

**GENERAL SERVICES DEPARTMENT  
PARKS AND RECREATION DIVISION**

Spencer Bole  
Director, General Services

Daniel R. Sykes  
Parks Services Manager



675 Texas Street, Suite 2500  
Fairfield, CA 94533  
707-784-3118

**AGENDA**

**Park and Recreation Commission  
Thursday, June 5, 2008 - 5:30 PM  
Hearing Room - 1<sup>st</sup> Floor,  
675 Texas Street, Fairfield, CA**

- 1. Call to Order and Roll Call**
- 2. Approval of Minutes for the March 13, 2008 Meeting (Action Item)**
- 3. Approval of Agenda (Action item)**
- 4. Chair Announcements and Commissioner Comments (Informational Only)**
- 5. Chair Appointment of Evaluation Committee for Fish and Wildlife Propagation Fund Program for FY 2008/09 (Action Item)**
- 6. Recommendation on Proposed Changes to County Code Regarding Public Safety Duties (Action Item)**
- 7. Parks and Recreation Division Staff Reports (Informational Only)**
  - A. Parks Activities Report
  - B. Public Safety Training, and Temporary Day Use Area Closures
  - C. New South County Parks Service Yard
  - D. Lake Solano Nature Center Construction Update
  - E. Park Funding Grants Being Sought
- 8. Committee Report – Mare Island Regional Park (Information, Possible Action)**
- 9. Public Comments**
- 10. Confirm next regular meeting of July 10, 2008 at 5:30 pm, and Adjourn**

*The County of Solano does not discriminate against persons with disabilities and is an accessible facility. If you wish to attend this meeting and you will require assistance in order to participate, please call (707) 784-7905 at least 24 hours in advance of the event to make reasonable arrangements to ensure accessibility to this meeting.*

*If you wish to address any item listed on the Agenda, please submit a Speaker Card before the Commission considers the specific item. If you wish to address an item not on the agenda, please submit a Speaker Card before the first speaker is called for Public Comments. Cards are available at the entrance to the hearing room.*

**SOLANO COUNTY PARK AND RECREATION COMMISSION**

**UNAPPROVED MINUTES OF THE MEETING HELD  
THURSDAY, MARCH 13, 2008  
COUNTY ADMINISTRATION CENTER - FIRST FLOOR HEARING ROOM,  
675 TEXAS STREET FAIRFIELD, CALIFORNIA**

**Commission Members Present:** Riddle, Alvarez, Hermsmeyer, and Leong  
**Commissioner Members Excused:** None.

**Staff Present:** Sykes, Tanner-Linné

**1. Call to Order and Roll Call**

Chair Hermsmeyer called the meeting to order at 5:30 p.m. Tanner-Linne called roll. A quorum was confirmed.

**2. Approval of Minutes for January 10, 2008 Meeting**

No changes were made to the minutes. Riddle moved to approve the minutes and Leong seconded. The minutes from the January 10, 2008 were approved unanimously.

**3. Approval of Agenda**

Motion to approve agenda as is was made by Alvarez; second by Riddle. Agenda approved unanimously.

**4. Chair Announcements and Commissioner Comments**

Leong reported the bird boxes were cleaned out at Lynch Canyon Open Space and some birds were already nesting in the boxes. He also stated he had gone to Lake Solano and noticed the bathrooms looked great.

Alvarez commented on receiving a letter from Staff Sykes that had been sent to all city park managers to introduce himself and the County Parks Division. He applauded Dan for getting the word out.

**5. Provide Staff Direction on Forming Evaluation Committee for Fish and Wildlife Propagation Fund Program for FY 2008/09 (Action Item)**

Staff Sykes – stated the FY 08/09 Fish & Wildlife Propagation Fund application needed to be revised to reflect the guidelines the Commission had approved earlier this fiscal year. He recommended a four person committee including himself as a non-voting member to provide staff support.

Leong, stated that was kind of tricky. In the past a lot of people say the County should budget for items they need and this grant money should be for the populace. When the parks have asked for grants before it was not taken kindly by some.

