

ALLEGAN COUNTY

PARK ORDINANCE

Rules and Regulations of the
Allegan County Parks and Recreation Commission

ORDINANCE #1010

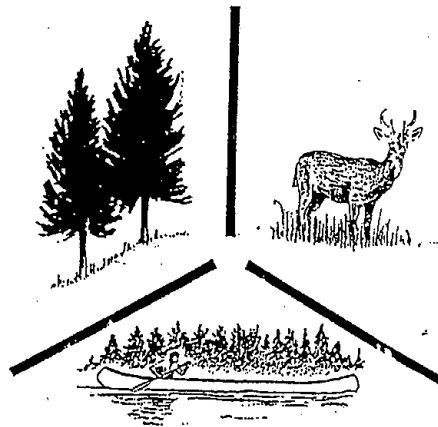
Adopted February 27, 1997

Published March 20 and March 27, 1997
Effective March 20, 1997

PARKS & RECREATION--APPROVE RULES & REGULATIONS

28/ Your Committee of the Whole, to whom was referred the request of the Parks & Recreation Commission to approve the following Allegan County Parks & Recreation Commission Rules & Regulations handbook, be adopted.

Moved by Commissioner Wesbey, seconded by Commissioner Babbitt, that the report of the Committee of the Whole be adopted as read. Motion carried by roll call vote: Yeas - 9. Nays - 0. Absent - 0.

**PARK RULES
and
REGULATIONS****ALLEGAN COUNTY PARKS AND
RECREATION COMMISSION**

113 CHESTNUT STREET, ALLEGAN, MI 49010
(616) 673-0378

The Allegan County Parks and Recreation Commission was created by a resolution of the Allegan County Board of Commissioners in 1966. The mission of the Commission has remained the same over the past 30 years - to acquire, develop, manage and protect a system of park areas and recreation facilities for the enjoyment and well being of Allegan County residents and visitors, in addition to other private and public opportunities.

At the present time, the Commission is responsible for six parks, five developed and one undeveloped. These facilities range in size from 4 acres to 320 acres and offer a variety of boating, swimming, fishing, camping, horseback riding, playground and other passive and active recreation opportunities. These properties comprise some of the most scenic land found in Western Michigan.

Allegan County Parks are enjoyed by thousands of people every year. Most people use our parks thoughtfully and courteously, but there are always a few who lack the understanding, willingness, or appreciation to protect these treasures and to leave them for others to enjoy. These rules and regulations have been established for the benefit of the large majority of people who appreciate the parks and who wish to have them preserved for the enjoyment of future generations.

The Park Rules may be enforced by Commission Staff, Allegan County Sheriff's Department and the Michigan State Police.

Violators of the Rules can be fined up to \$500 and/or sentenced to ninety (90) days imprisonment or work in a park clean-up program as an alternative to imprisonment.

Should you observe and wish to report a violation of the Rules, immediately contact park staff in the park you're at or telephone the Commission at the number below. If you would like further information about the Park Rules, don't hesitate to visit or telephone the Commission. Enjoy your Allegan County Parks.

Allegan County Parks and Recreation
113 Chestnut Street
Allegan, MI 49010
(616) 673-0378

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AUTHORITY

Pursuant to Act 261 of the Public Acts of the State of Michigan of 1965, as amended, the Allegan County Parks and Recreation Commission publishes the following rules for the use, protection, regulation and control of all of its services, facilities and park, recreation; conservation, education, historic and scenic areas and preserves and parkways.

DEFINITIONS

"Commission" shall mean the Allegan County Parks and Recreation Commission.

"Commission Property" shall mean all lands, waters, and property administered by, or under the jurisdiction of, the Allegan County Parks and Recreation Commission, including but not limited to public park property owned by Allegan County.

"Camping" means the lodging or sleeping of person or persons on the ground or in any other manner, or in any sleeping bag, tent, trailer tent, trailer coach, vehicle camper, motor vehicle, boat or in any other conveyance erected, parked or placed on the premises or waters within any park or recreation area administered by Allegan County Parks and Recreation Commission.

"Person" or "Persons" shall mean individuals, male or female, singular or plural; firms, corporations, or any group or gathering of individuals.

"Rules" shall mean the rules and amendments thereto, adopted by the Allegan County Parks and Recreation Board of Commissioners, applicable to all property administered by or under the jurisdiction of the said Commission, including but not limited to public park property owned by Allegan County.

ARTICLE I - PARK LAND ACCESS

Section 1 - General Public

- a) Any group may use certain designated park facilities to the exclusion of others by making application, depositing a fee, and being granted a permit by the Commission, or its authorized agent.

Section 2 - Hours of Operation

- a) No person shall remain upon Commission property between 10:00 pm and 6:00 a.m., except at designated park areas. Said hours may be extended upon approval of the Commission. It shall be unlawful for any person to enter park lands or waters which have been designated as closed to public use or entry.

Section 3 - Unlawful Obstruction

- a) No person, firm or corporation shall by force, threats, intimidations, unlawful fencing, enclosing or by other means, prevent or obstruct any person from entering, leaving or making full use of any Commission property.

