

AGENDA SHEET FOR COMMISSIONER'S MEETING OF: ~~July 20th~~, 2015

August 11th

SUBMITTING DEPARTMENT: Parks, Recreation & Golf

CONTACT PERSON: Doug Chase / Paul Knowles

PHONE NUMBER: 477-2720 / 477-2188

CHECK TYPE OF MEETING ITEM BELOW:

BID OPENING:

2:00 PM CONSENT AGENDA: ~~July 20th~~ August 11th

5:00 PM LEGISLATIVE SESSION:

BY LEAVE: (Item Title)

SPECIAL SESSION: (Item Title)

9:00 AM BOARD BRIEFING: - July 7th

BELOW FOR CLERKS USE ONLY:

Clerk's Resolution No. _____
Approved: (Majority - Unanimous) _____
Denied: (Majority - Unanimous) _____
Renews/Amends No. _____
Public Works No. _____

Purchasing Dept. No. _____

AGENDA TITLE: IN THE MATTER OF AMENDING THE SPOKANE COUNTY CODE, CHAPTER 6.09, COUNTY PARK LIQUOR REGULATIONS, CHAPTER 6.14, PARK REGULATIONS, AND CHAPTER 6.15, METAL DETECTION DEVICES

RECOMMENDATION: Please Approve.

The Spokane County Parks Advisory Committee has reviewed the new, proposed Spokane County Code Chapter, SCC 6.14 - County Park Regulations, and recommends to the Spokane County Board of County Commissioners to take the following actions: (1) repeal Spokane County Code Chapter 6.09, as adopted by Resolution No. 79-1006, (2) repeal Spokane County Code Chapter 6.14, as adopted by Resolution Nos. 68-0275 and 70-0284, (3) repeal Spokane Code Chapter 6.15, as adopted by Resolution No. 75-0549, and (4) add Spokane County Code Chapter 6.14 - County Parks Regulations.

BACKGROUND:

The Spokane County Code ("Code") contains three chapters, 6.09, 6.14 and 6.15 that specifically address Spokane County park regulations. Chapter 6.09 addresses County park liquor regulations, Chapter 6.14 addresses miscellaneous County park regulations, and Chapter 6.15 regulates metal detection activities in County parks. All three chapters were last revised in the 1970's when the County park system was smaller and consisted almost entirely of neighborhood and community "suburban parks." The proposed amendments will combine all three chapters into one unified chapter, 6.14 - County Park Regulations and remove chapters 6.09 and 6.15. The proposed amendments are also intended to provide some flexibility to effectively address issues, seen and unforeseen, within County parks and to provide much needed clarity and specificity to Spokane County park regulations. The changes include:

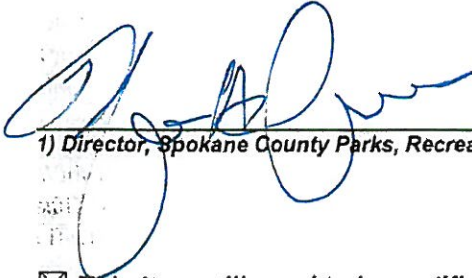
- Combining language from three separate Spokane County Code Chapters into one unified County Parks Regulations chapter;
- Comprehensively defining activities within County parks that require a permit or permission from the Director;
- Regulating alcohol in County parks in a clear, consistent, effective, and flexible manner (Reviewed by Risk Management);
- Eliminating the specification of fees in the Code in favor of these fees being included within the Spokane County Parks, Recreation & Golf Fee Schedule, typically adopted by the Board of County Commissioners on an annual basis;
- Comprehensively defining prohibited activities within County parks;
- Addressing domestic animal control in County parks (Reviewed by S.C.R.A.P.S.); and
- Ensuring consistency with State Law and the Department's current practices and policies.

With these changes, staff anticipates that the new Spokane County Code Chapter 6.14, will provide more guidance to staff in addressing situations that arise within the Spokane County park system and will allow for more flexibility to effectively address changing conditions or unforeseen issues that might arise.

