

## **GENERAL USE OF DISTRICT PROPERTY TO INCLUDE PARK FACILITIES AND RECREATIONAL AREAS**

THE LA PINE PARK AND RECREATION DISTRICT Board of Directors, in accordance with ORS 266.410(7)(b), has adopted the following regulations governing the conduct of the users of the parks, trails, natural areas, and recreation facilities within the district,(district property) including those facilities located within the City of La Pine (the "City").

### **ARTICLE I – CONDUCT ON DISTRICT PROPERTY**

1. The Director of Parks & Recreation, with approval from the Board, is authorized to establish rules and regulations that govern the use of specific parks, trails, natural areas, and recreation facilities in any manner that provides for the productive, sustainable and safe operation and use of district resources.
2. No person shall engage in a criminal activity while in district facilities or on district property. All criminal activity shall be reported to the Deschutes County Sheriff's Department.
3. No person shall disturb, injure or endanger the comfort, health, peace or safety of others on district property.
4. Persons using district property shall obey the following rules and regulations:
  - a. No unauthorized person shall cut, remove or damage vegetation on district property.
  - b. No person shall build a fire except in designated campsites or otherwise expressly approved by the Director of Parks & Recreation or designee. Portable propane camp stoves in safe operating condition may be used in the parks. Portable propane camp stoves must be operated in a safe manner that does not cause damage to district property.
  - c. No person shall camp on district property unless authorized by the Director of Parks & Recreation or designee.
  - d. No person shall damage or deface district property.
  - e. No person shall sell merchandise or services, or operate a concession on district property without permission of the district and shall possess, on their person, evidence of such approval.
  - f. No person shall litter on district property. Garbage and refuse shall be deposited in proper receptacles provided for this purpose or carried off site for disposal. Garbage and refuse shall not be brought to district property for disposal.
  - g. No person shall use airborne projectiles such as golf equipment, archery equipment, discus, javelin, or shot put that may harm district property or people on district property, except as authorized by the Director of Parks & Recreation or designee.

- h. No person shall possess a firearm on district property, except those persons authorized to carry firearms under Oregon law.
  - i. No person shall dig up, deface or remove dirt, stones, rock or other substances nor make any excavation on district property.
  - j. No person shall place signs, markers or instructions on district property without authorization of the Director of Parks & Recreation or designee.
  - k. No person shall wash clothing or materials or clean fish in streams, ponds, pools, or restrooms on district property.
  - l. Any sound device may be used with the volume no louder that is necessary for convenient hearing by the person or persons who are no further than 30 feet away unless otherwise expressly approved by the Director of Parks & Recreation or designee.
  - m. No person shall use any rolling device such as a bicycle, skateboard, scooter, inline skates, etc., in a manner that may cause potential harm to other people, pets, wildlife or district property, nor on any sports fields, tennis courts, playgrounds or off-leash areas; or other areas reserved for special events.
  - n. No bicycles or pets, except service animals, are allowed in district restrooms.
5. Glass containers are not allowed on district property.
6. No person shall drink or be in possession of an open container of alcoholic beverages on district property, except in a designated campsite, without obtaining an alcohol permit issued by the District.
7. No person over the age of six (6) years is allowed to enter a restroom, washroom, or locker facility designated for the opposite sex, except those who need assistance and/or are accompanied by a parent, legal guardian or caregiver.
8. No person shall use a cell phone, camera or other photographic equipment inside a restroom facility, dressing room or changing area.
9. No person shall organize, conduct or participate in any tournament, camp, or scheduled activity without prior authorization from the Director of Parks & Recreation or designee. Any scheduled district activity has priority use of district facilities.
10. Sexually explicit material, as defined by Oregon law, shall not be displayed in view of minors. No person or group engaging in an authorized event may display sexually explicit artwork or similar displays or performances that may interfere with other patrons' enjoyment of district facilities. Artwork, displays or performances must be stationed so as to minimize disturbance to those wishing to avoid such displays and/or performances, minimize congestion, and promote the flow of foot traffic through the facility. All displays must be placed in areas designated for that purpose.
11. No person shall tether, launch or land a hot air balloon on district property without authorization of the Director of Parks & Recreation or designee.
12. No person shall jump, dive or launch themselves from district-owned bridges.