ARTICLE II - CONDUCT ON PARK PROPERTY

Section 1 - Permit Reservation

- a) Application for a permit for reserved park facilities shall be made upon forms furnished by the Commission.
- b) If more applications are received than facilities are available, applications shall be considered in the chronological order received.

- c) Nothing contained herein shall exempt the users of reserved facilities from full compliance with all rules of the Commission relating to use and conduct on Commission property.

Section 2 - Youth Playground

- a) No person shall fail to exercise supervisory responsibility for minor children entrusted to their care. Children under age nine (9) shall be under the immediate supervision of a responsible adult.

Section 3 - Vandalism and Destruction of Property

- a) No person shall willfully destroy, deface, alter, change or remove any monument, stone marker, bench mark, stake, post or blaze, marking or designating any boundary line, survey line, or reference point.
- b) No person shall cut, break, mark upon or otherwise injure any building, equipment, bridge, drain, wall, fountain, lamp post, trail feature, fence, gate, hedge, or other structure.
- c) No person shall deface, destroy, or remove any placard, notice or sign, whether permanent or temporary, posted or exhibited within or upon Commission property.
- d) No person shall appropriate, excavate, injure or destroy any historical ruin or prehistorical ruin or any object of antiquity, without permission of the Commission.

Section 4 - Destruction of Natural Surroundings

- a) No person shall cut, remove, or destroy any tree, sapling, seedling, bush or shrub, whether alive or dead, or chip, blaze, box, girdle, trim or otherwise deface or injure any tree or shrub, or pick, gather, uproot, remove or destroy any flower, plant, or grass.
- b) No person shall remove or cause to be removed any sod, earth, humus, peat, boulders, gravel or sand, without written permission of the Commission.

Section 5 - Fires

- a) No person shall willfully set or cause to be set on fire any tree, woodland, brushland, grassland or meadow.
- b) No person shall build any fire except within receptacles or open spaces approved and designated for such purposes. No open fires are allowed in any park.
- c) No person shall drop, throw or scatter lighted matches, burning cigars, cigarettes, tobacco paper or other inflammable material within or upon Commission property.
- d) No person shall leave fires unattended. Campers shall completely extinguish all fires, (in both grills and firepits) including embers, prior to leaving the boundaries of their assigned camp site.

Section 6 - Hunting, Fishing, Trapping

No person shall hunt, trap, catch, wound, kill or treat cruelly, attempt to trap, catch, wound or kill any bird or animal, molest or rob any nest of any bird or lair, den or burrow of any animal in or upon Commission property. Fishing will be permitted in accordance with the laws of the Department of Natural Resources of the State of Michigan in such areas designated for such purposes.

- a) Ice Shanties:
 - 1) Must be made of sturdy materials and be maintained in good repair.
 - 2) Must display owner's name and address.
 - 3) Must be removed prior to ice melt. If removed by park staff, a service fee will be charged.
 - 4) Must be placed on lake by using designated boat ramp.
 - 5) Parks and Recreation Commission will not be responsible for any damage or vandalism to shanties.

Section 7 - Firearms

- a) No person shall, at any time, bring into or upon Commission property, nor have in their possession, nor discharge or set off anywhere upon said property, a revolver, pistol, shotgun, rifle, air rifle, air gun, or any gun, firearm or other weapon that discharges projectiles either by air, explosive substance or any other force. This section shall not apply to any deputy sheriff, police officer, park ranger or other duly appointed law enforcement officer while carrying out the duties and responsibilities of their position nor to any person while upon designated target ranges or areas.

Section 8 - Fireworks

- a) No person shall, fire, discharge, or have in his/her possession any firecracker, rocket, sparkler, or other fireworks or any substance of an explosive or dangerous nature unless the Commission shall have authorized same by the issuance of a permit. Any permit issued shall not relieve a person desiring to use fireworks from obtaining the necessary permits as required by law from the local governing authority wherein this park is located.

Section 9 - Personal Conduct

- a) It shall be unlawful for any person to be under the influence of intoxicants, narcotics, or other mind affecting drugs, or to engage in any violent, abusive, loud, boisterous, vulgar, lewd, wanton, obscene or otherwise disorderly conduct tending to create a breach of the peace, or disturb or annoy others, while in or on any Commission property.
- b) It shall be unlawful to conduct or to participate in any form of gambling, lottery or game of chance upon park property except as permitted by state law and approved by the Commission.

- c) No person shall drink or possess alcoholic beverages in any park.

Section 10 - Noise Pollution

It shall be unlawful to use a loudspeaker, public address system or sound amplifying equipment of any kind without proper written permission; or to operate a motor, motorboat, motor vehicle, radio, television, or any device in a manner that produces excessive noise.

Section 11 - Littering and Pollution of Waters

It shall be unlawful:

- a) To discard, to deposit refuse of any kind or nature except by placing said refuse in containers provided for such purpose. There will be no littering of ground.
- b) To throw, lay, drop or discharge into or leave in waters any substance, matter or thing, liquid or solid, which may or shall result in the pollution of said waters.
- c) To deposit refuse or waste material which has originated outside the campground or park in receptacles provided for county park users; to set fire to contents of a refuse basket or trash container; or to place or burn garbage in a fire ring or stove.