- Please see existing Chapters 6.09, 6.14, and 6.15
- Please see attached new Chapter 6.14 – County Parks Regulations

FISCAL IMPACT:

Some savings may occur due to efficiencies gained in having a clearer, more concise code for Spokane County Parks, Recreation & Golf and the Spokane County Sheriff's Office to enforce.



1) Director, Spokane County Parks, Recreation & Golf



2) Legal Department

This item will need to be codified in the Spokane County Code.

Existing County Code

Chapter 6.09 - COUNTY PARK LIQUOR REGULATIONS

Sections:

6.09.010 - Purpose.

It is the public policy of Spokane County to secure and maintain such levels of control of county parks and/or recreational facilities as will protect public health, safety and welfare and prevent injury to county property. To this end, it is the purpose of this chapter to provide a means of licensing the consumption of liquor in county owned parks and/or recreational facilities.

(Res. 79-1006 Exhibit A (part), 1979)

6.09.020 - Definitions.

- (1) "Alcohol" is that substance known as ethyl alcohol, hydrated oxide of ethyl, or spirit of wine, which is commonly produced by the fermentation or distillation of grain, starch, molasses, or sugar, or other substances including all dilutions and mixtures of this substance.
- (2) "Beer" means any beverage obtained by the alcohol fermentation or an infusion of decoction of pure hops, or pure extract of hops and pure barley malt or other wholesome grain or cereal in pure water containing no more than four percent of alcohol by weight, and not less than one-half of one percent of alcohol by volume.
- (3) "Liquor" includes the four varieties of liquor defined in this section (alcohol, spirits, wine and beer), and all fermented, spirited, vinous, or malt liquor or combinations thereof, and mixed liquor, a part of which is fermented, spirituous, vinous or malt liquor, or otherwise intoxicating; and every liquid or solid or semisolid or other substance, patented or not containing alcohol, spirits, wine or beer, and all drinks or drinkable liquids and all preparations or mixtures capable of human consumption, and any liquid semisolid, solid, or other substance which contain more than one percent of alcohol by weight shall be conclusively deemed to be intoxicating.
- (4) "Spirits" means any beverage which contains alcohol obtained by distillation, including wine exceeding seventeen percent of alcohol by weight.
- (5) "Public place" means a park and/or playground and/or bathing beach owned and/or under the control of Spokane County.
- (6) "Wine" means any alcoholic beverage obtained by fermentation of fruits, (grapes, berries, apples, etc.) or other agriculture products containing sugar, to which any saccharine substances may have been added before, during or after fermentation, and containing not more than seventeen percent of alcohol by weight, including sweet wines fortified by wine spirits, such as port, sherry, muscatel and angelica, not exceeding seventeen percent of alcohol by weight.

(Res. 79-1006 Exhibit A (part), 1979)

6.09.030 - Permit—Required.

No person shall knowingly allow, conduct, hold, maintain, cause to be advertised, or permit a gathering of five or more persons at a public place for any reason at which liquor is brought by said individual(s) and/or provided by the host to be consumed at said public place without first obtaining a permit from the Spokane County park and recreation department. A permit shall be required for each gathering as referred to hereinabove.

(Res. 79-1006 Exhibit A (part), 1979)

6.09.040 - Application for permit—Contents.

Application for permits shall be in writing and filed with the Spokane County park and recreation department. Said application shall be filed no less than fourteen days prior to the gathering at which said alcoholic beverages will be consumed. Said application shall be accompanied by a permit in the amount of five dollars.

Said application shall include:

- (1) Name of person or other legal entity on behalf of whom said application is made; provided, however, that a natural person applying for such permit shall be twenty-one years of age or older;
- (2) Name of public place for which permit is requested;
- (3) The type of activity to be carried on at said public place;
- (4) Date and proposed time frame of activity;
- (5) A statement indicating what measures will be undertaken to police the activity, including but not necessarily limited to confirmation from either a public law enforcement agency or private individual that crowd protection policing has been contracted for;
- (6) The names and addresses of all crowd controlling personnel;
- (7) The verification of the applicant warranting the truth of the matters set forth in the application to the best of the applicant's knowledge, under the penalty of perjury.