Alvarez stated it would be better if the commission approved the committee before it started meeting. Riddle stated he thought there should be a five member board. Sykes suggested scheduling was easier with three members. Hermsmeyer stated he knew a professor at Solano Community College, who was well rounded and knowledgeable in the field of Biology/Science.

Staff Sykes recommended that the Commission direct Staff to solicit three voting members for the committee who would be unaffiliated with potential applicants, from among the following categories: A Park and Recreation or Fish and Wildlife Commissioner; individuals with expertise or particular interest in fish and wildlife issues, habitat restoration, or environmental education; and/or an objective third party from a neighboring County.

Alvarez thought it would be better if the committee were approved by the commission, to avoid concerns of a conflict of interest.

Hermesmeyer stated he would volunteer to be the Commissioner on the committee.

Sykes restated the Commissioner comments into a recommendation: that there be four members on the FY 08/09 Fish and Wildlife Propagation Fund evaluation committee, with Sykes as a non-voting member, at least two other members from Solano County, and one of the members being a commissioner. Leong made the motion to approve. Hermesmeyer seconded the motion, and the item passed unanimously.

#### **6. Approve Proposed Success Criteria for Lynch Canyon Open Space (Action Item)**

Hermesmeyer read the Lynch Canyon Open Space Public Access Success Criteria.

Sykes stated this is a work product from the Lynch Canyon Working Committee and that County Parks is working with the Solano Land Trust to meet these success criteria.

Riddle stated he thought the criteria should state that volunteer work parties should be focused on a particular task to attract volunteers interested in that activity (e.g. trail-building).

Riddle made a motion that this be approved. Hermesmeyer said he thought it was a well done and the commission should support it. He thought it was a good foundation and has his support, and he seconded it. The motion passed unanimously.

#### **7. Parks and Recreation Division Staff Reports (Informational Only)**

##### **A. Receive report on recent County Parks activities:**

Staff Sykes reported the attendance has been growing at Lynch Canyon. A list of ongoing activities is posted on the County's and Solano Land Trust's websites.

Sykes showed the commissioners an article regarding Lynch Canyon in Sunset magazine. Hermesmeyer state the article was wonderful but the County should have been mentioned. He felt a letter should be written to Sunset magazine on behalf of the Park and Recreation Commission to let them know how much we appreciate them identifying the natural resource we have here in Solano County and the hard work the County staff and the dedicated employees of Solano County have put into it.

Staff Sykes said there was an increase in attendance at Lynch Canyon. There were 87 cars on the Sunday afternoon after the article. Leong stated the Parks should contact other media such as newspapers and VIA magazine. Hermesmeyer asked if the County had a public relation person, who may be able to help also.

Sandy Beach Park – Has two new employees Dae Kim is a new Park Ranger and Brie Williams is a new Park Ranger Assistant. The Board approved a waiver for the camping fees at Sandy Beach to

support Rio Vista Community Campout. Staff also reported that, due to storm damage, the boat launch is closed. Staff Sykes told how he is trying to find money to repair the dock but also need to fix the breakwater so the dock will not be damaged again.

Alvarez stated the California Department of Boating and Waterways has emergency funds that may be available at the end of each year.

Sykes reported there is a new park office, picnic tables, and fire rings that have just been installed at Sandy Beach.

**B. Receive project status report on Lake Solano Nature Center construction:**

At the February 5<sup>th</sup> meeting of the Board of Supervisors, they approved a mid-year budget that funds a \$1 million dollar shortfall for the Lake Solano Nature Center. The 95% design plans are complete and bids will be solicited in March and hopefully award a contract in May. They hope to start in July and finish in February 2009.

**C. Receive status report on transition in public safety responsibilities of Ranger Staff:**

The Parks will be starting a transition to limited law enforcement duties. There will be more Sheriff's deputy support in the parks. The rangers will be attending special public safety training in April and May 2008.

We have hired a criminal justice consultant who will be helping to write use-of-force policies and procedures.