Section 12 - Contraband

All game animals, fowl, birds, fish and other aquatic life, hunted, killed, taken or destroyed, bought, sold, bartered or had in possession, contrary to any of the provisions hereof, shall be declared to be contraband and shall be turned over to the State of Michigan Department of Natural Resources for disposal. Further, any weapon or object carried or used by any person in violation of these rules shall be subject to seizure by the Commission or its agents and disposed of according to law.

ARTICLE III - FEES AND CHARGES

It shall be unlawful:

- a) To use any facility, land or area for which a fee and charge has been established by the Commission without payment of such fee or charge.
- b) To fail to display a valid daily or annual permit in the designated area.
- c) For any person, group, or organization to occupy, use or fail to vacate any facility, building, land area or equipment for which a permit has been granted to another person, group, or organization.

ARTICLE IV - SWIMMING, BATHING, AND WADING

No person shall:

- a) Swim, bathe, wade or scuba dive in any of the watercourses, lakes, ponds or sloughs, located within or upon Commission property except at such times and places as may be designated for such purposes. Persons must abide by posted swim rules.
- b) Carry or have in their possession any glass container on any beach or in the water adjacent thereto.
- c) Use any flotation device, inflated or otherwise, in any watercourse, lake, pond or slough located within or upon Commission property except in specifically designated swim areas.
- d) Except in a lifesaving situation, remove, destroy or in any manner whatsoever render useless equipment designated and situated for water safety purposes.
- e) Fail to exercise supervisory responsibility for minor children entrusted to their care. Children under the age of eleven (11) shall be under the immediate supervision of a responsible adult.

ARTICLE V - ANIMALS AND PETS

- a) Pets are permitted in County Parks unless posted.
- b) Pets are NOT permitted within designated beaches, park buildings, shelters, or nature study trails. Trained and working Leader Dogs are permitted in all areas of the parks.
- c) Pets shall be kept on a leash no greater than 6 feet in length, under the immediate control of a competent person and shall not be allowed to disturb or annoy park users.
- d) Pets are not to be left unattended at any time while on County Park land.
- e) Horses are allowed at Silver Creek in all areas except picnic areas.
- f) The person who owns or is in charge of any pet shall immediately remove and dispose of all droppings deposited by such animal by any sanitary method.
- g) It shall be unlawful to torture, ill-treat or neglect any animal or fowl while on Commission property.
- h) Owners of domestic animals shall be held responsible for the presence of their animal in any of the County Parks.
- i) Any animal found not in the possession of, or under the immediate control of, its owner or the owner's agent, or any animal creating a nuisance or disturbance, may be removed from the park.

ARTICLE VI - CAMPING

Section 1 - It shall be unlawful:

- a) To camp except in areas provided and designated for such use.
- b) To camp without a permit. A person may camp in a designated campground or campsite only when established fee is paid. Unregistered campsites will be removed at owner's expense.

- c) For more than one (1) immediate family unit consisting of two responsible adults and their unmarried children to occupy a single campsite.
- d) For more than four (4) unrelated persons to occupy a single campsite.
- e) For unsupervised children to occupy a campsite. Supervision must be provided by a parent or legal guardian eighteen (18) years of age or older.
- f) For more than two (2) motor vehicles, and one (1) major camping unit to occupy a single camp site.
- g) For anyone between the hours of 10:00 pm and 7:00 am to create disturbance, to disrupt the peace, quiet and tranquility of the camping area.
- h) For persons to wash dishes at pumps or drinking fountains; to fail to clean camp sites daily; or to discharge wastes of any type, except into designated containers, or dumping stations.
- i) To occupy a camp site after 3:00 pm on the last day covered by the permit.
- j) To occupy camp sites contrary to assignments made by the Commission's authorized representative.
- k) For unregistered campground visitors to enter or remain in a campground or day use area between 10:00 pm and 8:00 am.
- l) For trailers to be parked with tongue facing center of camp site. Trailer tongues must face road for easy hook up and removal in case of fire.
- m) To dig a trench or make any excavation on any campsite.
- n) To camp within a County Campground for more than fifteen (15) days in a thirty (30) day time span.
- o) To leave any campsite unattended for longer than 5 days. If a site is left unattended for five (5) days, Equipment will be removed at owners expense.
- p) To use a campground for a permanent or semi-permanent residence or as a base for the operation of a business.
- q) To leave a registered campsite continuously unoccupied during the first 24 hours of the permit period.

Section 2 - Continuous Walking or Cruising in or Near
Campgrounds

- a) It shall be unlawful to continuously walk into or cruise with any motor vehicle through and around campgrounds for the purpose of attracting, distracting, or harassing bona fide campers or visitors.

