

Ordinance 907

Amending Clallam County Code Chapter 23.03, General Park and Fairgrounds Rules and Regulations, to include changes to the Comprehensive Park and Recreation Master Plan

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) "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 18 years old or a person at least 21 years old who is directly responsible for the actions of said juvenile.

(7) "Board" means the Clallam County Park and Recreation Advisory Board.

(8) "Director" means the 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 Parks Department including the following:

(a) Panorama Vista County Park;

(b) Thompson Road Property

(bc) Marlyn Nelson County Park at Port Williams;

(ed) Dungeness Landing County Park;

(de) Cline Spit Community Beach County Park;

(ef) Dungeness Recreation Area;

(fg) Mary Lukes Wheeler County Park;

(gh) Three Waters County Park;

~~(h) Jessie Cook Scriven County Park;~~

(i) Robin Hill Farm County Park;

(j) Agnew Soccer Fields;

(k) Verne Samuelson Trail;

(l) Freshwater Bay County Park;

(m) Salt Creek Recreation Area;

(n) Eagle Point Property

(no) Camp David Jr.;

(ep) Pillar Point County Park;

(pq) Clallam Bay Spit Community Beach County Park;

(qr) Clallam Bay "West" County Park;

- (~~rs~~) Lake Pleasant Community Beach County Park;
- (~~st~~) Fred Orr Ball Fields;
- (~~tu~~) Quillayute River County Park;
- (~~uv~~) Clallam County Fairgrounds;
- (~~vw~~) Olympic Discovery Trail (those off-road portions of the Trail located apart from the shoulders of existing roads);
- (~~wx~~) Bogachiel Property;
- (~~xy~~) Clallam Bay Property;
- (~~yz~~) 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 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 along with their facilities, programs, and properties.

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 vehicle or one camper; or

(ii) One vehicle pulling a trailer; or

(iii) One motor home pulling a vehicle; or

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

(b) The occupancy of a single campsite shall be limited to six 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, 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 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 14 nights. At the checkout time of the fifteenth day, the campers and their vehicle(s) must vacate the campground area for a minimum of 48 hours.

(3) Permanent occupancy of any portion of a park or the facilities within a park is prohibited. County park employees are authorized to set up residence within park boundaries.

(4) Occupancy of a campsite for overnight camping or temporary purposes (e.g. electric vehicle charging, picnicking, or resting) shall require the visitor to pay the appropriate camping fee. Fees for the use of campsites are due immediately after occupying a site. ~~and~~ Camping fees for

subsequent nights are payable daily by 12:00 p.m. (noon). The campsite fee covers exclusive temporary occupancy of the site until 12:00 p.m. (noon) the following day.

(5) ~~A campsite is considered occupied when it is being used for camping by a person or persons who have paid the fee within the applicable time limit.~~ 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 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 prior to 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 remain in other areas of the park for purposes other than camping until normal closing time.

(7) No person under the age of 18 years 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 responsible adult for each 15 juveniles.

(8) Overnight camping and parking is hereby prohibited at the following Clallam County parks and properties, see below for exception:

(a) Panorama Vista County Park;

(b) Thompson Road Property

~~(bc)~~ Marlyn Nelson County Park at Port Williams;

~~(ed)~~ Dungeness Landing County Park;

~~(de)~~ Cline Spit Community Beach County Park;

~~(ef)~~ Mary Lukes Wheeler County Park;

~~(fg)~~ Three Waters County Park;

~~(g) Jessie Cook Scriven County Park;~~

(h) Robin Hill Farm County Park;

(i) Agnew Soccer Fields;

(j) Verne Samuelson Trail;

(k) Freshwater Bay County Park;

(l) Eagle Point Property

~~(lm)~~ 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;

~~(mn)~~ Clallam Bay Spit Community Beach County Park;

~~(no)~~ Clallam Bay ^{“West”} County Park;

~~(op)~~ Lake Pleasant Community Beach County Park;

~~(pq)~~ Fred Orr Ball Fields;

~~(qr)~~ Quillayute River County Park;

~~(rs)~~ Olympic Discovery Trail;

~~(st)~~ Bogachiel Property;

~~(tu)~~ Clallam Bay Property;

~~(uv)~~ Jamestown Tidelands.

Section 3. Section .070, ~~Dogs, cats and other pets and livestock~~Animals, is amended to read as follows:

(1) Dogs, cats, and other pets, including livestock, are prohibited unless crated, caged, or on a leash, bridle or halter of not more than eight feet in length, and/or otherwise under physical restrictive control at all times when inside park lands.

(2) Dogs, cats, horses, and other pets are not permitted on any designated swimming beach or in any park building unless so authorized by the Director. This subsection does not apply to service animals or law enforcement dogs.

(3) Grazing or ranging of domestic animals, livestock, or poultry is prohibited on all park lands, with the exception of designated areas within Robin Hill Farm County Park and the Clallam County Fairgrounds.

(4) Dogs or pets shall not disturb the peace and tranquility of park lands.

(5) Pet owners are responsible for cleaning up all pet waste from all park lands and beaches and placing it into an approved waste disposal container or otherwise removing it from park lands.