**D. Receive report on researching potential alcohol restrictions:**

Staff Sykes reported that Parks are going to research possible alcohol restrictions in the parks. He will check with other park agencies regarding alcohol restrictions and maybe use an alcohol permit system.

**8. Committee Reports (none scheduled)**

There were no committee reports.

**7. Public Comments**

There were no public comments.

**8. Confirm next regular meeting of May 8, 2008 at 5:30 pm, and Adjourn at 6:48**



**AGENDA SUBMITTAL TO SOLANO COUNTY PARK AND RECREATION  
COMMISSION**

<b>ITEM TITLE</b>	<b>COMMISSION MEETING DATE</b>	<b>AGENDA NUMBER</b>
<b>Recommendation on Proposed Changes to County Code Regarding Public Safety Duties</b>	<b>May 8, 2008</b>	<b>6</b>
<b>Staff Contact:</b>	<b>Dan Sykes, Parks Services Manager</b>	
<b>Phone:</b>	<b>784-3118</b>	
<b>E-Mail:</b>	<b>drsykes@solanocounty.com</b>	

**RECOMMENDATION:**

It is recommended that the Commission direct Staff to review and modify as necessary the applicable sections of the County Code in order to clarify the public safety responsibilities of the Park Ranger Staff as unarmed, limited peace officers, and make other, similar minor edits to the Code for clarity.

**DISCUSSION:**

The current County Code (Section 19-60) specifies that the Park Ranger Staff (specifically Park Ranger, Park Ranger Supervisor and Park Services Manager classifications) are authorized by the Board of Supervisors to be "park ranger" peace officers and may carry firearms, under the authority granted by California Penal Code Section 830.31(b).

County Staff from the General Services and Human Resources Departments, the Sheriff's Office, County Counsel and the County Administrator's Office have been working since summer 2007 in an effort to clarify the respective law enforcement responsibilities of the Sheriff's Office and Park Ranger Staff of the General Services Department, Parks and Recreation Division. This effort was undertaken to seek a balance among the various Ranger Staff job duties (including interpretive, maintenance, public safety and others), while limiting personal and County liability, and providing a continued high level of public safety in the parks.

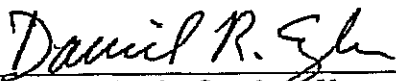
The solution arrived at by Staff consists of four parts: 1.) Creating a memorandum of understanding (MOU) with the Sheriff's Office, 2.) Developing policies and procedures for use of force by rangers, 3.) Developing a comprehensive ranger training program covering the range of their duties (including public safety, maintenance, interpretation, resource management, and other ranger skills), and 4.) Clarifying the role of Ranger Staff as unarmed peace officers in selected sections of the County Code. The relevant sections are Sections 19-60, 19-80, 19-100, and 19-150.

The first 3 parts of this strategy are already underway. An MOU clarifying ranger and deputy law enforcement duties was signed with the Sheriff's Office on December 26, 2007, and went into effect on January 1, 2008 (attached). The policies and procedures for use of force were drafted by a criminal justice consultant, Martinelli and Associates, in April 2008, and are currently being reviewed by Staff and County Counsel before being implemented. Training offered to Ranger Training in 2008 has already included an introductory docent training in January and a series of detailed public safety courses (including arrest and control laws, defensive tactics, baton and pepper spray training) which is currently ongoing in April and May. Following this training in May, and the issuance of defensive equipment (baton and pepper

spray, along with the bullet-proof vests already issued), firearms will no longer be worn by Ranger Staff.

The fourth part of the strategy will be for Staff to review and make necessary modifications to the County Code (see attached) to reflect the limited peace officer duties, remove reference to firearms and make other minor clarifying corrections. Modifications to the County Code must be submitted to the Board of Supervisors for a first and second reading prior to approval. Staff anticipates this will be completed in late spring/early summer 2008. On a parallel track, the Human Resources Department is also making appropriate changes to the job classification descriptions for the Park Ranger Supervisor and Park Ranger. These changes are being handled within the County's ongoing "Comprehensive Classification and Compensation Study" process, which includes compliance with the meet and confer obligations of the employee unions.