ARTICLE VII - BOATING

- a) No person shall bring into, launch, moor, use or navigate any boat, canoe, or other watercraft upon any watercourse, lagoon, lake, pond, or slough located within or upon Commission property, except at such time or place as may be provided or designated for such purpose.
- b) All watercraft shall comply with Public Act 303 of the State of Michigan (1967), as amended. A U.S. Coast Guard approved personal flotation device must be properly worn by all occupants of watercraft.
- c) No person shall store or leave a boat for more than 48 hours without written authorization of the Commission Director.
- d) No person shall operate, dock, or anchor any watercraft within ten (10) feet of a designated swim area.

ARTICLE VIII - TRAFFIC CONTROL

Section 1 - State Laws

- a) All motor driven vehicles operated on park roadways or parking lots shall be subject to the laws of the State of Michigan as set forth in the Michigan Vehicle Code Act #300 of Public Acts of 1949, as amended. This act is hereby adopted in its entirety and made a part and incorporated herein by reference.

Section 2 - Parking in Prohibited Areas

It shall be unlawful for a vehicle operator to stop, stand, or park said vehicles:

- a) In any place marked as a passenger or loading zone, other than for the expeditious loading or unloading of passengers or for the unloading and delivery or pick up and loading of materials.
- b) Upon any roadway or in any parking area in such manner as to form an obstruction to traffic thereon.
- c) In any place marked for use by the handicapped, except when by permanent or temporary permit, properly displayed, and authorized by a legally recognized regulatory authority.

Section 3 - Motor Driven Vehicles

It shall be unlawful for any person to:

- a) Operate a motor driven vehicle of any kind or nature except on designated roads and parking areas. Motorized trail bikes, snowmobiles, ATVs and similar vehicles are prohibited from operating on Commission property.
- b) Operate, ride, or propel any motorized vehicle on park premises unless duly licensed to be operated on the highways of the State of Michigan.
- c) Operate a motor driven vehicle on any park road at a speed exceeding 15 miles per hour or at any speed greater than that posted.
- d) Violate provisions of the Motor Vehicle Code Act #300 of the Public Acts of 1949, as amended.

Section 4 - Non-Motorized Vehicles

Bicycles shall be operated as closely to the right-hand side of the path, trail or roadway as conditions permit and shall be ridden single file. It shall be unlawful:

- a) To operate a bicycle in a manner which endangers pedestrians, oneself and other bicyclists.

- b) To carry any person upon a bicycle handlebar or frame, or for any person to so ride upon such bicycle.
- c) It shall be unlawful to operate a bicycle between sunset and sunrise.

ARTICLE IX - COMMERCIAL ACTIVITIES, PEDDLING AND SOLICITING

It shall be unlawful for any person to operate a business, peddle, or solicit business of any nature whatever, or to distribute handbills, or other advertising matter, to post unauthorized signs on any lands, waters, structures, or property administered by or under the jurisdiction of the Commission, or to use such lands, waters, structures or property unless first authorized in writing by the Commission or its authorized agent. If approval is received from the Commission to operate a business (wholly or in part) within the boundaries of a park, a permit will be issued. To receive a permit, the business MUST show proof of insurance and pay established fee(s) designated by Commission for said permit.

ARTICLE X - HINDERING AND RESISTING COMMISSION EMPLOYEES

No person shall interfere with or hinder any Commission employee or agent in the discharge of his/her official duties; or fail or refuse to obey any lawful command of any commission employee or agent.

ARTICLE XI - IMPERSONATION OF PARK EMPLOYEES

No person shall impersonate any employee or contracted employee of the Commission for any reason whatsoever.

ARTICLE XII - EMERGENCY POWERS

Nothing in these rules shall:

- a) Prohibit or hinder any Commission employee or agent, or any peace officer from performing their official duties.
- b) Prohibit the commission from establishing emergency rules required to protect the health, welfare, and safety of park visitors; to protect property; to maintain order.

ARTICLE XIII - ENFORCEMENT AND PENALTIES

Section 1 - Fines and Imprisonment

- a) Any person violating any provision of the foregoing rules shall be deemed guilty of a misdemeanor and upon conviction shall be fined not more than \$500 and costs of prosecution, or imprisoned for not more than ninety (90) days or work in a park cleanup program as an alternative to imprisonment, or both.
- b) Persons violating any of the above provisions may also be evicted from said park or park land upon the day of the offense and for the year if deemed necessary by the Director.

Section 2 - Reimbursement for Damages; Judgement; Collections; Joint Convictions; Minor Defendant

- a) In addition to the penalties provided in this ordinance for violating its provision, any person convicted of an act of vandalism or destruction of property shall reimburse the Commission for up to three (3) times the amount of the damage as determined by the court.
- b) In every case of conviction for the offenses, the court before whom such conviction is obtained, shall enter judgment in favor of the Commission and against the defendant for liquidated damages in a sum as provided in subsection a). The Commission shall, with the assistance of the prosecuting attorney, collect the award by execution or otherwise. If two (2)

ormore defendants are convicted of the vandalism or destruction of property, the judgment for damages shall be entered against them jointly. If the defendant is a minor, the judgment shall be entered against his/her parents.

