accommodations, and shall include a pickup truck with a camper, a van-type body, converted bus, or other similar type vehicle.
- (2) "Camping" means erecting a tent or shelter, or arranging bedding, or both, for the purpose of, or in such a way as will permit remaining overnight, or parking a trailer, camper, or other vehicle for the purpose of remaining overnight.
- (3) "Campsite" means designated camping sites which are designed for overnight use by persons with campers, trailers, tents, or other means to provide sleeping arrangements.
- (4) "~~Commissioners~~BOCC" means the Board of Clallam County Commissioners.
- (5) "Law enforcement official" means any duly constituted and credentialed law enforcement officer.
- (6) "Parent or guardian" means a juvenile's father or mother or a relative at least eighteen (18) years old or a person at least twenty-one (21) years old who is directly responsible for the actions of said juvenile.
- (7) "~~Park~~ Board" means the Clallam County Parks and Recreation Advisory Board.
- (8) "Director" means the Clallam County Parks, Fair and Building Maintenance Director position of department head who by organizational chain of command is the chief administrator of the Parks Department facilities, activities, and properties.
- (9) "Park-land" means any park-land and facilities under the administration and management of the ~~Clallam County Parks Division~~Department, Fair and Building Maintenance Department, including the following:
 - (a) ~~Camp David Jr. Panorama Vista County Park~~
 - (b) ~~Dungeness Recreation Area~~Marlyn Nelson County Park at Port Williams
 - (c) ~~Salt Creek (Tongue Point) Recreation Area~~Dungeness Landing County Park
 - (d) ~~Pillar Point Fishing Camp~~Cline Spit Community Beach County Park
 - (e) ~~Port Williams County Park~~Dungeness Recreation Area
 - (f) ~~Freshwater Bay County Park~~Mary Lukes Wheeler County Park
 - (g) ~~Tyee Baseball Field Park~~Three Waters County Park
 - (h) ~~Lake Pleasant Community Beach~~Jessie Cook Scriven County Park
 - (i) ~~Verne Samuelson Trail~~Robin Hill Farm County Park
 - (j) ~~Cline Spit County Park~~Agnew Soccer Fields
 - (k) ~~Clallam Bay Community Park~~Verne Samuelson Trail
 - (l) ~~Three Waters Park~~Freshwater Bay County Park
 - (m) ~~Panorama Vista Public Access~~Salt Creek Recreation Area
 - (n) ~~Bogachiel Property~~Camp David Jr.
 - (o) ~~Jamestown Tidelands~~Pillar Point County Park
 - (p) ~~Quillayute River Park~~Clallam Bay Spit Community Beach County Park
 - (q) ~~Robin Hill Farm~~Clallam Bay "West" County Park

(r) ~~Olympic Discovery Trail (those off-road portions of the Trail located apart from the shoulders of existing roads)~~ Lake Pleasant Community Beach County Park

(s) ~~Mary Lukes Wheeler Park~~ Fred Orr Ball Fields

(t) ~~Dungeness Landing~~ Quillayute River County Park

(u) Clallam County Fairgrounds

(v) Olympic Discovery Trail (those off-road portions of the Trail located apart from the shoulders of existing roads)

(w) Bogachiel Property

(x) Clallam Bay Property

(y) Jamestown Tidelands

(10) "Person" means all persons, firms, partnerships, corporations, clubs, and all associations or combinations of persons whenever acting for themselves or by an agent, servant, or employee.

(11) "Trailer" means a towed vehicle which contains sleeping or housekeeping accommodations.

(12) "Juvenile" means any person under the age of ~~eighteen (18)~~ years.

(13) "Coin shooting" means using a device manufactured for the purpose of locating coins or metal items below the surface to locate and recover such items.

(14) "Parks Department" means the Department that has been established by the BOCC to manage and operate Clallam County Parks ~~and along with~~ their facilities, programs, and properties. ~~Clallam County Parks, Fair and Building Maintenance Department.~~

Section 2. Section .040, Camping, is amended to read as follows:

(1) Camping and the use of camper units are permitted only at designated locations. Within designated locations, the pitching of tents or parking of trailers or other camping units is permitted only at designated campsites.

(a) The number of vehicles occupying a single campsite at one time shall be limited to:

~~(i) One (1) vehicle or one camper, or~~

~~(ii) One (1) vehicle pulling a trailer, or~~

~~(iii) One (1) motor home pulling a vehicle, or~~

~~(iv) Three (3) bicycles or motorcycles when used as primary vehicle to transport user to campground.~~ or three (3) motoreycles when used as primary vehicle to transport user to campground.

