

## **SECTION 800      PARK SYSTEM POLICIES**

In order that residents of the Groveland Community Services District may use and receive maximum benefit from District facilities, parklands and programs, the Board of Directors of the Groveland Community Services District hereby establishes the following rules and regulations concerning use of District facilities and parklands.

### **800    GENERAL PROVISIONS**

#### **800.1 Authority and Application**

- A. Authority: The policies stated herein will constitute the content of an ordinance, adopted pursuant to Section 5780, et seq., of the Public Resources Code of the State of California and apply to all District facilities and parklands. A title, where used, does not limit the language of a section.
- B. All persons entering upon District facilities or parklands shall abide by these rules and regulations of the District, the laws of the State of California and all applicable county and/or municipal laws or ordinances that pertain. In District facilities and parklands, these District rules and regulations will supersede all other local ordinances when they are in conflict, as per section 5786.1(j) of the Public Resources Code.
- C. Parents shall be held responsible for the acts of their minor children. Damage to property of the District shall be imputed to parents having custody or control of the minor (as set forth in the Civil Code 1714.1).
- D. The District or its authorized representatives shall diligently enforce the provisions of these regulations and may withdraw or revoke the privilege of access to District parklands or the use of any District facility for reasons of safety, security or resource protection, or from any person or group violating any provision of these regulations or any other applicable law or ordinance.

#### **800.2 Exceptions**

The following regulations shall apply to all persons except:

- A. They shall not apply to employees of the District, District volunteers, or to District concessionaires or their employees engaged in and acting within the scope of their authorized duties and concession activities. However, District employees, District volunteers and District concessionaires and their employees shall abide by the laws of the State of California and all applicable county and/or District ordinances.
- B. They shall not apply to persons possessing special permission from or contract with the District specifically suspending a section or sections of the regulations providing said persons are in compliance with all conditions of the contract and all other regulations.
- C. They shall not apply to lessees if such use is expressly provided for in the terms and conditions of their leases, and complies with all other applicable county and state regulations.

- D. They shall not apply to public safety employees of Federal, State, County, or City, special district governments acting within the scope of their authorized duties and with the knowledge and explicit permission of the District.

### 800.3 Violation of Regulations—Sanctions

#### A. General Provisions

1. A violation of any of the provisions of this ordinance is an infraction subject to the procedures described in Sections 19(c) and 19(d) of the California Penal Code
2. The General Manager shall have the authority to revoke use privileges upon a finding of violation of any regulation contained in this Chapter or any other applicable county ordinance or state law.
3. The General Manager or his or her designee shall have the authority to eject from any District parkland or facility any person acting in violation of the regulations contained in this Chapter.

#### B. Penalties

Except as provided herein, an infraction is punishable by (i) a fine not exceeding \$50 for a first violation; (ii) a fine not exceeding \$100 for a second violation of the same ordinance provisions within one year; (iii) a fine not exceeding \$250 for each additional violation of the same ordinance provision within one year.

1. Every violation of this Chapter constituting a misdemeanor is punishable by a fine not in excess of \$500 or by imprisonment in the County Jail for not more than six months, or by both.
2. Each person shall be guilty of a separate offense for each and every day during any portion of which any violation of any provision of this Chapter is committed, continued, or permitted by any such person, and shall be punished accordingly.
3. Malicious injury or destruction of any real or personal property, which constitutes vandalism under the provisions of Section 594 of the Penal Code of the State of California, shall be prosecuted as a violation of Penal Code Section 594 and shall be punishable as either a misdemeanor or a felony, as provided in Penal Code Section 594. Under Penal Code Section 594, if vandalism results in damage of \$1,000 or more, the vandalism may constitute a felony punishable by a fine of \$1,000 or up to a year in state prison, or both.

#### C. Closure of Facilities.

The General Manager shall have the authority to close any District parkland or facility or portion thereof and require the exit of all persons therein when he determines that conditions exist in said facility or portion hereof which present a hazard to the facility or to public safety. (SCC 36 § 2 (part), 1971)

- D. Any judge or commissioner of a judicial District lying wholly or in part within the District shall have jurisdiction over all prosecutions under this article for violations adopted by the Board of Directors.

## **802 DEFINITIONS**

The definitions hereinafter set forth shall govern the construction of this ordinance.

**Alcoholic Beverage** - Includes any liquid intended to be ingested by a person which contains ethyl alcohol, including but not limited to, alcoholic beverages as defined in Section 23004 of the Business and Professions Code.

**Artifact Objects** – Objects used or modified by humans, including but not limited to, arrow points, projectile points, dart points, stone, bone, wood or shell implements, utensils, tools, pottery, cloth, agricultural implements or any other prehistoric or historic objects.

**All Terrain Vehicle (ATV)** - See “Motor Vehicle”

**Authorized Personnel** - The General Manager of the District, any peace officer, or designated persons and/or employees of the District acting under the authority of the General Manager.

**Board** - The Board of Directors of the Groveland Community Services District.

**Concessionaire** - Any person who through contract, lease, or other written agreement with the District is authorized to operate recreational facilities or programs or sell a product in District facilities or parklands.

**Cultural Feature** - Any item that is linked in some way to human history. This includes but is not limited to: buildings (entire or partial), foundation remnants, walls, mortar rocks, caves, hieroglyphics, art work, carvings, signs, letters, and plantings such as trees and landscaping.

**District** - The Groveland Community Services District (GCSD), an independent special District. Includes all lands, waters and facilities owned, controlled, operated, or managed by GCSD, which shall hereinafter be referred to as Facilities or Parklands.