Section 3 - Willfully Remaining on the Premises

Upon violation of the Park Rules, the Commission may revoke any permits and expel the offending person from the park for the day, season, or permanently, provided:

- a) The offending person is notified by the Director or his designee that:
 - 1) The person is such Director or designee, and;
 - 2) The offending person is in violation of properly enacted rules of the County of Allegan
- b) The offending person:
 - 1) Constitutes a clear & substantial risk of physical harm or injury to other persons or damage or destruction to Commission property / facilities, or;
 - 2) Constitutes an unreasonable prevention or disruption of the customary and lawful functions of the Commission.

ARTICLE XIV - SEPARABILITY

The provisions of this ordinance are separable, and the invalidity of any phrase, clause or part of this ordinance shall not affect the validity or effectiveness of the remainder of the ordinance.

ARTICLE XV - EFFECTIVE DATE

This ordinance shall become effective on the date that notice of adoption is published in a newspaper of general circulation in the county. At the time this ordinance takes effect the then existing park rules are hereby repealed.

State of Michigan
County of Allegan

BECKY HOLDRIDGE, being duly sworn, says she is one of the principal clerks of THE ALLEGAN COUNTY NEWS, a weekly newspaper published and circulated in said county. The annexed is a printed copy of a notice which was published in said paper on the following dates, to wit:

MARCH 20 A.D. 1997 A.D. 19
MARCH 27 A.D. 1997 A.D. 19
A.D. 19 A.D. 19

Subscribed and sworn to before me this

27th day of MARCH A.D. 1997

Margaret Natanke
Notary Public, Allegan County, Michigan, MARGARET HOTOCHKISS

My Commission expires APRIL 27, 1999

PUBLIC NOTICE

Section 11 - Littering and Pollution of Waters

It shall be unlawful:
a) To discard, to deposit refuse of any kind or nature except by placing said refuse in containers provided for such purpose. There will be no littering of ground.
b) To throw, lay, drop or discharge into or leave in waters any substance, matter or thing, liquid or solid, which may or shall result in the pollution of said waters.
c) To deposit refuse or waste material which has originated outside the campground or park in receptacles provided for county park users; to set fire to contents of a refuse basket or trash container; or to place or burn garbage in a fire ring or stove.
Section 12 - Contraband

All game animals, fowl, birds, fish and other aquatic life, hunted, killed, taken or destroyed, bought, sold, bartered or had in possession, contrary to any of the provisions hereof, shall be declared to be contraband and shall be turned over to the State of Michigan Department of Natural Resources for disposal. Further, any weapon or object carried or used by any person in violation of these rules shall be subject to seizure by the Commission or its agents and disposed of according to law.

ARTICLE III - FEES AND CHARGES

It shall be unlawful:
a) To use any facility, land or area for which a fee and charge has been established by the Commission; without payment of such fee or charge.
b) To fail to display a valid daily or annual permit in the designated area.
c) For any person, group or organization to occupy, use or fall vacate any facility, building, land area or equipment for which a permit has been granted to another person, group, or organization.

ARTICLE IV - SWIMMING

b) All watercraft shall comply with Public Act 303 of the State of Michigan (1967), as amended. A U.S. Coast Guard approved personal flotation device must be properly worn by all occupants of watercraft.
c) No person shall store or leave a boat for more than 48 hours without written authorization of the Commission Director.
d) No person shall operate, dock, or anchor any watercraft within ten (10) feet of a designated swim area.

ARTICLE VIII - TRAFFIC CONTROL

Section 1 - State Laws

a) All motor driven vehicles operated on park roadways, or parking lots shall be subject to the laws of the State of Michigan, as set forth in the Michigan Vehicle Code Act #300 of Public Acts of 1949, as amended. This act is hereby adopted in its entirety and made a part and incorporated herein by reference.
Section 2 - Parking In Prohibited Areas
It shall be unlawful for a vehicle operator to stop, stand, or park said vehicles:

a) In any place marked as a passenger or loading zone, other than for the expeditious loading or unloading of passengers or for the unloading and delivery or pick-up and loading of materials.
b) Upon any roadway or in any parking area in such manner as to form an obstruction to traffic thereon.
c) In any place marked for use by the handicapped, except when by permanent or temporary permit, properly displayed, and authorized by a legally recognized regulatory authority.

Section 3 - Motor Driven Vehicles

It shall be unlawful for any person to:
a) Operate a motor driven vehicle of any kind or nature except on designated roads and parking areas. Motorized trail bikes, snowmobiles, ATVs and similar vehicles are prohibited from operating on Commission property.

PUBLIC NOTICE

Notice is hereby given, That the Allegan County Parks and Recreation Commission has adopted new Rules & Regulations. Pursuant to Act 261 of the Public Acts of the State of Michigan of 1965, as amended, the Allegan County Parks and Recreation Commission publishes the following rules for the use, protection, regulation and control of all of its services, facilities and park, recreation, conservation, education, historic and scenic areas and preserves and parkways.

ARTICLE I - PARK LAND ACCESS

Section 1 - General Public

a) Any group may use certain designated park facilities to the exclusion of others by making application, depositing a fee, and being granted a permit by the Commission, or its authorized agent.

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a) No person shall remain upon Commission property between 10:00 p.m. and 8:00 a.m., except at designated park areas. Said hours may be extended upon approval of the Commission. It shall be unlawful for any person to enter park lands or waters which have been designated as closed to public use or entry.