(b) The occupancy of a single campsite shall be limited to six (6) individuals.

(c) Boat trailers as part of a camper unit may be parked in campsites only if they fit within appropriate site pads and when approved by the Park Manager; ~~otherwise,~~ otherwise, they must be parked in overflow parking areas designated by Park Managers for this purpose. Vehicles used to pull boats/trailers are considered extra vehicles unless vehicle is a truck/camper unit, a motor home pulling the trailer, or a camping vehicle pulling the trailer per subsection (1)(a) of this section.

(d) Persons visiting registered campers shall park in day use parking lots ~~and shall not park vehicles in campsites;~~ and ~~shall~~ vacate the premises according to the park hours set down by ordinance or posted for the specific park.

(2) Temporary occupancy of the same campsite by the same person or persons shall be limited to ~~fourteen (14) days/nights.~~ at the end of the checkout time of the ~~fifteenth (15th) day,~~ fifteenth (15th) day, the ~~person or persons/campers and along with~~ their camping vehicle(s) must vacate the campground area for a minimum of forty-eight (48) hours.

(3) Permanent occupancy ~~by the same person, group of persons, or organization~~ of any park, portion of a park or the facilities within a park is prohibited. ~~_except by those~~ County park employees are authorized to set up residence within park boundaries ~~by the County~~.

(4) Fees for the use of campsites are due ~~in advance of~~ immediately after ~~initially~~ occupying a campsite and ~~thereafter~~ are payable daily by 3:12:00 p.m. (noon). The campsite fee covers exclusive temporary occupancy of the campsite until ~~the vacating time of~~ 3:12:00 p.m. (noon) the following day.

(5) A campsite is considered occupied when it is being used for ~~the purposes of~~ camping by a person or persons who have paid the campsite fee within the applicable time limits. No person shall take or attempt to take possession of a campsite when it is being occupied by another party or when informed by park staff that ~~such campsite it~~ is occupied or otherwise unavailable. Campers are responsible for maintaining occupancy of the site.

(6) Occupants shall vacate camping facilities by removing their personal property ~~therefrom~~ prior to 3:12:00 p.m. (noon) if applicable campsite fee has not been paid or if time limit for occupancy of the campsite has expired. The occupants may, ~~however,~~ remain in other areas of the park for purposes other than camping until normal closing time ~~of the park~~.

(7) No person ~~who is~~ under the age of eighteen (18) years ~~old~~ shall camp in any County park campground except as follows:

(a) A juvenile who is accompanied by parent or guardian.

(b) A juvenile who is part of a group permitted to occupy an area of the County park at night and who is supervised by at least one (1) responsible adult ~~with one (1) counselor~~ for each fifteen (15) juveniles.

(8) Overnight camping and parking is hereby prohibited at the following Clallam County parks and properties:

~~(a) Marlyn Nelson County Park at Port Williams; County Park, Panorama Vista County Park~~

~~(b) Freshwater Bay County Park, Marlyn Nelson County Park at Port Williams~~

~~(c) Lake Pleasant Community Beach County Park, Dungeness Landing County Park~~

~~(d) Clallam Bay Spit Community Beach County Park, Cline Spit Community Beach County Park~~

~~(e) Panorama Vista County Park, Mary Lukes Wheeler County Park~~

~~(f) Tye Fred Orr Baseball Fields, Three Waters County Park~~

~~(g) Quillayute River County Park, Jessie Cook Scriven County Park~~

~~(h) Mary Lukes Wheeler County Park, Robin Hill Farm County Park~~

~~(i) Three Waters County Park, Agnew Soccer Fields~~

~~(j) Verne Samuelson Trail~~

~~(k) Robin Hill Farm County Park, Freshwater Bay County Park~~

~~(l) Olympic Discovery Trail, Pillar Point County Park, except during the off-season (September 15 through April 15) after obtaining an off-season special use permit from the Clallam County Parks office, and following the rules and regulations pertaining to this permit;~~

~~(m) Dungeness Landing County Park, and Clallam Bay Spit Community Beach County Park~~

~~(n) Jessie Cook Scriven County Park, Clallam Bay "West" County Park~~

~~(o) Agnew Soccer Fields, Lake Pleasant Community Beach County Park~~

~~(p) Cline Spit County Park, Fred Orr Ball Fields~~

~~(q) Overnight camping is hereby prohibited at Pillar Point County Park; except during the off-season (September 15th through April 15th) after obtaining an off-season special use permit from the Clallam County Parks office, and following the rules and regulations pertaining to this permit. Quillayute River County Park~~