Signed:



**Dan Sykes, Parks Services Manager**  
**Parks and Recreation Division**  
**General Services Department**

Attachments:

Memorandum of Understanding between Department of General Services  
and Sheriff's Office Regarding Law Enforcement at County Parks

Excerpts from Solano County Code Addressing Public Safety Duties of  
Park Ranger Staff

**MEMORANDUM OF UNDERSTANDING**

THIS MEMORANDUM OF UNDERSTANDING is made and entered into as of the first day of January, 2008 by and between the Solano County Sheriff's Office and the Department of General Services.

**1. PURPOSE**

This Memorandum of Understanding defines the scope of services and respective roles and responsibilities of the above County Departments regarding law enforcement responsibilities and services concerning the Solano County Parks system.

**2. SCOPE OF SERVICES**

Each Department agrees to perform their respective roles, responsibilities and services described in the scope of services attached as Exhibit A.

**3. TIME OF PERFORMANCE**

A. This Memorandum of Understanding shall be in effect beginning January 1, 2008 and ending June 30, 2009.

B. Unless terminated by either Department prior to June 30, 2009, this Agreement may be extended from July 1, 2009 through September 30, 2009 to allow for continuation of services and sufficient time to complete a renewal agreement.

C. Notwithstanding 3.A and B, there is no guarantee that services will be renewed under a new agreement following the expiration or termination of this Agreement.

**4. CHANGES AND AMENDMENTS**

Either Department may request changes in the scope of services. Any mutually agreed upon changes shall be effective when incorporated in written amendments to this Memorandum.

**5. COST OF SERVICES**

A. Cost of services shall be calculated using a top step overtime rate for the classification of the Sheriff personnel assigned for each hour of supplemental law enforcement services provided. All cost of services shall be strictly limited to those costs associated with Section 1.F of Exhibit A.

**6. BILLING**

A. Billing for inter-departmental services shall occur as supplemental law enforcement services are requested.

B. Within two (2) weeks of the end of each supplemental law enforcement services operation, the Sheriff's Office shall forward a journal voucher of actual or estimated charges to the Department of General Services.

C. The Department of General Services must approve and forward the journal voucher to the County Auditor within two (2) weeks of receipt with the exception of year-end when the Department of General Services must approve and forward the journal voucher to the County Auditor within year-end deadlines.

D. If the billed amount is disputed, the Department of General Services shall notify the Sheriff's Office in writing.

(1) Notwithstanding a dispute, the Department of General Services shall approve and forward the journal voucher to the County Auditor and submit the dispute to the dispute resolution process pursuant to this Agreement.

**Solano County Inter-Departmental MOU**

Solano County Sheriff's Office

Solano County Department of General Services

**7. MUTUAL INDEMNIFICATION**

Each Department shall indemnify, defend, protect, hold harmless, and release the other, their officers, agents, and employees, from and against any and all claims, losses, proceedings, damages, causes of action, liability, costs, or expense (including attorneys' fees and witness costs) arising from or in connection with, or caused by any negligent act or omission or willful misconduct of such indemnifying party. This indemnification obligation shall not be limited in any way by any limitation on the amount or type of damages or compensation payable to or for the indemnifying party under workers' compensation acts, disability benefit acts, or other employee benefit acts.

**8. TERMINATION**

A. This Agreement may be terminated by either Department, at any time, with good cause, upon 30 days written notice one to the other.

B. If either Department defaults in its performance, the nondefaulting Department shall promptly notify the other in writing. If the defaulting Department fails to cure a default within 30 days after notification or if the default requires more than 30 days to cure and the defaulting Department fails to commence to cure the default within 30 days after notification, then that failure shall terminate this Agreement.

C. At termination, whether mutually agreed to or as a result of the default of one or the other Department, the Department of General Services shall pay all outstanding actual costs incurred by the Sheriff's Office.