Section 3 - Unlawful Obstruction

a) No person, firm or corporation shall by force, threats, intimidations, unlawful fencing, enclosing or by other means, prevent or obstruct any person from entering, leaving or making full use of any Commission property.

ARTICLE II - CONDUCT ON PARK PROPERTY

Section 1 - Permit Reservation

a) Application for a permit for reserved park facilities shall be made upon forms furnished by the Commission.

b) If more applications are received than facilities are available, applications shall be considered in the chronological order received.

c) Nothing contained herein shall exempt the users of reserved facilities from full compliance with all rules of the Commission relating to use and conduct on Commission property.

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a) No person shall fail to exercise supervisory responsibility for minor children entrusted to their care.

Children under age nine (9) shall be under the immediate supervision of a responsible adult.

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b) No person shall cut, break, mark upon or otherwise injure any building, equipment, bridge, drain, wall, fountain, lamp, trail, fence, gate, hedge, sign or other structure.

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d) No person shall appropriate, excavate, injure or destroy any historical ruin or prehistoric ruin or any object of antiquity, without permission of the Commission.

Section 4 - Destruction of Natural Surroundings

a) No person shall cut, remove, or destroy any tree, sapling, seedling, bush or shrub, whether alive or dead, or chip, blaze, box, glide, trim or otherwise deface or injure any tree or shrub, or pick, gather, uproot, remove or destroy any flower, plant, or grass.

b) No person shall remove or cause to be removed any sod, earth, humus, peat, boulders, gravel or sand, without written permission of the Commission.

Section 5 - Fires

a) No person shall willfully set or cause to be set on fire any tree, woodland, brush land, grassland or meadow.

b) No person shall build any fire except within receptacles or open spaces approved and designated for such purposes. No open fires are allowed in any park.

c) No person shall drop, throw or scatter lighted matches, burning cigars, cigarettes, tobacco paper or other inflammable material within or upon Commission property.

d) No person shall leave fires unattended. Campers shall completely extinguish all fires, (in both grills and firepits) including embers, prior to leaving the boundaries of their assigned camp site.

Section 6 - Hunting, Fishing, Trapping

a) No person shall hunt, trap, catch, wound, kill or treat cruelly, attempt to trap, catch, wound or kill any bird or animal, molest or rob any nest of any bird or animal, den or burrow of any animal in or upon Commission property. Fishing will be permitted in accordance with the laws of the Department of Natural Resources of the State of Michigan in such areas designated for such purposes.

b) Ice Shanties:
1) Must be made of sturdy materials and be maintained in good repair.
2) Must display owner's name and address.
3) Must be removed prior to ice melt. If removed by park staff, a service fee will be charged by using designated boat ramp.

c) Parks and Recreation Commission will not be responsible for any damage or vandalism to shanties.

Section 7 - Firearms

a) No person shall, at any time, bring into or upon Commission property, nor have in their possession, nor discharge or set off anywhere upon said property: a revolver, pistol, shotgun, rifle, air rifle, air gun, or any gun, firearm or other weapon that discharges projectiles either by air, explosive substance or any other force. This section shall not apply to any deputy sheriff, police officer, park ranger or other duly appointed law enforcement officer while carrying out the duties and responsibilities of their position nor to any person while upon designated target ranges or areas.

Section 8 - Fireworks

a) No person shall fire, discharge, or have in his/her possession any firecracker, rocket, sparkler, or any fireworks or any substance of an explosive or dangerous nature unless the Commission shall have authorized same by the issuance of a permit. Any permit issued shall not relieve a person desiring to use fireworks from obtaining the necessary permits as required by law from the local governing authority wherein this park is located.

Section 9 - Personal Conduct

a) It shall be unlawful for any person to be under the influence of intoxicants, narcotics, or other mind affecting drugs, or to engage in any violent, abusive, loud, boisterous, vulgar, lewd, wanton, obscene or otherwise disorderly conduct tending to create a breach of the peace, or disturb or annoy others, while in or on any Commission property.

b) It shall be unlawful to conduct or to participate in any form of gambling, lottery or game of chance upon park property except as permitted by state law and approved by the Commission.

c) No person shall drink or possess alcoholic beverages in any park.

Section 10 - Noise Pollution

a) It shall be unlawful to use a loudspeaker, public address system or sound amplifying equipment of any kind without proper written permission; or to operate a motor, motorboat, motor vehicle, radio, television, or any device in a manner that produces excessive noise.

Section 11 - Littering and Pollution of Waters

It shall be unlawful:

a) To discard, to deposit refuse of any kind or nature except by placing said refuse in containers provided for such purpose. There will be no littering of ground.

b) To throw, lay, drop or discharge into or leave in waters any substance, matter or thing, liquid or solid, which may or shall result in the pollution of said waters.

c) To deposit refuse or waste material which has originated outside the campground or park in receptacles provided for county park users; to set fire to contents of a refuse basket or trash container; or to place or burn garbage in a fire rag or stove.