- (r) Olympic Discovery Trail
- (s) Bogachiel Property
- (t) Clallam Bay Property
- (u) Jamestown Tidelands

Section 3. Section .050, Closures, is amended to read as follows:

(1) The Director may establish a reasonable schedule of visiting hours for all or portions of a park area and close to public use all or any portion of a park area when necessary for the protection of any area or for the safety and welfare of persons or property by ~~the~~ posting ~~of~~ appropriate signs indicating the extent and scope of ~~such~~ ~~the~~ closure.

(2) All persons shall observe and abide by officially posted signs designating closed areas and visiting hours.

(3) Parks, other than Salt Creek Recreation Area, Dungeness Recreation Area, Camp David Jr., and the Olympic Discovery Trail, shall be open from ~~dawn-½ hour before sunrise~~ to ~~dusk-½ hour after sunset~~ unless otherwise posted. Gate hours may vary, ~~but and~~ will be posted when ~~they are to be~~ closed.

(a) ~~Using~~ Using or visiting of, or being at park areas when during closed hours is hereby prohibited except when engaged in recreational or commercial clamming, crabbing, shellfishing or sports fishing normally which needs to be engaged in after dark due to ~~the nature of~~ tidal flow and availability of launch ramp access.

(b) Public use of Salt Creek Recreation Area and Dungeness Recreation Area (unless registered to camp) is allowed during the following park and gate open hours shall be the below listed hours:

	<u>Park and Gate Open Hours</u>	<u>Grace Period—Registered Campers Allowed Back in During Open Camping Season</u>
<u>November—February</u>	<u>8:00 a.m.—5:00 p.m.</u>	<u>6:00 p.m.</u>
<u>March</u>	<u>7:00 a.m.—7:00 p.m.</u>	<u>8:00 p.m.</u>
<u>April</u>	<u>7:00 a.m.—8:00 p.m.</u>	<u>9:00 p.m.</u>
<u>May 1st—September 30th</u>	<u>7:00 a.m.—10:00 p.m.</u>	<u>11:00 p.m.</u>
<u>October</u>	<u>7:00 a.m.—7:00 p.m.</u>	<u>8:00 p.m.</u>

<u>Dungeness and Salt Creek Recreation Areas</u>	<u>Park and Gate Open Hours</u>	<u>Grace Period – Registered campers allowed back in during open camping season</u>
<u>February</u>	<u>7:00 a.m. to 7:00 p.m.</u>	<u>7:30 p.m.</u>
<u>March</u>	<u>7:00 a.m. to 8:00 p.m.</u>	<u>8:30 p.m.</u>
<u>April</u>	<u>7:00 a.m. to 9:00 p.m.</u>	<u>9:30 p.m.</u>
<u>April</u>	<u>7:00 a.m. to 9:00 p.m.</u>	<u>9:30 p.m.</u>
<u>May – Labor Day (September)</u>	<u>7:00 a.m. to 10:00 p.m.</u>	<u>10:30 p.m.</u>
<u>September</u>	<u>7:00 a.m. to 9:00 p.m.</u>	<u>9:30 p.m.</u>

Use of ~~, or being at or visiting~~ these areas ~~-outside these~~ designated times is hereby prohibited unless registered to camp. Use of Camp David Jr. is by reservation only ~~and~~ in accordance with the rules and regulations established for, and available from, Camp David Jr.

(c) ~~The portions of the Olympic Discovery Trail system that are~~ not located on or as part of a County road right-of-way shall be closed between ~~the hours of~~ 11:00 p.m. and 4:00 a.m. Use of ~~the such portions of the Olympic Discovery Trail outside within~~ these designated times is ~~hereby~~ prohibited.

Section 4. Section .060, Concessions – Vending, is amended to read as follows:

The vending, including mobile vending, of various goods, services, products, and commodities is permitted on park lands with ~~the~~ prior written permission granting ~~the of~~ concessions by the County. The vending of any such goods, services, products and commodities without such concessions is prohibited. ~~The C~~concession agreements shall be approved by the Board of Clallam County Commissioners ~~BOCC following its after being reviewed by the Park Board.~~

Section 5. Section .070, Dogs, cats and other pets and livestock, is deleted entirely:

Section 6. Section .090, Firearms and hunting, is amended to read as follows:

(1) Hunting or the use of firearms, bow and arrow, air or gas weapon, or other projectile devices capable of injuring or killing any person or animal or damaging or destroying any park property is prohibited with the following exceptions:

~~(a) Dungeness hunting area which is leased to Department of Wildlife, and designated open to hunting in accordance with general hunting regulations and special park area regulations.~~

(~~ba~~) Firearms used by law enforcement officers in performance of their duties.