Within four days after the filing of the application, the Spokane County park and recreation director shall either approve or deny the permit. Any approval may subject the applicant to conditions relative to crowd protection policing. Any denial shall set forth in detail the specific grounds therefor. Any applicant aggrieved by an approval or denial of the permit application shall file a written appeal with the clerk of the board of county commissioners of Spokane County within five days after the Spokane County park and recreation director's action. The board, upon receipt of such appeal, shall set a date for a public meeting to consider such appeal which shall not be more than five days after receipt of such appeal. At said public meeting, the board, after hearing all evidence, may affirm, repeal or modify the decision of the Spokane County park and recreation director.

(Res. 79-1006 Exhibit A (part), 1979)

6.09.050 - Cash deposit.

After the application has been approved, the applicant shall deposit with the Spokane County park and recreation department a cash deposit in the amount of one hundred dollars. The cash deposit shall be used to pay all costs or charges incurred to clean up afterward and any extraordinary costs or charges incurred by Spokane County to regulate crowd control. The cash deposit shall be returned to the applicant when the Spokane park and recreation department director is satisfied that no claims for damage or loss will be made against said cash deposit or that the loss or damage claimed is less than the amount of the deposit, in which case the uncommitted balance thereof shall be returned; provided, however, that the cash deposit or uncommitted portion thereof shall be returned to the applicant no later than thirty days after the gathering which gave rise to the necessity of the permit.

(Res. 79-1006 Exhibit A (part), 1979)

6.09.060 - Revocation of permit.

Any permit granted pursuant to the provision of this chapter shall be summarily revoked by the issuing authority when it finds that by reason of emergency the public peace, health, safety, morals or welfare can only be preserved and protected by such revocation.

(Res. 79-1006 Exhibit A (part), 1979)

6.09.070 - Violation.

Any person or persons, firm, corporation, fraternal or social organization, failing to comply with the provisions of this chapter to include any conditions included in the issuance of any permit granted under the terms of this chapter shall be deemed guilty of a misdemeanor and, upon conviction of any such violation, such person shall be punishable by a fine of not more than two hundred fifty dollars or by imprisonment in the county jail for not more than ninety days, or by both such fine and imprisonment.

(Res. 79-1006 Exhibit A (part), 1979)

Chapter 6.14 - PARK REGULATIONS

Sections:

6.14.010 - Motor vehicles prohibited.

No motor vehicles, including, but not limited to two-wheeled vehicles, shall be operated in any county park area beyond parking lots and roads, unless the park area is otherwise specifically designated for motor vehicular use by the county park director.

(Res. 70-284 § 1, 1970)

6.14.020 - Grazing prohibited.

No person having the care or custody of cattle, horses or other grazing domestic animals shall permit such animals to graze upon county park property.

(Res. 70-284 § 2, 1970)

6.14.030 - Harming animals or plants.

No person shall destroy, remove or damage the plants or animals in or on county park property.

(Res. 70-284 § 3, 1970)

6.14.050 - User's fees.

In those county parks for which a user's fee schedule has been established, it is unlawful for any person to enter upon the park area without first having paid the appropriate fees.

(Res. 70-284 § 5, 1970)

6.14.060 - Closing hours.

A closing time of ten p.m. is established in all Spokane County park and recreation areas not specifically permitted as overnight camping, and sunrise is considered opening time each day.

The Spokane County sheriff is requested to deny access to the above stated areas after the designated time of ten p.m.

(Res. 68-275, 1968)

Chapter 6.15 - METAL DETECTION DEVICES

Sections:

6.15.010 - Metal detection permits required.