**Dog Control** - Dogs are presumed to NOT be under control when:

1. They run at large in leash-required areas or enter dog-prohibited areas.
2. They threaten, harass or harm other animals or wildlife.
3. They display threatening behavior. This includes but is not limited to growling, barking, chasing, lunging, or jumping.
4. They physically harm people or property directly or indirectly by their actions.
5. They touch or jump on other park users who have not invited or engaged in interaction with the dog.
6. They do not return promptly when called while in an approved dog off leash area.
7. They are out of sight of the owner or handler.
8. They are not handled by a person that is physically capable of restraining the dog.

Facility - Any building, structure, plant, pipelines, ponds, spray fields, parking areas, or picnic areas, owned, controlled, managed or leased by the District for the benefit of the general public or necessary for its operational needs.

Fee Area - An entire facility, park or part thereof, where access is limited to persons who have paid a fee established by the District for the use of such area.

Graffiti - Any unauthorized inscription, word, figure, mark or other design that is written, marked, etched, scratched, carved, drawn or painted on real or personal property owned or managed by District.

Grinding (Skates and Scooters) - To ride or slide along an edge (such as a curb, bench, rail, coping etc.) using any surface of the skate that is not a wheel.

Littering - The discarding, dropping or scattering of rubbish, including but not limited to, beverage containers and closures, wrappers, wastepaper, tissue, newspapers or magazines, charcoal, cigarettes, cigars, matches or any flaming or glowing material or any rubbish anywhere other than a proper disposal container thereof. This includes any matter which escapes or is allowed to escape from a container, receptacle, package, vehicle or clothing pocket.

Open Space - Shall mean all lands under the ownership, management or control of the Groveland Community Services District that are left in a natural vegetative state with management emphasis on wildlife and habitat protection.

Parkland - Any lands or waters, including but not limited to Mary Laveroni Community Park, Leon Rose Ball Field, Groveland Skate Park, Groveland Dog Park, open space, preserves, trails, streams, creeks, wetlands or ponds which are owned, controlled, or managed by the District for the benefit of the general public or necessary for its operational needs.

Person - Any natural person, partnership, association, corporation, club, organization, or public agency.

Sound Amplifying - Any machine or device for the amplification of the sound of the human voice, music, or any other sound. This shall not include standard automobile radios when used and heard only by the occupants of the vehicle in which the radio is installed, or small personal/portable devices for playing music cassettes, compact discs or radio receiving e.g. "boom box," so long as they do meet sound amplification standards.

Trail - All designated hiking, biking, and equestrian paths, lanes, staging areas and related trail system facilities.

Vandalism - Any action that:

1. Defaces District property with graffiti or other inscribed material.
2. Damages or destroys any real or personal property owned by District.

Vicious Animal - Any animal that demonstrates any of the following behaviors is presumed vicious:

1. Any unprovoked attack which requires a defensive action by a person to prevent bodily injury or property damage when such person is conducting himself or herself peacefully and lawfully.

2. Any unprovoked attack which results in property damage or in an injury to a person when such person is conducting himself or herself peacefully and lawfully.
3. Any unprovoked threat of attack on another animal.
4. Any unprovoked attack on another animal.
5. Any aggressive behavior which constitutes a threat of bodily harm to a person when such person is conducting himself or herself peacefully and lawfully. This includes but is not limited to growling, barking, chasing, lunging, or jumping.

## **803 RESERVATION OF PARK FACILITIES**

The District owned facilities at Mary Laveroni Community Park and Leon Rose Ball field may be reserved for special events by members of the public, given the provisions contained within this chapter are met. All applications are subject to approval by the General Manager or his/her appointed representative.

### **803.1 Park Use Application**

In order to reserve a park facility, all applicants must submit a Park Use Application to District staff stating:

- A. The name, address, and telephone number of the applicant;
- B. The beneficiary of any funds raised at the proposed event and/or the name and address of the person, group, organization or corporation sponsoring the activity;
- C. The nature of the proposed activity;
- D. The dates, hours, and park facility desired;
- E. An estimate of attendance; and any other information which the General Manager may find reasonably necessary to make a fair determination as to whether to grant use.

### **803.2 Required Insurance Coverage**

No permit shall be issued until the applicant has supplied the District with a copy of a valid Certificate of Liability Insurance evidencing public liability and property damage insurance coverage for the event with liability limits of not less than \$300,000.00 per person and \$1,000,000.00 per occurrence, and property damage limits of not less than \$100,000.00 per occurrence with an aggregate coverage of \$200,000.00. If alcoholic beverages are to be served or sold by applicants, the liability limit per person shall be \$500,000.00.

### **803.3 Standards for Approval of Application**

The General Manager approves an Application for Park Use when he finds all of the following:

- A. That the proposed activity or use will not unreasonably interfere or detract from the promotion of public health, welfare, safety, and recreation;

- B. That all conditions including, where applicable, the payment of fees, approval of the Board of Directors, and insurance coverage, are met;
- C. That the proposed activity or use is not reasonably anticipated to incite violence, crime, or disorderly conduct;
- D. That the proposed activity or use will not entail unusual, extraordinary, or burdensome expense or security operation by the District; and
- E. That the facilities requested for the proposed activities have not been reserved for other use.

#### 803.4 Park Use

- A. It shall be unlawful for any person, group, commercial entity, or agency, to use, occupy, or otherwise remain in any District Facility, Open Space or Parkland for any event or activity for which the District charges a fee or requires application unless that person has paid the required fee and/or has received application approval, unless approved by the General Manager.
- B. No person, group, commercial entity, or agency, whether public or private shall hold, conduct, organize, take part in, address any meeting, organized gathering, celebration, parade, service, exercise, organized sporting event or any other group activity in or on District Facilities, Open Space or Parklands without approval when the activity or event includes any of the following:
  - 1. Is advertised or noticed in any newspaper or other publication, poster or flyer; or
  - 2. Fees are collected, required or admission charged for participation; or
  - 3. Is an activity that is commercial or for profit; or
  - 4. Involves an activity or use that is normally prohibited for the requested Facility, Parkland or Open Space.
- C. All persons for whom a Park Use Application has been approved shall abide by all conditions set forth in this Ordinance as well as all District rules and regulations. Failure to do so will result in revocation of use privileges, and may result in citation.