Section 12 - Contraband

All game animals, fowl, birds, fish and other aquatic life, hunted, killed, taken or destroyed, bought, sold, bartered or had in possession, contrary to any of the provisions hereof, shall be declared to be contraband and shall be turned over to the State of Michigan Department of Natural Resources for disposal. Further, any weapon or object carried or used by any person in violation of these rules shall be subject to seizure by the Commission or its agents and disposed of according to law.

ARTICLE III - FEES AND CHARGES

It shall be unlawful:

a) To use any facility, land or area for which a fee and charge has been established by the Commission without payment of such fee or charge.

b) To fail to display a valid daily or annual permit in the designated area.

c) For any person, group, or organization to occupy, use or fail to vacate any facility, building, land area or equipment for which a permit has been granted to another person, group, or organization.

ARTICLE IV - SWIMMING, BATHING, AND WADING

No person shall:

a) Swim, bathe, wade or scuba dive in any of the watercourses, lakes, ponds or sloughs, located within or upon Commission property except at such times and places as may be designated for such purposes. Persons must abide by posted swim rules.

b) Carry or have in their possession any glass container on any beach or in the water adjacent thereto.

c) Use any flotation device, inflated or otherwise, in any watercourse, lake, pond or slough located within or upon Commission property except in specifically designated swim areas.

d) Except in a lifesaving situation, remove, destroy or in any manner whatsoever render useless equipment designated and situated for water safety purposes.

e) Fail to exercise supervisory responsibility for minor children entrusted to their care. Children under the age of eleven (11) shall be under the immediate supervision of a responsible adult.

ARTICLE V - ANIMALS AND PETS

a) Pets are permitted in County Parks unless posted.

b) Pets are NOT permitted within designated beaches, park buildings, shelters, or nature study trails. Trained and working Leader Dogs are permitted in all areas of the parks.

c) Pets shall be kept on a leash no greater than 6 feet in length, under the immediate control of a competent person and shall not be allowed to disturb or annoy park users.

d) Pets are not to be left unattended at any time while on County Park land.

e) Horses are allowed in all Silver Creek areas except picnic areas.

f) The person who owns or is in charge of any pet shall immediately remove and dispose of all droppings deposited by such animal by any sanitary method.

g) It shall be unlawful to torture, ill-treat or neglect any animal or fowl while on Commission property.

h) Owners of domestic animals shall be held responsible for the presence of their animal in any of the County Parks.

i) Any animal found not in the possession of, or under the immediate control of, its owner or the owner's agent, or any animal creating a nuisance or disturbance, may be removed from the park.

ARTICLE VI - CAMPING

Section 1 - It shall be unlawful:

a) To camp except in areas provided and designated for such use.

b) To camp without a permit. A person may camp in a designated campground or campsite only when established fee is paid. Unregistered campsites will be removed at owner's expense.

c) For more than one (1) immediate family unit consisting of two responsible adults and their unmarried children to occupy a single campsite.

d) For more than four (4) unrelated persons to occupy a single campsite.

e) For unsupervised children to occupy a campsite. Supervision must be provided by a parent or legal guardian eighteen (18) years of age or older.

f) For more than two (2) motor vehicles, and one (1) major camping unit to occupy a single camp site.

g) For anyone between the hours of 10:00 p.m. and 7:00 a.m. to create disturbance, to disrupt the peace, quiet and tranquility of the camping area.

h) For persons to wash dishes at pumps or drinking fountains; to fail to clean camp sites daily; or to discharge wastes of any type, except into designated containers, or dumping stations.

i) To occupy a camp site after 3:00 p.m. on the last day covered by the permit.

j) To occupy camp sites contrary to assignments made by the Commission's authorized representative.

k) For unregistered campground visitors to enter or remain in a campground or day use area between 10:00 p.m. and 8:00 a.m.

l) For trailers to be parked with tongue facing center of camp site. Trailer tongues must face road for easy hook up and removal in case of fire.

m) To dig or make any excavation on any site.

n) To camp within a County Campground for more than fifteen (15) days in a thirty (30) day time span.

o) To leave any campsite unattended for longer than 5 days. If a site is left unattended for five (5) days, equipment will be removed at owners expense.

p) To use a campground for a permanent or semi-permanent residence or as a base for the operation of a business.

q) To leave a registered campsite continuously unoccupied during the first 24 hours of the permit.

Section 2 - Continuous Walking or Cruising

a) It shall be unlawful to continuously walk into or cruise with any motor vehicle through and around campgrounds for the purpose of attracting, distracting, or harassing bona fide campers or visitors.

ARTICLE VII - BOATING

a) No person shall bring into, launch, moor, use or navigate any boat, canoe, or other watercraft upon any watercourse, lagoon, lake, pond, or slough located within or upon Commission property, except at such time or place as may be provided or designated for such purpose.

b) All watercraft shall comply with Public Act 303 of the State of Michigan (1967), as amended. A U.S. Coast Guard approved personal flotation device must be properly worn by all occupants of watercraft.

c) No person shall store or leave a boat for more than 48 hours without written authorization of the Commission Director.

d) No person shall operate, dock, or anchor any watercraft within ten (10) feet of a designated swim area.