13. Smoking or other use of tobacco products is prohibited on all district property. "Tobacco products" include any tobacco cigarette, cigar, pipe tobacco, smokeless tobacco, chewing tobacco, or any other form of tobacco that may be used for smoking, chewing, inhalation, or other means of ingestion.
14. No person shall urinate or defecate on district property except in restrooms or portable toilets provided for that purpose.

## **ARTICLE II – HUNTING, FISHING, FIREARMS & FIREWORKS**

1. No person shall discharge a firearm or use a weapon on district property. Weapons include spring or air-activated weapons, or weapons that propel projectiles by use of a bow or sling, explosives, or jet or rocket propulsion. Only persons authorized by the State of Oregon in accordance with their official duties, or in writing by the Director of Parks & Recreation, shall be authorized to fire or discharge any firearm or weapon.
2. No person shall hunt on any district property, except as authorized by the Director of Parks & Recreation and/or the Oregon Department of Fish and Wildlife.
3. No person shall discharge any fireworks or explosives on district property, except as authorized by the Director of Parks & Recreation or designee.

## **ARTICLE III – ANIMALS**

1. Domestic animals must be on leash while on district property. Dogs are allowed off-leash only in designated off-leash areas, except as authorized by the Director of Parks & Recreation or designee.
2. No livestock, including but not limited to horses, are permitted on District property except as authorized by the Director of Parks & Recreation or designee.
3. No unauthorized person shall feed any waterfowl or other wildlife on district property.
4. Dogs and other pets are not allowed on district property during special events, with the exception of recognized service animals.
5. Dog owners must control their animals at all times. It is unlawful for an owner or keeper to allow a dog or animal to:
  - a. Allow a dog or animal to engage in fighting with other dogs or animals, or allow a dog or animal to harass, threaten or injure any person, other domestic pet or wildlife; or
  - b. allow a dog or animal to damage district property or property belonging to persons other than the owner or keeper of the animal; or
  - c. leave an area without cleaning up after the animal; or

- d. secure an unsupervised animal to any stationary object in a manner that may allow the animal to charge, become free or lunge causing injury to humans, other animals or district property; or
  - e. ride or lead a horse or other stock animal on district property except in designated areas or with a special permit.
5. While using designated off-leash dog areas, the following rules must be obeyed:
- a. Dogs must be under verbal control of an owner or keeper at all times.
  - b. Owners or keepers must carry a dog leash with them at all times.
  - c. Within Deschutes County all dogs that have a set of permanent canine teeth must be licensed and current in vaccinations. The owner or keeper of the dog shall be found in violation of this rule if the dog is not wearing its collar and tag.
  - d. Owners or keepers may not have more than 3 dogs in an off-leash area at one time.
  - e. Owners or keepers must obey posted times of use in off-leash areas.
  - f. Children under the age of 12 may not be in the off-leash area without adult supervision.

#### **ARTICLE IV – VEHICLES**

1. Motorized vehicles may be operated:
  - a. On roadways and parking areas specifically designated for motorized vehicles; and/or
  - b. By special permit; and/or
  - c. As needed for public safety purposes.
2. No vehicle shall be parked in a loading zone on district property for more than 30 minutes.
3. Use of parking areas on district property is restricted to users of those sites.
4. No person shall block the flow of traffic in a parking lot, or prevent emergency vehicle access, by double parking or blocking a fire hydrant, driveway or entry gate.
5. No vehicle may be parked on district property between 10:00 pm and 5:00 am, except:
  - a. By special permit; or
  - b. When pre-approved in writing by the Director of Parks & Recreation.
6. Vehicles left on district property for twenty-four hours or more may be considered abandoned.
7. Vehicles may be towed in accordance with the requirements of Oregon law at the owner's expense.