#### 803.5 Park Use for Large Events

In addition to meeting all other the requirements of this Ordinance, applicants wishing to reserve a park facility for a special event with expected attendance of greater than 1,000 people, hereafter called a large event, must do the following:

- A. Initial Meeting with GCSO: A special meeting shall be held with GCSO staff at least 45 days prior to the event to review the event information and park use requirements.
- B. Agencies to Contact: The event organizer must contact the following agencies, as appropriate to the event, for review and approval of the application.

1. Sheriff's Office for law enforcement
  2. CHP for external event traffic control
  3. Community Sheriff's Unit (CSU) for internal and external event traffic control
  4. GCSD Fire Department
  5. Caltrans for traffic controls, signage, barricades, cones, etc.
  6. Groveland/Big Oak Flat Unified School District
  7. County Health & Human Services for medical tent and ambulance service
  8. ABC for alcohol sales permit
  9. County Environmental Health for food services
- C. Traffic Plan: The event organizer must provide a sketch of venue and surrounding area with traffic pattern, location of officers, flaggers, detours, shuttle bus routes, parking, etc.
- D. Sanitation: The event organizer must submit a plan for garbage clean-up during and after the event, which may include the delivery and removal of trash containers. The plan must arrange for the delivery, periodic cleaning, and removal of public toilets, including handicap units of sufficient number to accommodate anticipated attendance, and for the periodic cleaning of permanent Park or Ball Field restroom facilities during and after the event.
- E. Parking: The event organizer must make arrangement for additional parking including handicap spaces, and sufficient attendants.
- F. Communications: A system for two-way communications may be needed to provide for traffic and crowd control.
- G. Insurance: The certificate of liability insurance shall name the District as an additional insured.

#### 803.6 Priority of Use

Any person using a park facility or portion thereof which may be reserved, but who has not obtained approval shall vacate said area when those who have reserved the facility through application present themselves.

### **804 PARK AND RECREATION FEES**

#### 804.1 Purpose

Section 61115 of the Government Code of the State of California provides that the District may charge for park and recreational services and facilities provided by the District so long as the charges do not exceed the cost of providing the service. The purpose of this Section is to provide for park and recreation fees to be charged by the District for various park and recreational services and facilities in amounts reasonably necessary to recover the cost of operating the District parks and providing various park and recreational services and facilities.

## 804.2 Establishment of Park and Recreational Fees

By resolution duly adopted by the Board of Directors of the District, the Board of Directors may enact a schedule of fees to be charged for usage of park and recreational services and facilities provided by the District and amend such schedule of fees at any time.

## 804.3 Criteria

User fees for park and recreational services and facilities provided by the District within District facilities shall comply with the following criteria:

- A. User fees for park and recreational facilities and services provided by the District shall be charged in amounts reasonably necessary to recover the cost of providing the facilities and services. Examples of the types of facilities and services for which fees may be charged include, but are not limited to, the following: parking; reservation of buildings and other facilities for exclusive use; participation in organized athletic programs and other recreational programs.

## 804.4 Violations

- A. It is unlawful for any person to enter or remain in any District facility for which fees may be charged without having paid the required fee, unless previously approved by the General Manager.
- B. Whenever the General Manager or his or her designee determines that parking or standing of vehicles in District open space or park and recreational facilities would be disruptive to users or create a dangerous condition, then the General Manager or such designee shall provide for the erection and posting of signs indicating that the parking or standing of vehicles is prohibited, limited or restricted. It is unlawful for any person to park a vehicle or allow a vehicle to stand in a District open space, park, or recreational facility in violation of the prohibitions of any such sign authorized by this Section.

## 804.5 Schedule of Fees

The Schedule of Fees may be established and periodically amended by duly adopted resolution of the Board of Directors of the District and shall be applicable to all District open space, park and recreational facilities during the hours of operation of those facilities. The current Schedule of Fees is contained in Appendix 800-A—Schedule of Fees for Parks Department Facilities. The General Manager shall determine the hours of operation of District open space, park and recreational facilities based on the following criteria:

- A. Weather conditions;
- B. Seasonal recreation activities scheduled or expected to occur at the parks or recreation facilities;
- C. Nature and extent of public use of the open space, park or recreational facilities;



D. Cost effectiveness of operation of the parks or recreation facilities.

## **805 REGULATED ACTIVITIES**

### 805.1 Recklessness

It shall be unlawful to engage in any activity in a negligent, unsafe or reckless manner or in a way that endangers the life, health or property of any person in any District Facility or Parkland.

### 805.2 Weapons

- A. It shall be unlawful for any person to possess within any District Facility, Parkland or open space, or to fire or discharge, or cause to be discharged, across, within, or into any portion of a District Facility or Parkland, any firearm, gun, rifle, shotgun, bow and arrow, cross bow, sling shot, paintball gun, blowgun, BB gun, pellet gun, air or gas weapon, or any other projectile weapon.
- B. It shall be unlawful for any person to use or possess in any District Facility, Parkland or open space any hatchet, ax, machete, knife with a blade over 3 inches, spear or any other edged weapon.
- C. It shall be unlawful to use or have in any District Facility, Parkland or open space any weapon or instrument likely to, or capable of, producing great bodily injury by any means of force.
- D. It shall be unlawful to use or have any plastic, wood or metal object intended to mimic a weapon of any kind or description in any District Facility, Parkland or open space without a Permit.
- E. The provisions of this section shall not apply to any of the following cases:
  - 1. The possession of firearms or dangerous weapons at a place of residence or business located within the District by a person in the lawful possession of the residence or business.
  - 2. The discharge of firearms designated by the General Manager specifically for the purposes of Wildlife management, pest control and the destruction of domestic animals presenting a danger to the public or Wildlife.
  - 3. Peace officers and authorized staff in the discharge of their duties.