(6) No person shall intentionally feed, attract, or artificially sustain wildlife in Clallam County park lands. The feeding of indigenous wildlife is prohibited in all Clallam County park lands unless otherwise posted.

Section 4. Section .120, Horseback riding, is amended to read as follows:

(1) Horseback riding and the use of pack animals is permitted only on roadways, trails, or equestrian areas designated by the Parks, Fair, and Facilities Department and is prohibited in all other areas including but not limited to campgrounds, picnic areas, swimming beaches, the immediate vicinity of trail shelters, eating or sleeping facilities, Fairgrounds non-designated areas and other areas of public gatherings and:

(a) ~~From June 1st of each year to September 15th of each year~~hHorseback riding is restricted at the Salt Creek Recreation Area except on the access road trail to Striped Peak. Exceptions may be granted through the Special Occasion Permit process and the approval of the Park Manager.

(b) Horseback riding is prohibited at the Dungeness Recreation Area except on equestrian trails and areas of the park designated for horses. The U.S. Fish and Wildlife Service may have restrictions regarding horseback riding in the Dungeness National Wildlife Refuge.

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

(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. Horses shall be led, with the use of a halter or bridle, from the horse barns to the arenas. Horses and horseback riding are not permitted in any other area of the Fairgrounds unless authorized in advance by the Fair Manager or the Director of Parks, Fair, and Facilities.

(2) Riders shall ride their horse at a walking gait only. While on County approved horse trails, riders shall slow their horses to a walk upon meeting other trail users. No galloping, racing, or jumping allowed on these same trails.

At the Fairgrounds, riders shall ride their horses at a speed and safety level appropriate for the events taking place inside the arenas. Outside the arenas, riders shall maintain a walking gait at all times.

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

Section 5. Section .121, Metal detection, is amended to read as follows:

The use of metal detectors is permitted on County park lands as specified below for coin shooting only. Such use 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 Parks 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 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 will be revoked and they:

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

(2) Specified County park lands consist of the following:

(a) Thompson Road Property

(b) Marlyn Nelson County Park at Port Williams;

~~(bc)~~ Dungeness Landing County Park;

~~(ed)~~ Cline Spit Community Beach County Park;

~~(de)~~ Dungeness Recreation Area;

~~(ef)~~ Mary Lukes Wheeler County Park;

~~(fg)~~ Robin Hill Farm County Park;

~~(gh)~~ Freshwater Bay County Park;

~~(hi)~~ Salt Creek Recreation Area;

~~(ij)~~ Pillar Point County Park;

~~(jk)~~ Clallam Bay Spit Community Beach County Park;

~~(kl)~~ Clallam Bay "West" County Park;

~~(lm)~~ Lake Pleasant Community Beach County Park;

~~(mn)~~ Quillayute River County Park;

~~(no)~~ Clallam County Fairgrounds;

~~(op)~~ Notwithstanding the above provisions, there is 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 are a blunted ice pick, a long shanked screwdriver (not over six 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.

(5) 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.

(6) 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.

(7) Any person seeking the issuance of a coin-shooting permit is required to reimburse the County for any damage to parkland property, including but not limited to buildings, waterlines, utility lines, or grounds, caused by coin-shooting activities.

Section 6. Section .140, Preservation of public property, is amended to read as follows:

(1) The possession, destruction, injury, defacement, removal, or disturbance of any building, sign, equipment, monument, statue, marker, 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 pre-historic 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) Planting any vegetation in park lands without the prior approval of the Department is prohibited and subject to immediate removal by the Department.

(34) Dead timber which has been cut and stockpiled for public use within the park may be burned in proper fire pits. 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.

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

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

(a) It is unlawful for any person or persons to remove driftwood, shells, rocks, or any form of marine life; except with a permit, as provided in subsection (5)(b) of this section. Marine life is designated as sea stars, anemones, etc. This chapter does not apply to fish caught by sport fishing 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 filed with the Parks Department not less than 15 days before the proposed removal of marine life. 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 for a paper, report, or other document which will 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 research, not teaching.

(C) The project is intended to provide information to help improve flora or fauna in the area.

(iii) The applicant shows that it is necessary to remove marine life to further the project.

(iv) The applicant shows the full extent of marine life anticipated to be removed.

(v) The Parks Department shall consider the application. If they determine the application is for a serious and legitimate scientific project and/or study, they shall issue the permit.

(67) 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 subsection (6)(b) of this section.

(b) Removal of historical, pre-historical, and archaeological resources as defined in subsection (6)(a) of this section 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.

(78) Violation of this section is a misdemeanor.

ADOPTED this fifteenth day of March 2016

BOARD OF CLALLAM COUNTY COMMISSIONERS

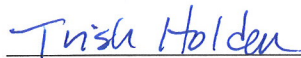


Mike Chapman, Chair

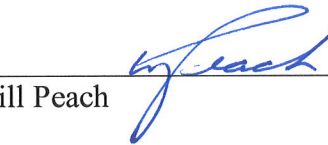


Mark Ozias

ATTEST:



Trish Holden, CMC, Clerk of the Board



Bill Peach