**9. DISPUTE RESOLUTION**

If the parties fail to mutually agree on any matters under this Agreement or if either party believes the other has failed to satisfactorily perform or is otherwise in breach of this Agreement the parties shall submit the matter to resolution in accordance with the following procedures:

A. If there is a disagreement, dispute or alleged breach arising out of or in connection with this Agreement, the disputing party shall first provide a written statement to the other describing the general nature of the claim.

B. The statement must indicate that it is the first statement of a formal dispute resolution process.

C. The statement need not be complete and does not limit the claim(s) of either party in any further action or procedure.

D. Within ten (10) business days of the receipt of the statement, the respective Department Heads shall meet and confer in good faith to either: (1) Resolve the matter and set forth such resolution in writing; or, (2) Define the dispute in writing including a description of each party's position, proposed resolution(s) and projects or tasks that would be affected.

E. If the respective Department Heads fail to resolve the matter, within ten (10) business days of such failure to agree, at least one (1) representative from each Department shall meet and confer in good faith with the County Administrator to attempt to further resolve the matter. The description of the dispute as written by the respective Department Heads shall serve as the basis for further attempts at resolution.

F. A resolution of the matter shall be memorialized in writing and incorporated into this Agreement.

**10. COPIES**

The Sheriff's Office shall provide a signed copy of this Agreement to the County Administrator's Office and the County Auditor.



Solano County Inter-Departmental MOU

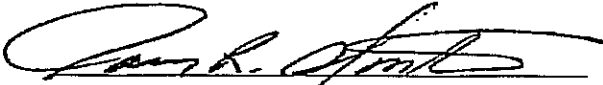
Solano County Sheriff's Office

Solano County Department of General Services

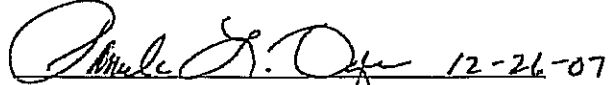
11. ENTIRE AGREEMENT

This Memorandum of Understanding constitutes the entire agreement between the Solano County Sheriff's Office and the Department of General Services. There are no terms, conditions or obligations made or entered into by the parties other than those contained herein.

IN WITNESS WHEREOF, the parties have executed this Agreement the day and year first written above.



GARY R. STANTON  
SHERIFF-CORONER



PAMELA L. OGEE  
ACTING DIRECTOR OF GENERAL SERVICES

**EXHIBIT A**  
**SCOPE OF SERVICES**

**1. RESPONSIBILITIES OF THE SHERIFF'S OFFICE:**

- A. Respond to all crime in progress calls for service at any or all of the County parks. The priority of the response will be solely determined by the Sheriff's Office dispatch procedures.
- B. Respond to all "cold" calls for service involving felony violations. A cold call is a call where a crime was committed, but is no longer in progress.
- C. Respond to all calls for service that require suspect contact.
- D. Make a reasonable effort to provide a visible presence at all of the County parks as staffing and workload levels allow.
- E. In the interests of a cooperative law enforcement effort, maintain regular radio communication and, when possible, face-to-face briefings between Deputies and Ranger staff while Deputies are on patrol at the parks.
- F. Provide dedicated personnel to provide supplemental law enforcement services in County parks when both the Sheriff's Office and the Department of General Services agree on an operational plan for the provision of such services.
  - i. Be the appointing authority for all Sheriff personnel employed pursuant to this section.
  - ii. Be solely responsible for the direction, management and supervision of Sheriff personnel at the County parks and the discipline, performance, standards of Sheriff personnel and other matters incident to the performance of such services.
  - iii. Be solely responsible for the selection, assignment and reassignment of all personnel employed pursuant to this Agreement.
- G. This Agreement shall not be construed to prevent or otherwise restrict the ability of Department of General Services personnel to be authorized to:
  - i. Collect fees.
  - ii. Issue citations and warnings for misdemeanor violations with no suspects.
  - iii. Patrol County parks in an observatory fashion, provided that all serious issues are reported to Solano dispatch.