### 805.3 Fire

- A. Upon the finding of an Extreme Fire Hazard by a local fire officer or District staff, no person shall smoke or build fires of any kind in any District Facility, Parkland or open space.

- B. Upon the finding of an Extreme Fire Hazard by a local fire officer or District staff, any District Facility, Parkland or open space may be closed to public use and/or evacuated.
- C. It shall be unlawful to fail to obey, in a prompt manner, an evacuation order after a finding of Extreme Fire Hazard has been rendered.
- D. It shall be unlawful to enter, use or travel through areas of any District Facility, Parkland or open space that have been closed by a local fire officer or District staff, upon finding an Extreme Fire Hazard exists.
- E. It shall be unlawful to build, light, or maintain any open outdoor flame or fire or barbecue in any District Facility, Parkland or open space, except in those devices provided and specifically designated for that purpose, without express permission from the General Manager.
- F. It shall be unlawful to use any personal cooking appliances, including but not limited to, a gas or propane stove, portable barbecue, hibachi or tow-behind barbecue, in any District Facility, Parkland or open space without express permission from the General Manager.
- G. It shall be unlawful to leave a fire unattended in any District Facility, Parkland or open space at any time.
- H. It shall be unlawful to leave burning fuel such as wood or charcoal in an existing fireplace, fire pit or barbecue grill in any District Facility, Parkland or open space.
- I. It shall be unlawful to dispose of coals in garbage cans or refuse bins. Fuels must be completely out before being disposed of. If no disposal facility is available extinguished coals shall be left in the barbecue device.
- J. It shall be unlawful to dispose of lighted cigarettes, cigars, matches or any flaming or glowing material until completely extinguished and then only in a place or container for the proper disposal thereof.

#### 805.4 Fireworks

GCSD supports County of Tuolumne on the use of fireworks within GCSD jurisdiction.

#### 805.5 Malicious Mischief

It shall be unlawful for any person to vandalize any object in any District Facility, Parkland or open space. It shall be unlawful for any person to purposefully rock or tip over any portable restroom in any District Facility or Parkland.

#### 805.6 Use of District Property

With respect to District property, no person shall:

- A. Dig up, pick, remove, mutilate, injure, cut, or destroy any turf, tree, plant, shrub, bloom, flower, artifact, or archeological site, or any portion thereof;

- B. Cut, break, injure, deface, or disturb any building, sign, fence, bench, structure, apparatus, equipment, or property, or any portion thereof, or
- C. Without express permission from the General Manager, make or place on any tree, plant, shrub, bloom, flower, building, sign, fence, bench, structure, apparatus, equipment, or property, or any portion thereof, any rope, wire, mark, writing, printing, sign, card, display, or similar inscription or device.

#### 805.7 Refuse

No person shall dump, deposit, or release any bottles, broken glass, ashes, paper, boxes, cans, dirt, rubbish, waste, garbage, refuse, or trash in or on any District Facility, Parkland or open space, except that refuse which is incidental to the use of the facility may be deposited in the receptacles provided therefore. For purposes of this section, an incinerator, stove, fire ring, barbecue, or other device used to contain fires or for cooking is not a proper receptacle for refuse or other waste material.

#### 805.8 Water Pollution

While within the boundaries of any District park or open space facility, no person shall throw, discharge, or otherwise place or cause to be placed in the waters of any pond, lake, stream, bay, or other body of water or in any tributary, stream, or drain flowing into such waters, any substance, matter, or thing, liquid or solid, including, but without limitation to, particles or objects made of paper, metal, glass, garbage, rubbish, rubber, fuel, food matter, wood, fiber, and plastics.

#### 805.9 Restrooms

The District maintains restrooms for the convenience and hygiene of the public at its park and ball field. The following are rules and regulations associated with the use of these restroom facilities:

- A. It shall be unlawful for any person to use a restroom or locker room facility intended for the opposite sex. This shall not apply to children aged 5 (five) and under accompanied by a competent Adult or care-giver authorized by the parent or guardian. Further, no person shall remain in or about such facilities nor shall any persons use such facilities for purposes other than those intended.
- B. It shall be unlawful to operate any photographic device of any kind in any District restroom or locker room Facility.
- C. It shall be unlawful to deface restroom facilities.

#### 805.10 Smoking

No person shall smoke any substance in any area designated as a nature trail or nature area or in or on any other District Facility where smoking is prohibited.

### 805.11 Alcohol

- A. It shall be unlawful for any person under twenty-one years of age to be in possession of an alcoholic beverage while such person is in or upon any District Facility, Parkland or open space. Violation of the provisions of this section shall constitute an infraction.
- B. The Board of Directors of District may, by resolution, designate or authorize the General Manager to designate certain District Facilities, including park and open space facilities, to be designated as areas within which alcohol possession is prohibited on a case by case basis.