ARTICLE VIII - TRAFFIC CONTROL

Section 1 - State Laws

a) All motor driven vehicles operated on park roadways or parking lots shall be subject to the laws of the State of Michigan as set forth in the Michigan Vehicle Code Act #300 of Public Acts of 1949, as amended. This act is hereby adopted in its entirety and made a part and incorporated herein by reference.

Section 2 - Parking in Prohibited Areas

a) It shall be unlawful for a vehicle operator to stop, stand, or park said vehicle:

b) In any place marked as a passenger or loading zone, other than for the expeditious loading or unloading of passengers or for the unloading and delivery or pick up and loading of materials.

c) Upon any roadway or in any parking area in such manner as to form an obstruction to traffic thereon.

d) In any place marked for use by the handicapped, except when by permanent or temporary permit, properly displayed, and authorized by a legally recognized regulatory authority.

Section 3 - Motor Driven Vehicles

It shall be unlawful for any person to:

a) Operate a motor driven vehicle of any kind or nature except on designated roads and parking areas: Motorized trail bikes, snowmobiles, ATVs and similar vehicles are prohibited from operating on Commission property.

b) Operate, ride, or propel any motorized vehicle on park premises unless duly licensed to be operated on the highways of the State of Michigan.

c) Operate a motor driven vehicle on any park road at a speed exceeding 15 miles per hour or at any speed greater than that posted.

d) Violate provisions of the Motor Vehicle Code Act #300 of the Public Acts of 1949, as amended.

Section 4 - Non-Motorized Vehicles

Bicycles shall be operated as closely to the right-hand side of the path, trail or roadway as conditions permit and shall be ridden single file. It shall be unlawful:

a) To operate a bicycle in a manner which endangers pedestrians, oneself and other bicyclists.

b) To carry any person upon a bicycle handlebar or frame, or for any person to so ride upon such bicycle.

c) It shall be unlawful to operate a bicycle between sunset and sunrise.

ARTICLE IX - COMMERCIAL ACTIVITIES, PEDDLING AND SOLICITING

It shall be unlawful for any person to operate a business, peddle, or solicit business of any nature whatever, or to distribute handbills, or other advertising matter, to post unauthorized signs on any lands, waters, structures, or property administered by or under the jurisdiction of the Commission, or to use such lands, waters, structures or property unless first authorized in writing by the Commission or its authorized agent. If approval is received from the Commission to operate a business, (wholly or in part) within the boundaries of a park, a permit will be issued. To receive a permit, the business MUST show proof of insurance and pay established fee(s) designated by Commission for said permit.

ARTICLE X - HINDERING AND RESISTING COMMISSION EMPLOYEES

No person shall interfere with or hinder any Commission employee or agent in the discharge of his/her official duties; or fail or refuse to obey any lawful command of any Commission employee or agent.

ARTICLE XI - IMPERSONATION OF PARK EMPLOYEES

No person shall impersonate any employee or contracted employees of the Commission for any reason whatsoever.

ARTICLE XII - EMERGENCY POWERS

Nothing in these rules shall:

a) Prohibit or hinder any Commission employee or agent, or any peace officer from performing their official duties.

b) Prohibit the commission from establishing emergency rules required to protect the health, welfare, and safety of park visitors; to protect property; to maintain order.

ARTICLE XIII - ENFORCEMENT AND PENALTIES

Section 1 - Fines and Imprisonment

a) Any person violating any provision of the foregoing rules shall be deemed guilty of a misdemeanor and upon conviction shall be fined not more than \$500 and costs of prosecution, or imprisoned for not more than ninety (90) days or work in a park cleanup program as an alternative to imprisonment, or both.

b) Persons violating any of the above provisions may also be evicted from said park or park land upon the day of the offense and for the year if deemed necessary by the Director.

Section 2 - Reimbursement for Damages; Judgement; Collections; Joint Convictions; Mitigating Defendant

a) In addition to the penalties provided in this ordinance for violating its provision, any person convicted of an act of vandalism or destruction of property shall reimburse the Commission for up to three (3) times the amount of the damage as determined by the court.

b) In every case of conviction for the offenses, the court before whom such conviction is obtained, shall enter judgment in favor of the Commission and against the defendant for liquidated damages in a sum as provided in subsection a). The Commission shall, with the assistance of the prosecuting attorney, collect the award by execution or otherwise. If two (2) or more defendants are convicted of the vandalism or destruction of property, the judgment for damages shall be entered against them jointly. If the defendant is a minor, the judgment shall be entered against his/her parents.

ARTICLE XIV - SEPARABILITY

The provisions of this ordinance are separable, and the invalidity of any phrase, clause or part of this ordinance shall not affect the validity or effectiveness of the remainder of the ordinance.

ARTICLE XV - EFFECTIVE DATE

This ordinance shall become effective on the date that notice of adoption is published in a newspaper of general circulation in the county. At the time this ordinance takes effect the then existing park rules are hereby repealed.

DATE: March 17, 1997

SIGNED:
Lisa Marie Sims Kießling, Director
Allegan County Parks & Recreation Commission