

## Menominee County Parks and Recreation

# PARK RULES

AN ORDINANCE TO ESTABLISH RULES AND REGULATIONS RELATIVE TO THE OPERATION OF THE COUNTY PARKS SYSTEM SO THAT THE PARKS MAY BETTER SERVE THE PEOPLE OF MENOMINEE COUNTY.

### Section 1:

These Rules shall be known as the "PARK RULES" of the Menominee County Parks system.

### Section 2: SUPERVISION OF PARKS

- A) SUPERVISION – All County-owned Parks located in Menominee County, shall be operated and maintained under the direction of the Menominee County Parks and Recreation Committee through its designated Park Superintendent.
- B) ENFORCEMENT OF ORDINANCES – The Park Superintendent, Park Rangers, as well as all law enforcement agencies operating within the County of Menominee including the Menominee County Sheriff's Department, Michigan State Police Department, and the Michigan Department of Natural Resources shall see to the enforcement of all provisions related to these parks as contained in this ordinance.
- C) AMUSEMENT FOR GAIN – No amusement for gain for which a charge is made can be conducted in the parks without the consent of the Menominee County Parks and Recreation Committee.

### Section 3: DEBRIS, FIRE

Each person, organization, or corporate group using the public works and grounds shall clean up all debris, extinguish all fires when such fires are permitted, and leave the premises in good order, and the facilities in a neat and sanitary condition.

### Section 4: OPEN FIRES

No person shall kindle or build fires in any park except in fireplaces, fire rings, or stoves provided for that purpose. For observed violations of this section, the Park Superintendent, Park Rangers, or others acting on their behalf, may request fires be extinguished at any given time. Upon leaving such fires, it shall be the duty of all persons using the fire to see that said fire is extinguished.

#### Section 5: INJURY TO PARK PROPERTY

No person shall obstruct any walk or drive in any park and no person shall injure, mar, or damage any matter, in a monument, ornament, fence, bridge, seat, tree, fountain, shrub, flower, playground equipment, fireplace, picnic table or other public property within or pertaining to any park.

#### Section 6: POLLUTION

No person shall throw, discharge or otherwise place or cause to be placed in the waters of any fountain, pond, lake, stream, bay or other body of water in or adjacent to any park or tributary, stream, storm sewer, drain flowing into such water, any substance, matter or things liquid or solid, which will or may result in the pollution of said waters.

#### Section 7: SOURCE OF RUBBISH

No person shall bring in or dump, deposit, or leave any bottles, broken glass, ashes, paper, boxes, cans, dirt, rubbish, waste, garbage, refuse or other trash in any waste containers provided in any park in the County of Menominee for that purpose unless such bottles, broken glass, ashes, paper, boxes, cans, dirt, rubbish, waste, garbage, refuse or trash originates from a permitted use of the parks.

#### Section 8: INFLAMMATORY LANGUAGE

No person shall make any statement to any other person, within earshot of said person, or about another person, capable of being heard by such other person, which is derogatory, inflammatory, profane, disrespectful, or which describes sexual activity, or which questions the lineage of such person, or which in any way can be reasonably interpreted to raise anger of such person hearing such communication. This section does not purport to limit the free flow of ideas or speech but does intend to prohibit speech as may interrupt a peaceful enjoyment of Menominee County's Parks.

#### Section 9: SAFETY OF OTHERS

No person shall endanger the safety of any other person by any conduct or act or permit any assault, battery, or engage in fighting within a park regulated by this county.

#### Section 10: SOUND SYSTEMS

No person shall use a sound amplification device or any other device that creates noise in excess of the sound level at which the contents of such sound disturbs or annoys a person of average hearing – is used in conjunction with a park assembly permit and is authorized by such permit. Any sound amplification device used in conflict with this permission is subject to

seizure by the Park Superintendent, Park Rangers, the Menominee County Sheriff's Department, the Michigan State Police Department, the Michigan Department of Natural Resources, and/or any other authorized law enforcement agency. During Quiet Hours, distance shall be size of campsite. Between 11 PM and 7 AM all sound systems shall be turned off.

#### Section 11: SWIMMING

No person shall swim, bathe, or wade in any waterways in or adjacent to any park, except in such waters and such places that are designated therefore, and in compliance with regulations that are established and posted by the Park Superintendent and in accordance with the direction of any authorized personnel, present and sitting at the designated site.

#### Section 12: PARK HOURS

Park Hours are from 7 AM to 10 PM daily. Anyone found in the Parks after 10 PM not camping with a permit, will be construed to be trespassing and may be prosecuted.