No person, firm, or corporation shall use or operate any metal detection device on any county park property until such person, firm or corporation shall have secured from the Spokane County park and recreation department a permit to use or operate a metal detection device on county park property. The fee for such permit shall be the sum of one dollar per year. For the purpose of this chapter, a metal detection device is defined as an electronic instrument used to find or discover metal objects on the surface or underneath the ground.

(Res. 75-549 (part), 1975)

6.15.020 - Application for permits—Requirements.

Permits shall be obtained from the Spokane County park and recreation department. After the application fee provided in Section 6.15.010 is paid, the Spokane County park and recreation director shall issue a permit to the permittee which shall be in effect from January 1st to December 31st in the year for which the permit is issued unless revoked as provided for in Section 6.15.060.

(Res. 75-549 (part), 1975)

6.15.030 - Display of permit—Transfer.

Any permit issued under this chapter must be in plain sight when using a metal detection device on county-owned property, either on the permittee's clothing or taped to the metal detection device. Permits issued pursuant to this chapter are not transferable.

(Res. 75-549 (part), 1975)

6.15.040 - Permit restrictions.

Any permit issued pursuant to this chapter shall be subject to the following restrictions:

- (1) When an object is located by a metal detection device, only "probes" such as a screwdriver, no longer than three-eighths-inch in diameter are permitted.
- (2) Any metal or objects located by the metal detection device shall be removed with a minimum of sod disturbance, however, in no event may any sod be lifted or removed in any manner.
- (3) No shovels, trowels, plug cutters, or knives shall be used as probes or to remove sod.
- (4) All metal or objects recovered as a result of the use of metal detection device shall be either removed from the site by the permittee, or disposed of in the litter receptacle located in the county-owned park.

(Res. 75-549 (part), 1975)

6.15.050 - Application of chapter—Exemptions.

The provisions of this chapter shall not apply to the use of any metal detection devices on county park property when the devices are being used by a person, firm, or corporation under contract with Spokane County to do any public works project in said county park property or to repair the same.

(Res. 75- 549 (part), 1975)

6.15.060 - Enforcement—Spokane County park and recreation department.

The Spokane County park and recreation department is authorized to make and enforce orders and regulations for the enforcement of this chapter, to prosecute and maintain in the name of the county actions for violations thereof, to revoke after due notice any permit under this chapter for any violation hereof, and to prescribe the form and from time to time make changes in the form of the permits.

(Res. 75-549 (part), 1975)

6.15.070 - Violation—Misdemeanor.

Any person, firm or corporation violating any of the provisions of this chapter shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not more than three hundred dollars or by imprisonment within the county jail for a period not exceeding ninety days, or by both such fine and imprisonment.

(Res. 75-549 (part), 1975)

6.15.080 - Severability.

If any of the provisions of this chapter are held invalid or unconstitutional, the remainder of the chapter shall not be affected thereby.

(Res. 75-549 (part), 1975)

1. Spokane County Code Chapter 6.09, as adopted by Resolution No. 79-1006, and Spokane County Code Chapter 6.14, as adopted by Resolution Nos. 68-0275 and 70-0284, and Spokane Code Chapter 6.15, as adopted by Resolution No. 75-0549, are hereby repealed.
2. The following chapter is added to the Spokane County Code:

6.14 County Park Regulations

- 6.14.010 Title.**
- 6.14.020 Liberal Construction**
- 6.14.030 Definitions**
- 6.14.040 Permits Required for Certain Activities**
- 6.14.050 Permit Administration and General Requirements**
- 6.14.060 Consumption of Alcohol in Parks**
- 6.14.070 Prohibited Activities**
- 6.14.080 Animal Control**
- 6.14.090 Regulation of Campgrounds**
- 6.14.100 Regulation of Vehicles**
- 6.14.110 Park Hours**
- 6.14.120 Violation – Penalty**
- 6.14.130 Severability**

Cross-reference: Chapter 36.68 RCW

6.14.010 Title.

This Chapter shall constitute the Park of Code of Spokane County and may be cited as such. Conduct in all public parks shall be subject to all general police regulations of the Spokane County Code and not exclusively to the provisions of this Chapter.