**2. RESPONSIBILITIES OF THE DEPARTMENT OF GENERAL SERVICES:**

- A. Immediately notify Solano dispatch of any and all crimes in progress discovered by or reported to Department of General Services parks personnel.
- B. Notify the Sheriff's Office not less than thirty (30) days prior to an event requiring the Sheriff to provide supplemental law enforcement services. If less than thirty (30) days notice is given to the Sheriff's Office, the Sheriff agrees to make a good faith effort to accommodate the request, but shall not be required to accommodate the request.
- C. Provide the Sheriff's Office dispatch center with names, radio call numbers and cell phone numbers of ranger staff, park gate combinations and other related information that will assist in cooperative policing of the parks.

**CHAPTER 19**  
**PARKS AND RECREATION**

**ARTICLE I. PARKS, PLAYGROUNDS AND RECREATION FUND**

- § 19-10. Created
- § 19-20. Levy and collection of taxes for maintenance of fund
- § 19-30. Expenditures permitted

**ARTICLE II. IN GENERAL**

- § 19-40. Definitions
- § 19-50. Penalty for violation of chapter
- § 19-60. Authority of parks division--Certain employees authorized to issue citations and carry weapons
- § 19-70. Same--Closing or restricting use of parks and facilities
- § 19-80. Same--Power to direct public
- § 19-90. Fees for permits, certificates and decals; refunds; annual permits; exemptions
- § 19-100. Same--Revocation; persons expelled from parks
- § 19-110. Boating regulations
- § 19-120. Swimming
- § 19-130. Motor vehicles; removal of illegally parked vehicles
- § 19-140. Pets
- § 19-150. Firearms and other weapons
- § 19-160. Prohibited acts
- § 19-170. Boating regulations for Lake Solano and Putah Creek
- § 19-180. Naming of Parks and Parks Facilities
- § 19-190. Alcohol and Tobacco Regulations

**ARTICLE III. CAMPING OR SQUATTING**

- § 19-200. Authority and purpose
- § 19-210. Definitions
- § 19-220. Camping regulations
- § 19-230. Camping on public property
- § 19-240. Camping on private property
- § 19-250. Campfires
- § 19-260. Enforcement
- § 19-270. Severability

**ARTICLE I. PARKS, PLAYGROUNDS AND RECREATION FUND**

- Sec. 19-10. Created**

(g) Vehicle means a device by which any person or property may be propelled, moved or drawn over land, excepting a device moved by human power. (Ord. No. 810, § 1; Ord. No. 1335, § 3; Ord. No. 1344, §2; Ord No. 1675, §1)

**Sec. 19-50. Penalty for violation of chapter**

(a) Unless expressly indicated otherwise, any person who violates any provision of this chapter, except provisions providing direction to the parks division, shall be guilty of a misdemeanor, and, upon conviction, shall be subject to imprisonment in the county jail for not more than six months, a fine of not more than one thousand dollars, or both.

(b) Notwithstanding Section 19-50(a), any person who violates any provision of this chapter relating to the operation or parking of any motor vehicle shall be guilty of an infraction.  
(Ord. No. 1675, §1)

**Sec. 19-60. Authority of parks division--certain employees authorized to issue citations and carry weapons**

The manager of the parks division, park ranger supervisors and park rangers, not including park ranger trainees, are hereby designated as "park rangers" within the meaning of California Penal Code section 830.31(b) as amended. The persons designated above shall be authorized to carry firearms. The primary duty of the persons so designated shall be the protection of park property and the preservation of the peace in county parks carrying out their duties as set forth in this chapter.

The manager of the parks division, park ranger supervisors, and park rangers shall have the authority to issue citations, in accordance with the provisions of the California Penal Code, for any violations of state law, the Solano County Code or other ordinances of the county committed within a county park.