### 805.12 Skateboard/In-line Skate/Roller Skate/Scooter Use

- A. It shall be unlawful for any person under 18 (eighteen) years of age to operate any wheeled device, including but not limited to Roller Skates, In-Line Skates, Skateboards or Scooters in any District Facility or Parkland without a properly fitted and fastened helmet, knee pads and elbow pads.
- B. It shall be unlawful to Grind or Slide any Skateboard, In-Line Skate, Roller Skate or Scooter across any object, including but not limited to, curbs, plant containers, concrete walls, rock walls, benches, picnic tables, stairway rails or any other object not intended specifically for this use, in any District Facility or Parkland.
- C. It shall be unlawful to use any Skateboard, In-Line Skate, Roller Skate or Scooter to ride off of or jump onto or off of any object in any District Facility or Parkland not specifically intended for that use, including but not limited to stairways, curbs, sidewalks, benches, car stops, bike racks, planters, picnic tables or retaining walls.
- D. It shall be unlawful to use any Skateboard, In-Line Skate, Roller Skate or Scooter within 25 feet of any public entrance to any District Building.

### 805.13 Climbing

It shall be unlawful to walk, stand, sit or climb upon monuments, buildings, railings, fences, gates or any structure not designated for such use in any District Facility or Parkland.

### 805.14 Camping

It shall be unlawful for any person or persons to camp or otherwise stay overnight in any District Facility, Parkland or open space without a Permit.

### 805.15 Animals

No person shall:

- A. Hunt, molest, harm, provide a noxious substance to, frighten, kill, trap, chase, tease, shoot, or throw missiles at any animal within the boundaries of any District building, park

or open space facility, nor remove nor have in his possession the young, eggs, or nest of any such creature;

- B. Abandon any animal, dead or alive, within any District building, park or open space facility;
- C. Bring into, maintain or allow in or upon any District building, park or open space facility any dog, cat, or other animal unless such animal at all times is in full control of the handler and is kept on a leash of sufficient strength and durability that it cannot be broken by the animal so leashed (electronic leashes may be used outside of the District parks). Dogs may be kept off leash while within the Groveland Dog Park. However, the General Manager may designate areas and time in which persons may sell, demonstrate or train unleashed animals within District facilities so long as such animals remain under the full control of their owners' custody.
- D. Animal owners are liable for any damage to GCSO property or injury caused by their animals.
- E. Permit cattle, sheep, goats, horses, or other animals owned by him or in his possession to graze within the boundaries of any District park or open space facility without express approval of the Board of Directors;
- F. Ride a horse, pony, mule, burro, or any other animal upon, over or across any District park or open space facility, except at times and upon roads or trails designated for the riding of such animals as may be provided by the District by Permit;
- G. Permit any animal owned by him, or in his possession, to be brought onto or remain upon the premises of any District building, park or open space facility, if the General Manager or his or her designee has given oral or written notice to remove that animal from such premises. The General Manager may give such notice if such animal is known to the General Manager to have caused any injury or damage to any person or property while on District property
- H. Permit or suffer any animal owned by him, or in his possession, custody, or control, to defecate upon District property without immediately removing such animal feces, placing said feces in a sealed bag or other sealed container, and placing such bag or container with feces in a proper refuse receptacle. Persons with horses in their possession, custody, or control, at times and upon roads or trails designated for the riding of such animal, and, persons while relying on a guide dog, are exempt from the provisions of this subsection;
- I. A violation of any of the provisions of this section shall be punishable as follows:
  - 1. A first violation of any of the provisions of this section is punishable as an infraction; and
  - 2. A second or subsequent violation of the same provisions of Section 518 committed within thirty days of the previous violation shall be prosecuted as a misdemeanor.

## 805.16 Real Property--Appropriation or Encumbrance

No person shall deposit any earth, sand, rock, stone, or other substance within or upon any District property, nor shall he dig or remove any such material from within any District property, nor shall he erect or attempt to erect any building, wharf, or structure of any kind by driving or setting up posts or piles, nor in any manner appropriate or encumber any portion of the real property owned, operated, controlled, or managed by the District, without permission from the General Manager.

## 805.17 Motorized Vehicles

- A. While within the boundaries of any District property, park or open space, no person shall drive or operate any automobile, motorcycle, motor scooter, trail bike, dune buggy, truck, or other motorized vehicle on roads or trails other than those designated for that purpose without permission from the General Manager.
- B. While within the boundaries of any District property, park or open space, no person shall drive any automobile, motorcycle, motor scooter, truck, or other motorized conveyance, except an authorized emergency vehicle, at a rate of speed exceeding twenty-five miles per hour, except as may be otherwise posted by the General Manager, or in any case at speeds exceeding safe conditions dictated by prevailing circumstances.
- C. No person shall park any automobile or other motorized vehicle within any District property, park or open space facility except in areas specifically designated as parking areas. In no case shall any person park a motorized vehicle in a manner that presents a hazard to the public.
- D. No person shall park or otherwise allow automobiles and other conveyances to remain within the boundaries of any District property, park or open space during the hours the property is closed without permission from the General Manager.
- E. No person shall abandon any motorized vehicle within the boundaries of District property, park or open space.
- F. No unauthorized person shall wash or repair any automobile or other motorized vehicle within the boundaries of any District property, park or open space.
- G. All motorized vehicles within the boundaries of any District property, park or open space shall be equipped with a properly installed muffler device which is in constant operation and which prevents excessive or unusual noise. No such muffler device or exhaust system shall be equipped with a cutout, bypass, or similar device.

### 805.18 Sound Amplification Equipment

Within any District property, facility, park or open space, no person shall use sound amplification equipment which produces noise in excess of the noise levels provided by these regulations without permission from the General Manager.

### 805.19 Radios, Tape Players on District Property

It is unlawful for any person to permit or cause any noise, sound, music or program to be emitted from any radio, tape player, tape recorder, record player or television outdoors on or in any District owned property, park or open space when such noise, sound, music or program is audible to a person of normal hearing sensitivity one hundred feet from said radio, tape player, tape recorder, record player or television.