6.14.020 Liberal Construction

This Chapter is an exercise of the police power of the State of Washington, and of Spokane County, for public peace, health, safety and welfare, and its provisions shall be liberally construed.

6.14.030 Definitions

The terms used in this Chapter, unless clearly contrary to or inconsistent with the context in which used, shall be:

- a. "Aircraft" means any device or object now known, or hereafter invented, used or designed for navigation of or flight in the air.
- b. "Alcoholic beverages" or "liquor" includes the four varieties of liquor defined as alcohol, spirits, wine and beer, all fermented, spirituous, vinous, or malt liquor, and all other intoxicating beverages, and every liquor, solid or semisolid or other

- substance, patented or not, containing alcohol, spirits, wine or beer; all drinks or drinkable liquids and all preparations or mixtures capable of human consumption.
- c. “Animal” means any nonhuman mammal, bird, reptile, amphibian, or fish.
 - d. “Burn Restriction/Ban” means any burning restriction or ban imposed by the Director, County Building Official and/or any applicable state or federal burn restriction or ban to protect public safety, health and welfare.
 - e. “Camp” means: (i) erecting a tent or shelter or arranging bedding or both, for the purpose of or in such a way that permits remaining overnight; or (ii) parking a trailer, camper, or other vehicle for the purpose of remaining overnight.
 - f. “Department” means the Spokane County Parks, Recreation, & Golf Department.
 - g. “Director” means the Director of the Spokane County Parks, Recreation, & Golf Department.
 - h. “Domestic Animal” means domesticated dog or cat.
 - i. “Facility” means any equipment, building, structure, roadway, trail, path, or area owned, operated or managed by the Spokane County Parks, Recreation, & Golf Department.
 - j. “Fee” means any monetary transaction in which currency is changing hands for goods and/or services.
 - k. “Metal Detection Device” means any electronic instrument used to find or discover metal objects on the surface or underneath the ground.
 - l. “Park” means and includes all parks, conservation areas, recreation centers, trails, paths, parkways, golf courses, recreation areas and other facilities comprising the parks and recreation system of Spokane County that are managed, operated, and/or cared for by the Department as part of the County’s parks and recreation system and acknowledged as such within the adopted Park, Recreation and Open Space Plan OR current parks and recreation system inventory.
 - m. “Permit” means any and all permits, licenses, or approvals required by federal or state law, or required by County Ordinance or by the Spokane County Parks, Recreation, & Golf Department.
 - n. “Person” means all natural persons, firms, partnerships, entities, corporations, clubs and all associations or combination of persons whenever acting for themselves or through an agent, servant or employee.
 - o. “Sheriff” means the Spokane County Sheriff or Sheriff Deputy or Sheriff representative duly commissioned by the Sheriff of Spokane County.
 - p. “Trail” means any identified or unidentified trail or path that is used for non-vehicular, non-highway off road and/or non-motorized recreation and transportation purposes.
 - q. “Vehicle” means any self-propelled device capable of being moved, and in, upon, or by which any person or property may be transported or drawn and shall include, but not be limited to, automobiles, trucks, motorcycles, motor scooters, bicycles, sailboards, all-terrain vehicles, go-carts, jeeps or similar type of four-wheel drive vehicles and snowmobiles, whether or not they can be legally operated upon public highways. “Vehicle” shall not include golf carts when operated as allowed on golf courses operated by the Department.
 - r. “Watercraft” means any floating device, powered by internal combustion engine, wind, or human power capable of traveling on or under water.

