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Ordinance 926

Amending Clallam County Code chapter 23.03, titled
"General Park and Fairground Rules and Regulations"

BE IT ORDAINED BY THE BOARD OF CLALLAM COUNTY COMMISSIONERS:

Section 1. Section .010, Purpose, is amended to read as follows:

The purpose of this chapter is to establish rules and regulations regarding the care, governing, control, supervision, and operation of all County park lands; regulating the use thereof; defining offenses; providing penalties; and repealing all ordinances in conflict therewith.

Section 2. 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~~ Rainshadow Disc Golf Park;
- (c) Marlyn Nelson County Park at Port Williams;
- (d) Dungeness Landing County Park;
- (e) Cline Spit Community Beach County Park;
- (f) Dungeness Recreation Area;
- (g) Mary Lukes Wheeler County Park;
- (h) Three Waters 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~~ County Park;

- (o) Camp David Jr.;
- (p) Pillar Point County Park;
- (q) Clallam Bay Spit Community Beach County Park;
- (r) Clallam Bay West County Park;
- (s) Lake Pleasant Community Beach County Park;
- (t) Fred Orr Ball Fields;
- (u) Quillayute River County Park;
- (v) Clallam County Fairgrounds;
- (w) Olympic Discovery Trail (those off-road portions of the Trail located apart from the shoulders of existing roads);
- (x) Bogachiel Property;
- (y) Clallam Bay Property;
- (z) 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.

(15) "Unmanned Aerial Vehicle" means an aircraft, also known as a drone, without a human pilot aboard. The flight of Unmanned Aerial Vehicles (UAVs) operate with various degrees of autonomy, either under remote control by a human operator or fully or intermittently autonomously by onboard computers.

Section 3. Section .030, Audio devices – Creating a nuisance, is amended to read as follows:

(1) The operation or use of any audio device including a radio, television set, musical instrument, or device producing noise or other equipment driven by motor, battery, human-powered, or engine in such a manner or at such time so as to unreasonably annoy, or endanger persons in campgrounds, picnic areas, or at other within County pPark facilities-boundaries is prohibited.

(2) The operation or use of a public address system, whether fixed, portable or vehicle-mounted on County park lands is prohibited, except, when such use of operation is in connection with a public gathering or special event for which a Special Occasion pPermit has been issued by the Director.

(3) Creating a nuisance by fighting, threatening, menacing, or in any way intimidating or coercing another; or acting in a belligerent, boisterous, or threatening manner, or inciting or participating in any riotous act; or using profane, obscene or abusive language; or committing any lewd, licentious, or vicious act, or deliberately annoying another person by making unreasonably loud noises, is prohibited and may lead to expulsion from the park.

(4) In addition, quiet hours shall be observed in campground parks from 10:00 p.m. until 8:00 a.m. Loud talking, boisterous laughing, playing radios or other musical devices in a manner to be heard outside of the campsite is prohibited. Use of generators during quiet hours is prohibited.

(a) Quiet hours for generators begin at 9 p.m. and end at 8 a.m. No generators may be operated during these hours, unless needed for medical purposes, or specifically agreed to by the Director prior to the visit.

Section 4. 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. 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) 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~~ Rainshadow Disc Golf Park;
- (c) Marlyn Nelson County Park at Port Williams;
- (d) Dungeness Landing County Park;
- (e) Cline Spit Community Beach County Park;
- (f) Mary Lukes Wheeler County Park;
- (g) Three Waters 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~~ County Park;
- (m) 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;
- (n) Clallam Bay Spit Community Beach County Park;
- (o) Clallam Bay West County Park;
- (p) Lake Pleasant Community Beach County Park;
- (q) Fred Orr Ball Fields;
- (r) Quillayute River County Park;
- (s) Olympic Discovery Trail;
- (t) Bogachiel Property;
- (u) Clallam Bay Property;
- (v) Jamestown Tidelands.

Section 5. 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 posting appropriate signs indicating the extent and scope of 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 one-half hour before sunrise to one-half hour after sunset unless otherwise posted. Gate hours may vary and will be posted when closed.

(a) Using or visiting park areas when closed is prohibited except when engaged in recreational or commercial clamming, crabbing, shellfishing or sports fishing normally engaged in after dark due to 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:

Dungeness and Salt Creek and Dungeness Recreation Areas	Park and Gate Open Hours	Grace Period – Registered campers allowed back in during open camping season
February	7:00 a.m. to 7:00 p.m.	7:30 p.m.
March	7:00 a.m. to 8:00 p.m.	8:30 p.m.
October - April	7:00 a.m. to 9:00 p.m.	9:30 p.m.
May – Labor Day (September)	7 6:00 a.m. to 10:00 p.m.	10:30 p.m.
September	7 :00 a.m. to 9:00 p.m.	9 :30 p.m.

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

(c) Portions of the Olympic Discovery Trail not located on or part of a County road right-of-way shall be closed between 11:00 p.m. and 4:00 a.m. Use of the trail within these designated times is prohibited.

Section 6. 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 prior written permission granting the concession by the County. The vending of any such goods, services, products and commodities without such concessions is prohibited. The concession agreements shall be approved by the BOCC following its review.

Section 7. Section .070, 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 8. Section .080, Explosives, fireworks, model aircraft, unmanned aerial vehicle is amended to read as follows:

- (1) The use or possession of explosives or any type of fireworks is prohibited.