(~~eb~~) Firearms used in exhibitions authorized by the ~~Park~~ Director.

(~~dc~~) Firearms or projectile devices authorized for use by the public on designated shooting ranges.

~~(2) No persons shall hunt on or at the Clallam County park known as Dungeness Recreation Area except on Wednesdays, Saturdays, Sundays and holidays during hunting season and in compliance with Washington State Department of Wildlife and Clallam County regulations.~~

Section 7. Section .100, Fires, is amended to read as follows:

(1) The kindling of any fire is permitted only in designated camping and picnic grounds. ~~The and if the~~ fire ~~must be is~~ confined in a fireplace, fire ring, or grill provided for the use of visitors, ~~or in grills, or in~~ locations specified by the Parks ~~Department~~ Division or in stoves or lanterns using gasoline, propane, butane gas, or similar fuels.

(2) When no longer needed, the fire shall be completely extinguished. Leaving a fire unattended is prohibited.

(3) Throwing or dropping a lighted cigarette, cigar, pipe heel, match, or other burning material is prohibited.

(4) The kindling of fires on park lands may be prohibited by park staff by posted signs when the fire hazard makes such action necessary.

(5) The park staff, during such periods when the fire hazard makes such action necessary may prohibit smoking on any park lands, including roads and trails, by the posting of appropriate signs.

(6) Smoking is not allowed in any County facility or within twenty-five (25) feet of building openings.

Section 8. Section .120, Horseback riding, is amended to read as follows:

(1) Horseback riding and the use of pack animals is permitted only on roadways, ~~and on~~ trails, or equestrian areas ~~as~~ designated by the ~~Parks Division~~ Department and is prohibited in all other areas including but not limited to campgrounds, ~~for~~ picnic areas, swimming beaches, ~~and the~~

immediate vicinity of trail shelters, eating or sleeping facilities, Fairgrounds non-designated areas or and other areas of public gatherings and:

(a) From June 1st of each year to September 15th of each year horseback riding ~~shall be is~~ restricted ~~at from~~ the Salt Creek Recreation Area except ~~for the Camp Hayden equestrian area and~~ on the access road trail to Striped Peak.

(b) Horseback riding ~~is shall be~~ prohibited ~~on at~~ the Dungeness Recreation Area except on equestrian trails and areas of the park designated for horses. ~~Horseback riding at the Dungeness Recreation Area shall be prohibited on Wednesdays, Saturdays, Sundays and holidays during the general hunting season. The US Fish and Wildlife Service may have restrictions regarding horseback riding in the Dungeness National Wildlife Refuge.~~

(c) Horseback riding ~~shall be is~~ permitted as posted on the Olympic Discovery Trail, provided that some bridges may be posted for alternate low water crossings. ~~and s~~ Some limited sections of the trail may require a rider to dismount ~~to and~~ lead ~~at the~~ horse through noise or traffic impacted portions ~~of the trail~~.

(d) Horseback riding is permitted at Robin Hill Farm County Park on equestrian trails only. Horseback riding is prohibited on foot trails, open meadows, and all areas not designated for horse use.

(e) Horseback riding is permitted at the Fairgrounds only in the Warm-up Arena, Horse Show Arena, Grandstand Arena, the road between the Horse Show and Grandstand Arenas, and the area between the Warm-up and Horse Show Arenas.

(2) Riders shall slow their horses to a slow trot or walk when passing persons on foot or bicycle ride their horse at a walking gait only.

(3) The owner is responsible for the horse's behavior and containment.

(4) The rider is responsible for removing horse and trailer waste from the trail, parking lot, and parklands.

(5) No horse shall be hitched or confined in a manner that may cause damage to any tree, shrub, improvement, or structure.

Section 9. Section .121, Metal detection, is amended to read as follows:

The use of metal detectors ~~will be is~~ permitted on County park lands as specified below for ~~the purpose of~~ coin shooting only. Such use ~~will be is~~ subject to the following limitations:

(1) Any person desiring to use a metal detector on specified County parklands for the purpose of coin shooting shall apply to the ~~Clallam County Parks Department~~ Division ~~Department~~ for a coin-shooting permit.