6.14.040 Permits Required for Certain Activities

Unless otherwise provided for through an agreement adopted by the Board of County Commissioners, it shall be unlawful in any park, without first securing a permit or approval from the Director or designee, for any person to:

- a. Use a public address system or other sound amplifying device;
- b. Use or operate any metal detection device;
- c. Use, place or erect any signboard, sign, billboard, bulletin board, post, pole or device of any kind for advertising in any park or to attach any notice, bill, poster, sign, wire, rod or card to any tree, shrub, railing, post or structure, or erect a structure of any kind for the purpose of advertising;
- d. Sell refreshments or merchandise or engage in any business or occupation;
- e. Use any park facility for the purpose of having any watercraft for hire;
- f. Take up collections or to act as or apply the vocation of a solicitor, agent, peddler, beggar, strolling musician, organ grinder, exhorter, barker, or showman within a park;
- g. Hold organized runs, walks, races, trials, or competitions
- h. Collect fees or donations of any kind;
- i. Hold any shows, festivals, fundraisers, carnivals, parades, or similar activities;
- j. Reserve a portion of a park for exclusive use;
- k. Fly or land aircraft, model aircraft, model rockets, or hot air balloons;
- l. Parachute, hang glide, or parasail; and
- m. Participate in archery.

If the Director or designee finds that safety, comfort, and convenience of the public's use of a park, or in the use of an area adjacent to a park, would be unduly disturbed, the Director or designee may deny the application or impose restrictions upon the permit. The Director or designee may issue a permit for use of the park during hours when a park is closed. The Director or designee may also issue permits for other activities not listed in this section. Such activities may be approved by the Spokane County Risk Manager.

6.14.050 Permit Administration and General Requirements

This section is applicable only to events that require a permit as provided for in section 6.14.040 of this Chapter.

- a. Any person who has obtained a permit from the Director or designee must produce and exhibit such permit upon request.
- b. No person under the age of 18 may sign for and obtain a permit under this Chapter. If alcohol is being consumed, the minimum age to obtain a permit is 21.
- c. All permit holders must leave the facility in a condition considered satisfactory to the Director or designee.

6.14.060 Possession or Consumption of Alcoholic Beverages in Parks

The Department shall maintain a current list of parks and park areas where the possession or consumption of alcoholic beverages is allowed and where it is prohibited. Said list may be posted online. Director or designee may amend said list to keep current and/or to effectively manage the park system to protect the health, safety and welfare of the public, park visitors or staff, or park resources.

Where the possession or consumption of alcoholic beverages is prohibited, those parks and park areas shall be posted as such. The Director or designee may allow the possession or consumption of alcoholic beverages where prohibited by an authorized group which has obtained a permit authorizing said group to serve, possess, and/or consume alcohol.

6.14.070 Prohibited Activities

Unless otherwise provided for in an approved management plan, required to implement Department projects, or approved by the Board of County Commissioners or the Director or designee and complies with all applicable local, state, and federal laws, it is unlawful for any person to:

- a. Cut, remove, damage, destroy, mutilate, mark or deface any turf, tree, plant, shrub, flower, structure, monument, statue, wall, fence, vehicle, bench, utility system, facilities, or other property in any park unless said action is the result of typical use of the park facility (e.g. golf divots at a golf course);
- b. Leave, deposit, drop or scatter bottles, broken glass, wastepaper, cans or other rubbish in a park except in a garbage can or other receptacle designated for such purposes;
- c. Deposit any household or commercial garbage, refuse, waste or rubbish which has been brought from any private property, in any garbage can or other receptacle designated for such purpose located within a park;
- d. Drain or dump refuse or waste from any trailer, camper, or vehicle except in designated disposal areas or receptacles;
- e. Pollute or in any way contaminate by dumping or otherwise depositing therein any waste or refuse of any nature, kind or description including human waste or bodily waste in any stream, river, lake or other body of water running in, through or adjacent to any park;
- f. Clean fish or other food or wash any clothing or other articles for personal or household use or any dog or other animal except at a designated area in any park;
- g. Clean or wash any vehicle in any park except in areas specifically designated for that use;
- h. Possess, discharge, set off or cause to be discharged in or into any park, any firecracker, torpedo, rocket, firework, explosive or other substance harmful to the life or safety of persons or property. Please note: Legal fireworks as part of a permitted function which are licensed and in compliance with State regulations may be discharged in a manner meeting all safety requirements if authorized by the Director or designee through a special event permit and if handled by a licensed professional;