(2) Operating remote or cable controlled model aircraft with any motorized engine is prohibited from park lands~~Operating remote or cable controlled model aircraft with gas or other types of engines is prohibited from park lands.~~

(3) Operating model rockets from park lands is prohibited.

(4) Operating an unmanned aerial vehicle from within or above park lands is prohibited.

(5) Exceptions to the activities within this ordinance are possible with prior written approval from the Director and an approved Special Occasion Permit.

Section 9. 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) Firearms used by law enforcement officers in performance of their duties.

(b) Firearms used in exhibitions authorized by the Director.

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

Section 10. 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 fire must be confined in a fireplace, fire ring, or grill provided for the use of visitors, in locations specified by the Parks Department 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 25 feet of building openings.

Section 11. Section .110, Fishing, is amended to read as follows:

Fishing is permitted on all park lands subject to state and local fishing regulations provided that fishing shall not interfere with boat launching activities.

Section 12. 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 nondesignated areas and other areas of public gatherings and:

(a) Horseback 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) 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 13. 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 park lands 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 will lose the privilege to obtain a permit in the future.

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

(a) ~~Thompson Road Property~~ Rainshadow Disc Golf Park;

(b) Marlyn Nelson County Park at Port Williams;

(c) Dungeness Landing County Park;

(d) Cline Spit Community Beach County Park;

(e) Dungeness Recreation Area;

(f) Mary Lukes Wheeler County Park;

(g) Robin Hill Farm County Park;

- (h) Freshwater Bay County Park;
- (i) Salt Creek Recreation Area;
- (j) Eagle Point County Park;
- (~~jk~~) Pillar Point County Park;
- (~~kl~~) Clallam Bay Spit Community Beach County Park;
- (~~lm~~) Clallam Bay West County Park;
- (~~mn~~) Lake Pleasant Community Beach County Park;
- (~~no~~) Quillayute River County Park;
- (~~op~~) Clallam County Fairgrounds;
- (~~pq~~)

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 in to 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 park land property, including but not limited to buildings, waterlines, utility lines, or grounds, caused by coin-shooting activities.

Section 14. Section .130, Permits – Special occasion, is amended to read as follows:

(1) Except for Camp David, Jr. and the Clallam County Fairgrounds, special activities that involve exclusive use of park areas and/or facilities require a special occasion permit issued by the Director, Parks ~~and~~ Supervisor, or Park Manager. Special activities shall include, but not be limited to: 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 shall be issued only after a finding that the issuance is consistent 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 will contain conditions and restrictions as to duration, and area occupied for the protection of the park land and public use thereof and will be issued for events and activities of 200 people or less. 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 no later than 15 days prior to the requested special activity and 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.

(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 Parks Department to cover costs such as restoration, rehabilitation and cleanup of the area used, and other costs resulting from the 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. 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 15. 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, is allowed only with a ~~s~~Special ~~e~~Occasion ~~p~~Permit and after all conditions are met and fees paid. Permit application packets are available from the ~~Parks~~ 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.

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

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

Section 16. 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.

(4) 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 nonprofit groups who have an approved Memorandum of Agreement for Clean-up and Wood Salvage.

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

(6) 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 (6)(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 (6)(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 ~~s~~Special ~~e~~Occasion ~~p~~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 ~~i~~s 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.

(7) 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 (7)(b) of this section.

(b) Removal of historical, pre-historical, and archaeological resources as defined in subsection (7)(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.

(8) Violation of this section is a misdemeanor.

Section 17. 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 therefor is prohibited.

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

Section 18. Section .160, Solicitation, is amended to read as follows:

Soliciting, selling, peddling, advertising, distribution or posting for a commercial purpose or personal gain of any printed handbills, circulars or signs, or erecting any signboard, sign, billboard, bulletin board, post, pole, or device of any kind for advertising is prohibited without prior written approval from the Director.

Section 19. Section .170, Traffic, is amended to read as follows:

(1) It is unlawful to drive or park any vehicle on other than designated areas, roadways, camping areas or parking areas. Use of any type of motorized vehicle (except wheelchairs) is strictly

prohibited on those portions of the Olympic Discovery Trail that do not use the shoulders of County roads or State highways. This 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.

(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) 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 from a designated County launch site, or when 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 20. 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 CCC [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) of this section 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 park lands or facilities.

Section 21. 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 park lands or facilities.

(2) In the event of natural disaster, State or municipal emergency, civil disorder, accident, or other similar situation 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 specifically

empowered to take reasonably necessary 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.

Section 22. Section .200, Repealer, is amended to read as follows:

Ordinance ~~No. 119, 1980~~, and subsequent amending ordinances 128, 145, 170, 213, 252, 375, 411, 503, and 636, and any former ordinances or amendments or portions thereof conflicting or inconsistent with the prosecution for any violation of these ordinances occurring prior to the effective date of this chapter provision shall not be affected or abated; provided further, should any provision of this chapter also addressed in the ordinances repealed herein be declared invalid or unconstitutional, then the pertinent provisions of the former ordinances would be applicable and enforceable.

ADOPTED this eleventh day of April 2017

BOARD OF CLALLAM COUNTY COMMISSIONERS



Mark Ozias, Chair



Bill Peach



Randy Johnson

ATTEST:



Loni Gores, Clerk of the Board