## **ARTICLE V – SPECIAL USE PERMITS**

Persons issued special use permits must abide by all park rules and regulations, and all applicable ordinances. The permit holder shall be liable for any loss, damage or injury sustained by any person using district facilities pursuant to the permit. The Director of Parks & Recreation or designee shall have the authority to revoke a permit upon finding of violation of any rule, regulation or ordinance, or for other cause. If the permit holder charges for permission to use a specified part of the district land for recreational purposes and the district gives/provides notice with a description of that part (of the land), the immunities provided by Oregon law apply to the remainder of the district's land.

## **ARTICLE VI – CLOSURES**

1. Parks are closed from 10:00 pm until 5:00 am unless otherwise posted. It shall be unlawful to enter or remain on district property during closed hours except:
  - a. A person may enter and remain in a closed district property for a reasonable amount of time to retrieve their personal property or vehicle.
  - b. A pedestrian may travel through district property to destinations outside of district property.
  - c. District staff and emergency responders may enter closed areas in the course of executing their duties.
  - d. By special permit.
2. District property may be closed or its use limited by the Director of Parks & Recreation or designee to ensure the safety and security of the public and/or district property when fire hazards or other hazards exist.
3. No person shall refuse an order to evacuate any district property in time of an emergency.

## **ARTICLE VII – EXCLUSIONS**

1. A person may be excluded from any district property or facility by a local law enforcement officer, or the Director of Parks & Recreation or designee, subject to Oregon law, for any of the following:
  - a. Violation(s) of district rules and regulations; or
  - b. the person has been cited to appear, arrested or otherwise taken into custody in a "Civil Exclusion Zone" for any of the offenses contained in Deschutes County code; or
  - c. as ordered by a court of law; or
  - d. the person is deemed a public threat to visitors and/or to any district staff or property.
2. The Director of Parks & Recreation or designee shall determine the length of the exclusion period. If an excluded person violates the exclusion order, local law enforcement will be called and the person may be arrested for criminal trespass.

3. The district will provide written notice of the exclusion to the affected person. The exclusion will begin immediately. The excluded person will have ten (10) days from the effective date of the notice to appeal the district's decision. The appeal must be in writing and delivered to the Director of Parks & Recreation or designee. The appeal shall set forth the reason(s) that the exclusion is invalid or improper, and shall request a written review. The Director of Parks & Recreation or designee shall render a decision no later than 30 calendar days following receipt of the appeal.
4. If, as part of a written appeal, the excluded person requests a hearing, it shall be conducted by the Director of Parks & Recreation or designee, within 30 calendar days of the request. The Director of Parks & Recreation, or designee will render the final decision in writing within 15 business days of the hearing date
5. At any time during the exclusion, an excluded person may petition in writing to the Director of Parks & Recreation or designee for a temporary waiver of the exclusion.

### **ARTICLE VIII - ENFORCEMENT OF RULES AND REGULATIONS**

1. The Director of Parks & Recreation or designee, as well as any peace officer, as defined in Oregon law, are vested with authority to enforce these rules and regulations and:
  - a. Issue a citation as provided by Oregon law to any person who violates any provision of the district's rules and regulations.
  - b. When authorized by law, seize from any persons property that is being used or left in violation of these rules and regulations.
  - c. Refuse entrance to a district facility or program, or to require a person to leave a district property, facility or program.
2. No person shall refuse to leave any district property, facility or program after being directed to leave by a peace officer, the Director of Parks & Recreation, or designee.
3. No person shall interfere with any district personnel enforcing these rules and regulations.
4. The Director of Parks & Recreation or designee shall have the authority to issue special use permits, or to grant exceptions or waivers to any of the terms of this ordinance for authorized events and activities.
5. Pursuant to Oregon law, violation of these regulations is a misdemeanor punishable by exclusion; or upon conviction by a fine or imprisonment, or both.
6. Should any word, sentence, paragraph, clause or phrase of this ordinance be adjudged or held to be void or unconstitutional, the same shall not affect the validity of the remaining portions of this ordinance, which shall remain in full force and effect.