(a) A fee of \$10 per year, per person, will be assessed for the issuance of a coin-shooting permit.

(b) The issuance of a coin-shooting permit ~~is 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 Director, or his designated appointee, that a coin-shooting permit holder has violated any rule or regulation of this section, such permit ~~shall will~~ be revoked.

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

(2) Specified County parklands ~~will~~ consist of the following: ~~Salt Creek Recreation Area, Dungeness Recreation Area, Freshwater Bay County Park, Marlyn Nelson County Park at Port Williams County Park, Dungeness Landing County Park, Clallam County Fairgrounds, Lake Pleasant Community Beach County Park, Cline Spit Community Beach County Park, Clallam Bay~~

~~Spit Community Beach County Park, Mary Lukes Wheeler County Park, Quillayute River County Park, and Robin Hill Farm County Park.~~

~~(a) Marlyn Nelson County Park at Port Williams~~

~~(b) Dungeness Landing County Park~~

~~(c) Cline Spit Community Beach County Park~~

~~(d) Dungeness Recreation Area~~

~~(e) Mary Lukes Wheeler County Park~~

~~(f) Robin Hill Farm County Park~~

~~(g) Freshwater Bay County Park~~

~~(h) Salt Creek Recreation Area~~

~~(i) Pillar Point County Park~~

~~(j) Clallam Bay Spit Community Beach County Park~~

~~(k) Clallam Bay "West" County Park~~

~~(l) Lake Pleasant Community Beach County Park~~

~~(m) Quillayute River County Park~~

~~(n) Clallam County Fairgrounds~~

~~(an)~~ Notwithstanding the above provisions, there ~~will be~~ no use of metal detectors at an occupied campsite or within 200 feet 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 6-inches in length), or a blunted awl.

~~(4) Plugs of turf or soil removed during the search for articles will be returned to the original location and the area repaired to look as it did prior to the removal.~~

~~(45)~~ 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.

~~(56)~~ Any jewelry or articles other than coins shall be turned into the Park Manager, ~~Fair Manager,~~ or Park Office, to be handled as lost property according to County and State laws.

~~(67)~~ Any person seeking the issuance of a coin-shooting permit ~~will be~~ required to ~~agree to~~ reimburse the County for any damage ~~done~~ to parkland property, including but not limited to buildings, waterlines, utility lines, or grounds, caused by ~~his or her~~ coin-shooting activities.

Section 10. Section .130, Permits – Special occasion, is amended to read as follows:

(1) Except for Camp David, Jr. and the ~~Clallam County f~~airgrounds, ~~which have their own regulations,~~ special activities that involve exclusive use of park areas and/or facilities ~~by fifty (50) persons or more are prohibited unless require~~ a special occasion permit ~~has been~~ issued by the Director, ~~or Parks and Supervisor, or Park~~ Manager. Special activities shall include, but not be limited to, ~~the following~~: Sports events, pageants, ~~weddings,~~ reenactments, regattas, entertainments, fishing derbies, car shows, reserved use of park lands, and similar public spectator attractions or participant activities or social gathering, assemblies, parades, religious services and other similar public meetings.

(2) Special occasion permits ~~for such activities~~ shall be issued only after a finding that the issuance ~~of such permits will not be~~ inconsistent with the purposes for which the area is established and maintained and will cause the minimum possible interference with use of the area by the general public. The permit ~~may will~~ contain ~~such reasonable~~ conditions and restrictions as to duration, and area occupied ~~as are necessary~~ for the protection of the ~~are a~~ park land and public use thereof ~~and will be issued for events and activities of 200 people or less. No permit will be issued for activities involving 200 persons or more, unless applicant meets all special conditions required by the Parks Division Department.~~

For an Assembly or Festival permit, contact the BOCC office. These permits deal with events attracting 200 or more persons.

(3) Applications for a special occasion permit shall be received by the Director, Parks Supervisor, or Park Manager not later than 15 days prior to the requested special activity and shall set forth the following include: the name of the applicant; the date, time, duration, nature and place of the proposed activity; an estimate of the number of persons expected to attend; and a statement of equipment and facilities to be used ~~in connection therewith~~.