- A. As used herein, "a person of normal hearing sensitivity" means a person who has a hearing threshold level of between zero (0) decibels and twenty-five (25) decibels HL averaged over the frequencies 500, 1,000 and 2,000 Hertz.
- B. This section shall not apply to the use of sound systems, radios, tape players, tape recorders, record players or televisions in the course of an assembly or festival for which application approval has been granted by the District pursuant to these regulations, or a parade for which a permit has been issued
- C. Any violation of the provisions of this section constitutes a public nuisance.

### 805.20 Hours of Use

The General Manager is authorized to promulgate reasonable hours for opening and closing for District Facilities, Parklands and Open Space. No person shall enter or remain in or on any District Facility, Parkland or Open Space after it is closed for public use without permission from the General Manager.

If gates are locked or secured it shall be unlawful to climb over, under or through the gate or fence or enter or exit any District Facility, Open Space or Parkland. It shall also be unlawful for any person to cut any fence, chain or lock, or add a lock to any District gate or fence.

### 805.21 Locks and Keys

No person other than one acting under the direction of the General Manager shall duplicate or cause to be duplicated a key used by the District for a padlock or door or gate lock of any type or description, nor shall any person divulge the combination of any lock so equipped to any unauthorized person.

### 805.22 Public Nuisance

Any violation of the provisions of this chapter constitutes a public nuisance. (SCC 414 §2, 1980)

## **806 GENERAL NUISANCE**

### **806.1 Noise**

- A. It shall be unlawful for any unauthorized person or persons to use or operate any radio receiving set, musical instrument, phonograph, CD player, television set, karaoke machine, or other device in such a manner as to disturb the peace, quiet, and comfort of any park user or any reasonable person of normal sensitivity in the area. The use of any such device or machine, such that the sound produced is audible at a distance in excess of 100 feet, shall be deemed a *prima facie* violation of this section.
- B. It shall be unlawful for any unauthorized person or persons to use or operate any radio receiving set, musical instrument, phonograph, CD player, television set, karaoke machine, or other device at a volume greater than 80 decibels at the device or speaker at any time.
- C. It shall be unlawful for any unauthorized person or persons to willfully make or cause to be made or continued, any loud, unnecessary or unusual noise which disturbs the peace and quiet or which causes discomfort or annoyance to any reasonable person of normal sensitivity utilizing any District Facility or Parkland or on adjacent private property.

### **806.2 Posting and Decorations**

- A. It shall be unlawful for any person to cut, carve, paint, mark, paste or fasten on any tree, fence, wall, building, monument, or other property in any District Facility or Parkland, any bill, advertisement, directional or informational signs, or inscription whatsoever without prior authorization from the General Manager.
- B. It shall be unlawful in any District Facility or Parkland for any person to attach or place any materials, devices, or equipment for the purpose of decorating or for any other purpose without first having obtained prior authorization from the General Manager.
- C. It shall be unlawful for any person to place in or upon any Vehicle, left standing or parked, on any District Facility or Parkland any written materials, including but not limited to, advertisements, handouts, handbills, circulars, leaflets, pamphlets, paper, booklets or other printed or written material regardless of whether the content is commercial or non-commercial, without prior authorization from the General Manager. Each deposit of any written or printed material shall be deemed a separate violation.

### **806.3 Unauthorized Storage**

- A. No person or group shall store, leave, or otherwise allow to remain on, at or in any District Facility or Parkland any materials, supplies, equipment, or other physical accessories without prior authorization from the General Manager.



- B. Any materials, supplies, equipment or other personal property left more than 24 (twenty-four) hours, without authorization, may be moved or towed and stored at owner's expense.
- C. Any materials, supplies, equipment or other personal property that have been moved or towed and stored as noted in §703(b), that remains unclaimed after 45 (forty-five) calendar days from date of notification or attempted notification of owner, shall become GCSD property and will be disposed of or sold, whichever is determined most appropriate, by the District.

#### 806.4 Disturbing the Peace

- A. It shall be unlawful for any person to engage in any course of conduct in any District Facility or Parkland after being advised by a District employee, Law Enforcement Officer, agent or Concessionaire having authority to regulate or manage the area, that such conduct does or could unreasonably or unnecessarily interfere with or obstruct the lawful use and enjoyment of such Facility or Parkland by other persons or impairs the ability of any Park District employee, agent or Concessionaire to perform his or her authorized duties and activities.
- B. It shall be unlawful to use any threatening, abusive, boisterous, loud, insulting, or indecent language or gesture that impairs or could impair the lawful use and enjoyment of District Facilities or Parklands by other persons.

#### 806.5 Failure to Obey

It shall be unlawful to refuse to leave the premises of any District Facility or Parkland when given a lawful order to do so by a District employee or a Law Enforcement Officer.

#### 806.6 Nudity

It shall be unlawful for any person to appear, swim, bathe, wade, sunbathe, walk or be in any District Facility or Parkland in such a manner of dress as is deemed inappropriate, lewd, or indecent by the General Manager or any other District Employee. This section shall not apply to children under the age of 5 (five) years or a woman in the process of breast feeding an infant.

### **807 VEHICLES**

#### 807.1 Parking

- A. Any Vehicle parked or left standing in violation of this section may be removed in accordance with the California Vehicle code.
- B. It shall be unlawful for any person to park a Motor Vehicle in any District Facility or Parkland, except an authorized emergency Vehicle or when in compliance with the directions of a peace officer, in any of the following places:
  1. Where prohibited by "No Parking" signs.