- i. Discharge across, in or into any park a firearm, air or gas weapon, or any device capable of injuring or killing any person or animal or damaging or destroying any public or private property except in the case of self-defense. This prohibition includes, but is not limited to airsoft, paintball, BB and pellet guns;
- j. Unreasonably annoy, bother, molest, insult or offer an affront to any other person within a park;
- k. Practice or play golf except at places designated for such purposes;
- l. Interfere with any park personnel in the exercise of his or her official duties;
- m. Start, build, and/or maintain fires except in designated park areas and in fireplaces, fire rings, barbecues or grills unless a burn restriction/ban in place prohibits such activity;
- n. Blow, spread, or place any nasal or other bodily discharge, or spit, urinate, or defecate on the floors, walls, or any portion of any park or facility, except directly into the particular fixtures provided for that purpose;
- o. Build, construct, or cut a trail or path within any park;;
- p. Make any public disturbance noise, or public nuisance noise as defined in Chapter 6.12 Spokane County Code unless such noise is necessary for permitted activity or function;
- q. Hitting golf balls intentionally to harass, cause injury or damage to life, personal property, vehicles, and buildings; and
- r. Tease, annoy, disturb, molest, catch, injure, kill, or throw any stone or missile of any kind at or strike with any stick or weapon any animal. This prohibition does not include fish where harvest is allowed by Washington State Department of Fish and Wildlife (following WDFW rules and regulations).

6.14.080 Animal Control

Only domestic animals as defined herein (dogs and cats) are permitted in any park unless otherwise specified below or otherwise provided for or prohibited in an approved management plan, required to implement Department projects, or approved by the Board of County Commissioners or the Director or designee and complies with all applicable local, state, and federal laws, under the following conditions:

- a. Dogs must be kept on a leash and under physical control of the handler at all times, unless a park or a park area is signed or designated as an off-leash area;
- b. Any person with an animal in his or her possession or control in any park shall be responsible for the conduct of the animal and for removing from the park grounds feces deposited by such animal;
- c. Dogs, pets or other animals are not permitted on any designated swimming beach in any park, on any County golf course, or in any public building provided that this subsection shall not apply to guide, service or on-duty police dogs;
- d. No person shall allow an animal in his or her possession or control to bite or in any way molest or unreasonably annoy park visitors. The owner or person having control of any dog or other animal that bites or causes injury to a human or domestic animal which is acting in an unlawful manner is in violation of SCC 5.04;
- e. No person shall allow an animal in his or her possession or control to bark continuously or otherwise unreasonably disturb the peace or tranquility of a park;

- f. No horses or stock animals shall be permitted in any park except where designated or posted to specifically permit such activity;
- g. No person shall ride any horse or other animal in such a manner that might endanger life or limb of any person or animal, and no person shall allow a horse or other animal to stand unattended or insecurely tied;
- h. Owners of dogs or other animals that damage or destroy park property will be held liable for the full value of the property damaged or destroyed in addition to impound fees and the penalty imposed for violation of these provisions; and
- i. Revised Code of Washington and Spokane County Code Chapter 5.04 shall supersede this section where applicable.