(4) As a condition of the permit issuance, the Director, Parks Supervisor, or Park Manager may require the filing of a bond with satisfactory surety payable to the County Parks Department ~~Department~~ to cover costs such as restoration, rehabilitation and cleanup of the area used, and other costs resulting from the permittees' activities. In lieu of a bond, a permittee may elect to deposit cash equal to the amount of the required bond. A charge may also be required if additional park staff is needed to control the special occasion, make repairs, or provide additional clean-up.

(5) Reference the Clallam County Code Parks Fee Schedule for appropriate fees to be paid upon delivery of the permit application to the Parks Department. Fees shall be set on a case-by-case basis by the Director for uses that fall outside the general fees and charges noted. Fees are based on the additional costs placed on the Parks Department to accommodate use, including but not limited to: staff time (including benefits), equipment time, supply costs, utilities, and/or fair market rent.

(6) A Certificate of Liability will be required for most events, at the discretion of the Director. The Certificate shall list Clallam County as additional insured for liability claims during the event. The minimum coverage shall be \$1 million dollars (\$1,000,000). A copy of the Certificate shall accompany the completed form and be received by the County before the event or the event is subject to cancellation at the desired County Park facility. A completed and signed Hold Harmless Indemnity Waiver is also required for the permit, unless waived by the Director.

Section 11. Section .135, Commercial filming, movie making, is amended to read as follows:

(1) Commercial filming, photography, or movie making, other than bona fide news filming or photography, shall be is allowed only by with a special occasion permit and only after all conditions of such permit are met and proper fees paid. Permit application packets are available from the Parks Division ~~Department~~. Reference the Clallam County Code Parks Fee Schedule for appropriate fees to be paid upon delivery of the permit application to the Parks Department. The fee to process the application is a nonrefundable \$100, whether approved or not.

(2) Filming or other activities having the potential to significantly impact, alter, or damage park resources or County facilities are prohibited.

(3) All other-State and local laws, ordinances, and permits must be complied with, including shoreline permits for any activities within the shoreline jurisdiction.

Section 12. Section .140, Preservation of public property, is amended to read as follows:

(1) The possession, destruction, injury, defacement, removal, or disturbance in any manner of any building, sign, equipment, monument, statue, marker, or other structure, or of any animal or plant matter and the direct or indirect products thereof, including but not limited to: petrified wood, flower, cane or other fruit (except rose hips, fish, or shellfish taken during a legal season with license, or edible mushrooms), egg, nest, or nesting site, marine life other than fish, clams or crabs, or of any soil, rock or mineral formation, artifact, relic, historic or prehistoric feature, or of any other public property of any kind without prior permission of the Director is prohibited.

(2) The destroying, digging, removing, or possession of any tree, shrub, or plant taken from park land is prohibited.

(3) Dead timber which has been cut ~~down~~ and stockpiled for public use within the park may be burned ~~by the public~~ in proper fire pits. ~~The r~~Removal of same from park for the purpose of sale or personal use off site is prohibited.

(a) Cutting firewood and removal of beach logs from any park land or beach is prohibited, except by non-profit groups who have an approved Memorandum of Agreement for Clean-up and Wood Salvage.

~~Removal of beach logs from any park land or beach is prohibited.~~

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

(5) For the Salt Creek Recreation Area the following rules shall apply:

(a) It ~~shall be is~~ unlawful for any person or persons to remove driftwood, shells, rocks, or any form of marine life ~~from the Salt Creek Recreation Area~~; except underwith a permit, as provided in subsection (5)(b) of this section. Marine life ~~shall be is~~ designated as sea starsstarfish, anemones, etc.; ~~and t~~This chapter ~~does shall~~ not apply to fish caught by sport fishing ~~or to clams, crabs, or mussels gathered~~ during season with legal limits.

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

(i) An application for a special occasion permit to remove marine life must be ~~is~~ filed with the ~~Board of Clallam County Commissioners Parks Department~~ not less than 15 days before the proposed removal of marine life, ~~and must be accompanied by a fee of \$50. Reference the Clallam County Code Parks Fee Schedule for appropriate fees to be paid upon delivery of the permit application to the Parks Department.~~

(ii) The applicant ~~ion demonstrates must show~~ that ~~they the applicant is are~~ undertaking a serious and legitimate scientific project, ~~and must document this purpose. As d~~Documentation, ~~the applicant~~ should at least show:

(A) The project is intended ~~for to result in~~ a paper, report, or other document which will ~~make the results of the project be~~ available to the community and the public. The Parks Department will receive a copy of the paper, report, or other document which resulted from the study.

(B) The project is intended for ~~a~~research purpose not, ~~rather than a~~ teaching purpose.