2. Where prohibited by “No Stopping” signs.
3. Adjacent to any curb painted red.
4. Adjacent to any curb beyond the time indicated by paint or signs.
5. Within 15 ft. of a fire hydrant.
6. Blocking or obstructing any fire Trail or fire lane.
7. Blocking or obstructing any Trail, sidewalk or pedestrian walkway.
8. Blocking or obstructing any gate, entrance, or exit.
9. On any lawn, turf, or landscaped area.
10. On any area where grass and other vegetation is taller than 4 (four) inches in height.
11. In any picnic area.
12. In such a manner as to take up more than one designated parking place in any authorized area.
13. In such a manner as to block or partially block the roadway of the parking area ie. Vehicle not pulled fully into parking space.
14. Where a fee is charged and the fee is not paid.
15. In any District parking area where a fee is charged, a Permit is issued as a receipt, and the Permit or receipt is not displayed in a conspicuous place upon the Vehicle as to be easily observed by a peace officer.
16. In any District parking area for the purpose of commute parking.
17. In any District parking area for the purpose of advertising or attempting to sell a Vehicle.
18. In any area not intended by the District to be used for parking.
  - C. It shall be unlawful for any person to park, abandon, or otherwise allow to remain any automobile or other conveyance in any District Facility or Parkland between the hours of 8:00 p.m. of one day and 6:00 a.m. of the following day, or hours otherwise posted.
  - D. It shall be unlawful for any person to park a Vehicle in any District parking area if such person is not utilizing a District Facility or Parkland associated with said parking area.

## **808 NATURAL & CULTURAL RESOURCE PROTECTION**

### **808.1 Wildlife Protection**

- A. It shall be unlawful for any person to hunt, molest, disturb, injure, trap, take, fish, net, poison, harm, capture or kill any kind of Wildlife in any District Facility or Parkland.
- B. It shall be unlawful for any person to remove, destroy or in any manner disturb the natural habitat of any animal in any District Facility or Parkland.
- C. It shall be unlawful to allow a dog or other animal to chase or injure Wildlife in any District Facility or Parkland.
- D. It shall be unlawful to allow a dog or other animal to dig up burrows or disturb nests or dens of any Wildlife in any District Facility or Parkland.
- E. It shall be unlawful for any person to feed Wildlife at any time in any District Facility or Parkland.
- F. It shall be unlawful for any person to leave, release or abandon any Wildlife, whether dead or alive, in any District Facility or Parkland.
- G. It shall be unlawful for any person to collect or remove from any District Facility or Parkland any scat, bones, teeth, fur, feathers, nest, egg (whether hatched or unhatched) or any other part of any Wildlife.

### **808.2 Flora Protection**

- A. It shall be unlawful for any person to damage, destroy, injure, collect, dig up, pick, mutilate, cut, carve upon or remove any Flora in any District Facility or Parkland.
- B. It shall be unlawful for any person to bring into any District Facility or Parkland any Flora for the purposes of planting, dispersal or disposal without a Permit.
- C. It shall be unlawful for any person to collect any seeds or cuttings in any District Facility or Parkland without a Permit.
- D. It shall be unlawful for any person to tie any rope or other item to or attach any swing, rope or otherwise, to any tree in any District Facility or Parkland.

### **808.3 Geological Feature Protection**

- A. It shall be unlawful for any person to damage, carve, dig up, collect or remove earth, rocks, sand, gravel, fossils, minerals, caves, or any geological article or feature in any District Facility or Parkland.
- B. It shall be unlawful for any person to collect or remove any water from any stream, creek, river, channel, canal, slough, pond, lake, permanent or ephemeral pool or

puddle, wetland, bay, lagoon, or other stream or body of water in any District Facility or Parkland.

#### 808.4 Archaeological/Cultural/Artifact Protection

It shall be unlawful for any person to damage, injure, dig up, mutilate, cut, collect, relocate, remove or in any way disturb any paleontological, archaeological or Cultural Artifact or Feature in any District Facility or Parkland.

#### 808.5 Permission for Research or Collecting

Special Permission may be granted to remove, treat, disturb, or otherwise affect Wildlife or Flora or geological, cultural, archaeological, or paleontological materials for research, interpretive, educational, or park operational purposes. Permission for any collection activity must be in writing and obtained in advance.

### **809 SKATEBOARD/IN-LINE SKATE/ROLLER SKATE/SCOOTER USE**

#### 809.1 General Provisions

- A. It shall be unlawful to Grind or Slide any Skateboard, In-Line Skate, Roller Skate or Scooter across any object, including but not limited to, curbs, plant containers, concrete walls, rock walls, benches, picnic tables, stairway rails or any other object not intended specifically for this use, in any District Facility or Parkland.
- B. It shall be unlawful to use any Skateboard, In-Line Skate, Roller Skate or Scooter to ride off of or jump onto or off of any object in any District Facility or Parkland not specifically intended for that use, including but not limited to stairways, curbs, sidewalks, benches, car stops, bike racks, planters, picnic tables or retaining walls.
- C. It shall be unlawful to use any Skateboard, In-Line Skate, Roller Skate or Scooter within 25 feet of any public entrance to any District Building.

#### 809.2 Skate Park Rules and Regulations

- A. Groveland Community Services District ("GCS D") owns, operates, and maintains the Skate Park in Mary Laveroni Community Park. It is provided for the enjoyment of those who visit the Park. This Skate Park is a community facility, the design of which is attached hereto, marked Exhibit "A," and incorporated herein by this reference. The Skate Park is a facility subject to all of the provisions of the GCS D Park Ordinance.
- B. The Skate Park is unsupervised. The use of coasting devices, such as skateboards, inline skates, roller skates, bicycles and scooters are considered hazardous activities that may result in death or serious injury. All users of the Skate Park voluntarily assume the risk of death or serious injury in use of the Skate Park facilities.
- C. It shall be unlawful for any person to operate any wheeled device, including but not limited to Roller Skates, In-Line Skates, Skateboards or Scooters on or in the Skate

Park without a properly fitted and fastened helmet, knee pads and elbow pads. Failure to do so may result in the issuance of a citation under this ordinance.