The designated employees shall receive training in the exercise of a peace officer's powers to arrest and in the carrying and use of firearms, as prescribed by California Penal Code section 832, as amended. (Ord. No. 810, §1; Ord. No. 983, §1; Ord. No. 1675, §1)

**Sec. 19-70. Same--closing or restricting use of parks and facilities**

The parks division is authorized to close to public use a portion or all of any county park, or any lake or stream within a county park; to restrict the times when a portion or all of any county park or any lake or stream within a county park shall be open to such use; and to limit or prohibit boating, fishing, or other recreational uses in a portion or all of any county park or on any lake or stream within a county park, whenever, in its sole discretion, it deems it prudent to do so to

safeguard the health, safety, and welfare of the park, any of its facilities, park division employees, or the public.

Situations in which the parks division may take one of these steps shall include, but not be limited, to the following: Unreasonable fire hazard, dangerous weather or water conditions, sanitary protection of a watershed, construction or repairs in a park, conservation of fish or game, excessive boat traffic, unsafe or unsuitable shoreline, ramp, parking or road conditions, the prevention of damage to the park or any of its facilities, or any dangerous, unsafe, or unhealthy condition.

Whenever the parks division closes a portion or all of any county park or any lake or stream pursuant to this section, the parks division shall report such closure to the parks and recreation commissioners on or before the next regular meeting of the commission. (Ord. No. 1675, §1)

**Sec. 19-80. Same-Power to direct public**

Employees of the parks division are authorized to direct the visiting public in county parks in the use of all park facilities according to law. Notwithstanding any other provision of this chapter, in the event of a fire or other emergency, employees of the parks division are authorized to direct the public as conditions may require to expedite traffic, ensure safety, or to prevent pollution of any lake or stream. (Ord. No. 1675, §1)

**Sec. 19-90. Fees for permits, certificates and decals; refunds; annual permits; exemptions**

(a) The fees charged by the parks division for all permits, certificates, or decals authorizing use of a county park or any of its areas or facilities, shall be set forth in the General Services Department's fee schedule.

(b) No person shall enter or use any county park or any of its facilities without first paying the prescribed fee, if any, to the parks division at an established point of entry or collection, and receiving an appropriate permit, certificate or decal. No person shall, upon leaving a park, refuse to exhibit to the parks division, upon its demand, any permit certificate, or decal which has been issued pursuant to this section.

(c) No fee shall be refunded unless authorized in writing by the parks manager or designee. A denial by the parks manager or designee may be appealed to the General Services Director or designee by filing a written appeal with the parks division within ten (10) days of issuance of the denial. The General Services Director or designee shall hold a hearing to consider the appeal. The General Services Director or designee shall hold a hearing to consider the appeal within sixty (60) days of the filing of the appeal. A denial by the General Services Director or designee may be appealed to board of

supervisors by filing a written appeal with the clerk of the board within thirty (30) days of the issuance of the denial.

(d) Annual permits shall be valid only for the calendar year in which issued, unless sooner revoked for cause or the parks division expressly issues the permit for a different period.

(e) Annual vehicle permits shall be visibly displayed on the vehicle and shall not be transferable to other vehicles owned by the same or other owners.

(f) The following persons are exempt from the permit and fee requirements of this section: Officers, employees, agents and contractors (and employees of the latter) of any governmental entity while engaged in the performance of their duties; concessionaires of the county and their agents, employees, suppliers and contractors, while performing the business of the concessionaire; employees of public utilities while performing their duties; volunteers, docents, and park hosts while engaged in the performance of park activities; and such other persons as may be designated by resolution of the county board of supervisors. (Ord. No. 810, §1; No. 1518, §1. Ord. No. 1675, §1)

**Sec. 19-100. Same--Revocation; person expelled from parks**

(a) The parks division is authorized to revoke any permit, certificate or decal which it has issued, when:

(1) It was issued unlawfully or erroneously; or

(2) It has reasonable grounds to believe that the person to whom the permit, certificate, or decal was issued has violated one or more provisions of this chapter or of state law.

(b) The parks division may expel from a county park any person the parks division reasonably believes has violated one or more provisions of this chapter or of state law while in a county park. No person who has been ordered expelled from a county park shall remain therein.