(C) The project ~~is shall be~~ intended to provide information ~~that will to~~ help improve ~~the area~~ flora or fauna in the area.

(iii) The applica~~tion must further~~ shows 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 applica~~tion must set forth shows~~ the full extent of marine life to which it is anticipated ~~marine life will to~~ be removed ~~from the Salt Creek Recreation Area.~~

(v) The ~~Board of Clallam County Commissioners~~Parks Department shall consider the application. If ~~they 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,~~ ~~they Board~~ shall issue the permit.

(6) Clallam County reserves title to all historical, pre-historical, and archaeological resources in all lands, rivers, lakes, and other areas owned and managed by Clallam County. The Parks Department shall supervise all historical pre-historical, and archaeological resources on lands, shorelines, and other areas it currently has a management agreement with for lands owned by other entities. An example is the Marine Protected Area at Salt Creek Recreation Area. Historical, pre-historical, and archaeological resources include all deposits, structures, or objects providing

information pertaining to the historical or pre-historical culture of people within the boundaries of Clallam County; and fossils and other remains of animals, plants, insects, and other objects or natural history within such boundaries. Historical, pre-historical, and archaeological resources include, in addition to the specific site or deposit, right-of-way access on County-owned land from a maintained public road for the exploration, protection, preservation, interpretation, and enhancement of the site or deposit proper.

(a) No person shall knowingly and willfully excavate upon; or remove, destroy, injure, or deface historical, pre-historical, and archaeological resources including all deposits, structures, or objects that provide information pertaining to the historical or pre-historical culture of people, as well as fossils and other remains of animals, plants, insects, and other objects of natural history within the boundaries of Clallam County; except under a permit as provided in Section 6b below.

(b) Removal of historical, pre-historical, and archaeological resources as defined in Section 6a is permitted for legitimate and serious scientific studies and purposes providing that the following requirements are met:

(i) A permit application to remove historical, pre-historical, and archaeological resources is filed with the Parks Department not less than 15 days before the proposed removal of the resource. Reference the Clallam County Code Parks Fee Schedule for appropriate fees to be paid upon delivery of the permit application to the Parks Department.

(ii) The applicant demonstrates that they are undertaking a serious and legitimate scientific project. Documentation should at least show:

(A) The project is intended to result in a paper, report, or other document which will make the results available to the community and the public. The Parks Department will receive a copy of the paper, report, or other document which resulted from the study.

(B) The project is intended for a research purpose rather than a teaching purpose.

(iii) The applicant shows that it is necessary to remove the historical, pre-historical, and archaeological resources to further and fulfill the purposes of the project.

(iv) The applicant shows the full extent to which it is anticipated historical, pre-historical, and archaeological resources will be removed from the designated area.

The Parks Department shall consider the application. If the Parks Department determines that the application is for a serious and legitimate scientific project and/or study that requires the removal of historical, pre-historical, and archaeological resources as defined above, they may issue the permit.

(7) Violation of this Section is a misdemeanor.

Section 13. Section .150, Sanitation, is amended to read as follows:

(1) All garbage, papers, cans, bottles, waste materials, and rubbish of any kind must be deposited in proper receptacles designated for the disposal thereof, or removed from the area.

(2) Drainage or dumping refuse or waste from any trailer, or other vehicle except in places or receptacles provided for such use is prohibited.

(3) Cleaning food, fish, or fowl or washing clothing (except scuba diving suits), vehicles, campers, or articles of household use at campground hydrants is prohibited.

(4) Polluting or contaminating in any manner any watershed, water supplies or water used for drinking purposes is prohibited.

(5) Depositing any body waste in or on any portion of any comfort station or other public structure except into fixtures provided for that purpose is prohibited. Placing any bottle, can, cloth, rag, metal, wood, or stone substances in any of the plumbing fixtures of such structure or station is prohibited.

(6) Urinating or defecating other than at the places provided therefore is prohibited.

(7) Using ~~County government~~ refuse containers or other refuse facilities for dumping household or commercial garbage or trash brought ~~as such~~ from private property is prohibited.

Section 14. Section .170, Traffic, is amended to read as follows:

(1) It ~~shall be is~~ unlawful to drive or park any vehicle on other than designated areas, roadways, ~~designated~~ camping areas or parking areas. Use of any type of motorized vehicle (~~with the exception of~~ wheelchairs) is strictly prohibited on those portions of the Olympic Discovery Trail ~~which that~~ do not use the shoulders of County roads or State highways. This ~~shall includes~~ motorcycles, trail bikes, snowmobiles, ATVs, four-wheelers, and all other vehicles.