6.14.090 Regulation of Campgrounds

Unless otherwise provided for in an approved management plan, required to implement Department projects, or approved by the Board of County Commissioners or the Director or designee and complies with all applicable local, state, and federal laws, the following applies to all parks:

- a. No person shall camp in any park except in areas specifically designated and/or marked for that purpose;
- b. In order to afford the general public the greatest possible use of a park, continuous occupancy of camping sites shall be limited. Such limitation shall be determined in the current adopted fee schedule;
- c. The number of vehicles per site shall be limited. Such limitation shall be determined in the current adopted fee schedule. Occupants of tent and RV sites shall vacate camping facilities by removing their personal property/waste therefrom prior to the official check-out time adopted in the current fee schedule if applicable use 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 a park for purposes other than camping until normal closing time of a park. Failure to vacate site upon expiration of the allowed time limit for occupancy shall subject the occupant to the payment of an additional night;
- d. No person shall take or attempt to take possession of a campsite when it is being occupied by another party or when informed by the Director or designee that such campsite is reserved and/or occupied; and
- e. Director or designee shall have the authority under this section to move campsite occupants as may be necessary to effectively manage parks and campgrounds.

6.14.100 Regulation of Vehicles

This section is applicable to parks and park roads managed by the Department only. Unless otherwise provided for in an approved management plan, required to implement Department projects, or approved by the Board of County Commissioners or the Director or designee and complies with all applicable local, state, and federal laws, it is unlawful for any person to:

- a. Park any vehicle, trailer, or camper in any area of a park not designated for parking, or in violation of signs or pavement markings, or where prohibited by signs or

pavement markings. No person shall park, leave standing or abandon a vehicle, trailer, or camper in any park after closing time except when in a designated area (such as a campground site) Any vehicle, trailer, or camper found parked in violation of this Section may be cited and/or towed immediately away at the owner's expense;

- b. Operate any vehicle in any park unless such facility has been specifically designated and posted for such use. Subject to the provisions of this Chapter, no person shall operate a vehicle within the boundaries of a park except on roads, streets, highways, parking lots or parking areas provided that traveling upon such roads, streets, highways, parking lots or parking areas has not been prohibited by posting;
- c. Drive a vehicle within any park at a speed greater than 10 mph unless otherwise posted, having due regard for the traffic and the surface and width of the travel way, and in no event at a speed which endangers the safety of persons, property or wildlife;
- d. Enter or leave a park by other than established entrances and exits; and
- e. Service any vehicle within a park, including oil changes with the exception of emergency repairs.

Except where specifically amended by this Chapter, all vehicle regulations contained in the Spokane County Code or the Revised Code of Washington shall apply to all roads, highways, parking lots, or parking areas within parks and facilities.

6.14.110 Park Hours

Unless otherwise provided for in an approved management plan, required to implement Department projects, or approved by the Board of County Commissioners or the Director or designee and complies with all applicable local, state, and federal laws, the following applies to all parks:

- a. In parks which are controlled by gates or other devices, park hours may be posted. Except in the case of prearranged, special group activities or regularly established concessions authorized by the Director or designee, no person shall remain in or enter a park or facility after posted park hours. Where park hours are not specified and posted, no person shall be present nor shall vehicles be allowed to remain parked within a park after 10:00 P.M; and
- b. Director or designee may establish a "late night" parking permit to allow for activities after 10:00 P.M. Said permit and associated fees shall be established and determined in the current adopted fee schedule.

6.14.120 Violation - Penalty

Unless specifically designated as a civil infraction as permitted by RCW 36.68.080, every person who violates any of the provisions of this Chapter shall be guilty of a misdemeanor and shall, upon conviction, be punished by a fine of not more than \$1,000.00 and/or imprisonment for a term not exceeding 90 days, or by both such a fine and imprisonment.

In addition, every person failing to comply with any provision of the Spokane County Code of the Revised Code of Washington while in a Spokane County park or facility may be subject to immediate ejection from such park or facility. The Director or designee, Spokane County Sheriff's Department or duly commissioned representative or any duly commissioned Washington State Law Enforcement Officer are authorized and directed to enforce the provisions of this Chapter.

6.14.130 Separate Offenses

Any violation of these regulations occurring on more than one calendar day shall constitute a separate offense.

6.14.140 Severability

If any provision of this Chapter or its application to any person or circumstance is held invalid, the remainder of the Chapter or the application of the provision to other persons or circumstances shall not be affected.