(c) The parks division may permanently expel from the county parks any person who commits a felony within a county park or who has, on three or more separate occasions, been convicted of violating or received a citation for violating one or more provisions of this chapter or of state law while in a county park.

(d) The parks division may, at its discretion, refuse to admit to a county park any person who has been expelled from a county park within the past two (2) years.

(e) The parks division may take possession of any permit, certificate, or decal which it has revoked or which is fictitious, and no person shall fail to refuse to surrender the same to the parks division upon its demand.

(f) Any person who has had a permit, certificate, or decal revoked or who has been expelled from a county park may appeal the revocation or expulsion by filing a notice of appeal with the parks manager within ten (10) days of the revocation or expulsion; provided, however, that permanent expulsions may be appealed at any time. A denial by the parks manager or designee may be appealed to the General Services Director or designee by filing a written appeal with the parks division within ten (10) days of issuance of the denial. The General Services Director or designee shall hold a hearing to consider the appeal within sixty (60) days of the filing of the appeal. A denial by the General Services Director or designee may be appealed to board of supervisors by filing a written appeal with the clerk of the board within thirty (30) days of the issuance of the denial. (Ord. No. 1675, §)

**Sec. 19-110. Boating regulations**

(a) The parks division is authorized to establish and designate restricted boating areas and speed zones on any lake in a county park as are reasonably necessary for the safety of persons and property.

(b) The parks division is authorized to designate parts of a lake in a county park for the exclusive use of specific classes of boats and during such specific times if, in its discretion, the parks division determines it will best serve the interests of the boating public.

(c) No person shall, within a county park:

(1) Operate a boat without a valid and unrevoked permit to do so from the parks division.

(2) Operate a boat within a prohibited area when such area has been designated by official parks division waterways markers.

(3) Operate a boat in violation of sailing patterns and buoy markings posted or placed by parks division.

(4) Operate a boat at a speed greater than five (5) miles per hour within two hundred (200) feet of any boat landing dock, ramp, log boom or regular beaching area, or within one hundred (100) feet of any boat that is not under way.

(5) Operate or occupy any boat while afloat during hours of darkness, without prior written approval of the parks division.

- (1) Allow any pet in the person's custody to run unrestrained or on a secure leash over seven feet long.
- (2) Allow any pet in the person's custody to molest or annoy any person, pet, livestock, or wildlife.
- (3) Allow any pet in the person's custody to be and remain tied up and left unattended outside of a tent, vehicle, or trailer in a camp area during daylight hours.
- (4) Allow any pet in the person's custody to be and remain tied up at night outside of a tent, vehicle, or trailer in a camp area.
- (5) Abandon within the park any animal in the person's custody.

**Sec. 19-150. Firearms and other weapons**

No person shall, within a county park, use or discharge any firearm, pellet gun, bow and arrow, crossbow, slingshot, or missile launching device, except:

- (a) An authorized parks division employee or peace officer on duty.
- (b) A person other than a peace officer who is employed by or in the service of a governmental agency which authorizes the person to carry or use such weapons or devices in the performance of the person's duty and who is on official duty.

**Sec. 19-160. Prohibited acts**

No person shall, within a county park:

- (a) Throw, dump, or deposit upon the surface of the ground, except in containers placed by the parks division, any trash, refuse, garbage, litter, or waste material.
- (b) Throw, dump, or deposit into the waters of any lake or stream, or upon the shore or banks thereof, any trash, refuse, garbage, litter, waste material, or petroleum product, or any noisome, nauseous, or offensive matter of any kind.
- (c) Throw or deposit any burning substance into or onto any combustible place or area, except into an authorized fire pit or incinerator.
- (d) Bring into such park any vehicle, trash, refuse, garbage, litter, or waste material for the purpose of leaving it therein.
- (e) Build, kindle, or use any cooking or similar fire, except in a camping or picnicking area in a fire pit, stove, incinerator or other similar facility provided by, or approved by, the parks division.