#### Section 12A: PARK CLOSING

Any park, section, or part of the park, may be declared closed to the public by the Park Superintendent or by any of the other authorized personnel in situations where health, safety, and welfare of the general public could be jeopardized if the park were to remain open. As an example, an emergency closing could occur during a tornado, fire or civil disobedience. The park cannot be closed permanently without authorization from the Parks and Recreation Committee and the Menominee County Board of Commissioners. An emergency meeting of the Committee is to be called within 72 hours of the closing. Failure to call a meeting or to gain approval from a majority of the Committee would require that the park be re-opened immediately after the 72 hours of closure.

#### Section 13: ANIMALS

Any animal brought into the Park shall be under immediate control and on a leash not to exceed 6 feet in length which would not allow animals onto another campsite. No animal shall be on the beach.

No horses or riding of horses is allowed in the park except in designated areas. The only designated areas for horses are presently located at the Shakey Lakes Park.

Owners shall clean up any deposits made by said animals.

#### Section 14: ANIMAL REMOVAL

Any animal found within any county park not in the possession or under immediate control of the owner or the owner's agent as set forth above, or any animal creating a nuisance or disturbance, may be removed from the park by park personnel or by any enforcement agency officer.

#### Section 15: SALES

It shall be unlawful for any person other than employees of Menominee County, acting on behalf of the County, to vend, to sell, peddle, or offer for sale, any commodity article within the park, unless such sale is authorized by the Menominee County Parks and Recreation Committee.

#### Section 16: CONTROLLED SUBSTANCES

- A) It shall be unlawful for any person to possess, transport, or have under their immediate control any intoxicating liquor, unless the person has attained the age of 21 years.
- B) It shall be unlawful for any person to transport or possess a controlled substance as defined by Section 1704 of Act No. 368 of the Public Acts of 1978, as amended, being section 333.7104 of the Michigan Compiled Laws.

#### Section 17: SIGNS

It shall be unlawful for any person to paste, glue, tack or otherwise post or permanently affix any sign, placard, advertisement, banner, or inscription, unless otherwise pre-approved by Park Superintendent. Nor shall any person erect or cause to be erected any sign on the public lands or highways or roads adjacent to a public park, but, this section shall not apply to any properly authorized government official acting pursuant to his official duties.

#### Section 18: ALCOHOLIC BEVERAGE PERMIT

Any person or organization applying for an assembly permit and desiring to dispense alcoholic beverages for sale, (non-profit organization) must first secure a license for same from the Michigan Liquor Control Commission and secure liquor liability insurance and display evidence of such license and insurance to the Menominee County Sheriff and the Menominee County Parks and Recreation Committee prior to said assembly permit being granted. There is a minimum refundable deposit of one hundred dollars (\$100.00) required.

### Section 19: CAMPING PERMITS

It shall be unlawful for any person, organization, or corporate group to camp without a camping permit issued by the Menominee County Park System.

- A) It shall be unlawful for any person to obtain a camping permit for use of a camping party for which he is not a member.
- B) The senior member of any camping party having obtained a permit as set forth above must be at least eighteen (18) years of age.
- C) It shall be unlawful for non-campers to visit between the hours of 11 PM until 7 AM.
- D) Campers shall inform the park office if they plan to leave a campsite unoccupied for more than 24 hours.

### Section 19A: CAMPING PERMIT VIOLATION

Any violation of any section of the above ordinance regulations may result in revocation of any County Park camping permit or eviction from the park or both. No refund of fees shall be issued.

### Section 20: CAMPING

Campsites are allocated 50% for short-term use (less than 14 days) and 50% for long-term use (over 14 days). Site designation shall be determined by Parks Superintendent or his designee.

### Section 20A: CAMPSITE CLEANUP

Minimum clean up charge of fifty dollars (\$50.00) will be assessed to the registered camper to cover costs for Park personnel having to clean up a campsite.

### Section 21: QUIET HOURS

Quiet Hours shall prevail in the campground between 11 PM and 7 AM.

### Section 22: DIGGING

It shall be unlawful for any person, individual, organization or corporate group to do any trenching or digging on the campsite or the surrounding area.

### Section 23: MOTOR VEHICLE PURPOSES

The use of a registered motor vehicle in any County Park shall be for the purpose of establishing a camp and for transportation in and out of the campground. Driving in a repetitive manner also known as "cruising" within any County Park is strictly prohibited.