(2) No person shall park a motor vehicle, trailer, camper, or boat trailer in a County Park except in a designated parking area or other area with the permission of a County Park employee. During the period in which the park is closed, no person shall park a motor vehicle, trailer, camper, or boat trailer in a County Park except when camping in a designated area or with the permission of a County Parks employee. Any vehicle found parked or abandoned in violation of this Section may be towed at the owner's or operator's expense. Abandonment of a vehicle in a County Park is prohibited.

~~Parking is prohibited except in designated parking areas.~~

(3) Chaining, locking, tying, or otherwise connecting a boat, bicycle, motorcycle or other piece of equipment or vehicle to any park structure, bridge, building, post, fence other than a boat dock or a bicycle rack designed specifically for such purpose is hereby prohibited.

(4) ~~Leaving boat trailers, vehicles or other personal articles in a park area, parking lot, or other park facility other than a designated campsite when properly registered overnight and unattended or abandoning such items for more than twenty-four (24) hours is hereby prohibited. No person shall park or abandon a motor vehicles, trailer, camper, or boat trailer in a County Park after closure except if camping in a designated area or with the permission of a County Park employee. Any vehicle parked or abandoned in violation of this Chapter may be towed at the owner's or operator's expense.~~

~~—(5)—~~Driving or parking of any motorized vehicle, non-motorized trailer, or boat trailer on County-owned or managed tidelands or shore lands is prohibited, unless involved in the active process of launching or retrieving a boat ~~launched~~ from a designated County ~~boat~~ launch site, or ~~when unless~~ used in the performance of specific park maintenance or regulatory work by County staff or contractors.

(5) Non-licensed motorized vehicles are prohibited from operating on park lands, except service vehicles operated by park staff and their agents. During the public hours of events hosted at the County Fairgrounds, operation of all motorized vehicles on the grounds is prohibited, except service vehicles operated by park staff and their agents.

Section 15. Section .180, Violation - Penalties, is amended to read as follows:

(1) Anyone concerned in the violation of this chapter, whether directly committing the act or making an omission which constitutes the offense, or who aids or abets the same, and whether present or absent; and anyone who directly or indirectly counsels, encourages, hires, commands, induces, or otherwise procures another to commit such offense, is and shall be a principal under the terms of this ordinance.

(2) Any person, firm or corporation who violates Sections 23.03.090 or 23.03.140 of the rules or regulations provided for in this chapter shall be deemed guilty of a misdemeanor and, upon conviction ~~thereof~~, shall be fined in a sum not exceeding \$350, or imprisoned in the County jail not exceeding 90 days, or by both fine and imprisonment, for each violation.

(3) Any person, firm, or corporation who violates Sections other than those listed in subsection (2) above shall be deemed guilty of an infraction and, upon conviction shall be fined the sum of \$100.

(4) Any person who violates the provisions of this chapter or the rules and regulations promulgated by the Parks Department shall be removed from parklands or facilities.

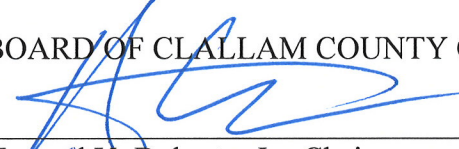
Section 16. Section .190, Exceptions to regulations, is amended to read as follows:

(1) Nothing in the foregoing regulations shall be considered as prohibiting the Parks Department or their duly appointed agents or employees from the conduct of their assigned duties in the administration, maintenance, and development of parklands or facilities.

(2) In the event of natural disaster, State or municipal emergency, civil disorder, accident, or other similar situations wherein the conduct of activities otherwise permitted under these regulations may constitute a hazard to the public health, safety or welfare, or inhibit rescue, recovery, post-disaster or development operations, management personnel of the Parks Department are herewith specifically empowered ~~and directed~~ to take ~~such~~ reasonable and temporary measures at their disposal to preserve the public health, safety and welfare to expedite rescues, recovery and operations, to include the temporary suspension of any or all activities contemplated in these regulations or any area or portion of any park lands or facilities and the temporary closure and/or evacuation of any such area.

ADOPTED this eighteenth day of December 2012

BOARD OF CLALLAM COUNTY COMMISSIONERS


Howard V. Doherty, Jr., Chair


Jim McEntire

ATTEST:


Trish Holden, CMC, Clerk of the Board


Michael C. Chapman