#### Section 24: MOTOR VEHICLES, OPERATION

- A) It shall be unlawful for any individual to operate or park a motor vehicle within a park except on roads or designated parking areas.
- B) It is also illegal for a vehicle to be in the park after 10 PM without an annual permit issued by the park office.
  - a. If a vehicle is found without an annual permit it shall be deemed illegally parked and subject to a parking violation fee of \$10 per day.
  - b. When a motor vehicle is found parked in the park area, the registration plate displayed on the vehicle shall constitute prima facie evidence that the owner of the vehicle was the person who parked it on the location where it was found.
- C) Motor vehicles cannot be operated on a park road or parking lot at a speed in excess of ten (10) miles per hour or as posted, or in an unsafe manner or by disobeying traffic signals or signs.

#### Section 25: OFF ROAD VEHICLES

It shall be unlawful to operate an off-the-road motor-driven vehicle such as a mini-bike, motorcycle, snowmobile, ATV or any motorized device except on designated roads, trails, or areas posted for such use without proper prior written authorization from the Park Superintendent or Park Rangers.

#### Section 26 : USE OF DRONES

It shall be unlawful to operate any type of drone within or over any Menominee County Park. Anyone reported to be in control or using a drone shall be considered to be unlawful and causing an invasion of privacy to other persons. The person(s) using the drone(s) may be denied use of all county parks within Menominee County.

#### Section 27: MASS GATHERINGS

Campsites are provided for reasonably quiet outdoor recreational experiences. Mass gatherings are only permitted pursuant to a permit for such purpose obtained in the manner set forth in the "Menominee County Mass Gathering Ordinance" as adopted by the Menominee County Board of Commissioners on June 3, 1977.

#### Section 28: FIREWORKS

No fireworks shall be allowed in the parks. Any discharge or lighting of any type of fireworks in the parks will be subject to a charge of fifty dollars (\$50.00) per incident.

#### Section 29: FIREARMS AND HUNTING

It shall be unlawful for any person to hunt within park boundaries. It shall also be unlawful for any person to carry or possess within the boundaries of a County Park any firearm unless unloaded in both barrel and magazine. This provision does not apply to a target range officially established, supervised, and sanctioned by the Menominee County Parks and Recreation Committee.

#### Section 30: OTHER WEAPONS

It shall be unlawful for any person to carry or possess within the boundaries of any County Park items such as: air gun, gas gun, paint-ball gun, spring-loaded gun, or sling-shot.

#### Section 31: BOW & ARROW

It shall be unlawful for any person to shoot with a bow and arrow with or onto the boundaries of any County Park unless said shooting is done on a designated archery range.

#### Section 32: TRAPPING

It shall be unlawful for any person to trap or use traps within the boundaries of any County Park unless permission is sanctioned by the Menominee County Parks and Recreation Committee.

#### Section 33: PAVILION RENTAL

Rental of Park Pavilion is available for a fee of fifty dollars (\$50.00).

#### Section 34: STORAGE

Off-site storage of boats and/or trailers is available at Shakey Lakes Park from May through September (except during Fair Days) at a cost of \$1.00/day or \$25.00/month.

#### Section 35: GENERATORS

It shall be unlawful for any person to operate any type of generator on any campsite within any Menominee County Park unless permission is sanctioned by the Park Superintendent, the Menominee County Parks and Recreation Committee, or designee.

#### Section 36: PENALTIES

Any violation of any section of this ordinance shall be deemed a civil infraction, and any person upon conviction thereof, shall be punished by a fine of not more than one hundred dollars (\$100.00) plus the cost of prosecution.

Section 37: SEVERABILITY

If any portion of this ordinance, any of its regulations or rules, or the application thereof to any person or circumstances shall be found to be invalid by a court of law, such invalidity shall not affect the remaining sections or applications of any part of this regulation which can be given effect without the invalid portion of a section or application, provided such remaining sections are not determined by the Court to be inoperable and to this end this regulation is declared to be severable.

Section 38: ADOPTION

It is hereby ordained by the People of Menominee County, represented by the County Board of Commissioners, that the foregoing regulations and rules affecting the public health, safety, and welfare of the County of Menominee are hereby adopted.

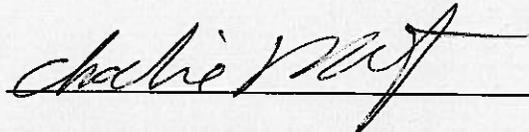
Section 39: EFFECTIVE DATE

This ordinance shall take sixty (60) days subsequent to proposal by the Menominee County Parks and Recreation Committee and adoption by the Menominee County Board of Commissioners. All ordinances or parts of ordinances inconsistent herewith are hereby repealed; and latest revisions shall be effective immediately following County Board of Commissioners adoption of these amended PARK RULES.

ATTESTED TO:



Marc Kleiman, Menominee County Clerk



Charlie Meintz, Chairman of the

Menominee County Board of Commissioners

Signed (date):

5/10/16