- D. Use of skateboards, roller skates and inline skates at the same time as bicycles and scooters is prohibited. Users of skateboards, roller skates and inline skates shall have priority in the usage of the Skate Park over users of other permitted coasting devices, such as bicycles and scooters.
- E. The use of motorized vehicles within the Skate Park is prohibited.
- F. Children under 14 years of age are welcome to use the Skate Park, but must be accompanied by an adult at least 18 years of age to supervise them.
- G. It is unlawful for any person who is operating any coasting device on public sidewalks and parking areas on GCSD property to fail to yield the right-of-way to all pedestrians within or approaching the area or to use said device in such a manner which endangers the safety of any other person or property.
- H. It is unlawful for any person to use or operate a coasting device on any public park, playground or recreation area or other public property in which there are posted signs prohibiting the use of said coasting devices.
- I. It is unlawful for any person to operate or use or occupy the Skate Park before 7:00 a.m. or after dusk.
- J. It is unlawful to use alcoholic beverages and tobacco products while within the Skate Park facility or within fifty (50) feet of the Skate Park facility.
- K. No glass containers or food are permitted within the Skate Park facility.
- L. Additional ramps, jumps, obstacles, or any other equipment may not be brought into the Skate Park.
- M. No spectators are allowed within the Skate Park facility. Benches are provided outside the Skate Park facility for spectators.
- N. Use of the Skate Park is prohibited when conditions are unsafe. Examples of unsafe conditions include wet and/or icy surfaces or ramps, jumps, obstacles or rails that are unsecured. Unsafe conditions or damage to facility should immediately be reported to GCSD at (209) 962-7161. In an emergency, call 911.
- O. Persons using permitted coasting devices are considered pedestrians under the California Vehicle Code and are subject to all restrictions as outlined in said Vehicle Code when traveling on a road or sidewalk.
- P. Any damage, graffiti and/or littering, or other abuse to the Skate Park facilities may result in the closure of the Skate Park. Parents may be held financially responsible for damages caused by the inappropriate actions or activities of their children in or around the Skate Park.

- Q. Violation of these rules may result in the closure of the Skate Park. Individuals not abiding by these rules may be cited and fined pursuant to the provisions of Government Code Section 61064. Violation of these rules may also result in restriction from further use of the Skate Park facility after an administrative hearing.
- R. It shall be unlawful and a violation of this ordinance for any individual to damage, deface, destroy or alter any such sign posted within the Skate Park facility.

GCSD reserves the right to revoke the use of the Skate Park and to amend the rules as needed from time to time.

## **810 LEON ROSE BALL FIELD**

### **810.1 Rules and Regulations**

- A. It shall be unlawful to consume alcoholic beverages of any kind in dugouts or on the Ball Field.
- B. No food or beverages shall be brought onto the premises when concession stand operation is scheduled.
- C. No horses, dogs, or other animals shall be allowed on the ball field.
- D. All children under the age of 18 years shall be supervised by an adult at all times.
- E. Use of metal cleats on the field is strictly prohibited
- F. Field Lights shall be turned off by 10:30 p.m. and the premises shall be secured and vacated by 11:00 p.m.

## **811 GROVELAND DOG PARK**

### **811.1 Rules and Regulations**

- A. All users are required to obtain a Dog Park Permit from the GCSD Administration Office prior to entry.
- B. Owners must clean up their dog's waste and dispose it in the provided trash receptacles.
- C. Dogs must be leashed when entering and exiting the Dog Park
- D. Owners must carry a leash and leash their dog at the first sign of aggression.
- E. Dogs must wear collars which display their current rabies tag and dog license.
- F. Owners must keep their dog in view and under control at all times. Owners are responsible for any injury or damage to property, other dogs, or the public.

- G. Owners must leave unhealthy dogs and those in heat at home.
- H. Owners are recommended to not let puppies under six months of age use the Dog Park.
- I. Children under the age of 12 must be accompanied by an adult when using the Dog Park.
- J. Dog treats are permitted; please refrain from bringing other food items into the Dog Park.
- K. All state, county, and GCSD ordinances will be enforced.

#### 811.2 Dog Park Permit Fees

The Board of Directors has established a fee to use the Groveland Dog Park. These fees are used to off-set the costs associated with operating and maintaining the Dog Park facilities. Dog Park access is by permit, which can be obtained from the District Administration Office. Dog Park permit fees are provided in Appendix 800-A—Schedule of Fees for Parks Department Facilities. The following is required to obtain a Dog Park permit:

- A. A current rabies certificate and dog license from the county in which the dog is registered.
- B. The name, address, phone number and email address of the dog's registered owner.
- B. Payment of the appropriate annual permit fee, per the current Schedule of Fees. The permit shall be issued on annual basis that covers the period from January 1<sup>st</sup> through December 31<sup>st</sup>.
- C. The permit must be worn by owner (or person supervising the dog in the absence of the owner).

## Appendix 800-A SCHEDULE OF FEES FOR PARKS DEPARTMENT FACILITIES

The District Board of Directors may establish and periodically amend fees for using the various park facilities managed by the District. These facilities include Mary Laveroni Community Park, Leon Rose Ball Field, and the Groveland Dog Park.

Use of the Park or Ball Field for special events is on a first-come-first-served basis. Large events are defined as those in which more than 500 people are in attendance. Use Fees and Deposit Fees **must be separate checks!**

### Park Use Fees

<b>Park Use Fees: (Per Day)</b>	
0-100 people	\$35.00
101-300 people	\$50.00
301-500 People	\$150.00
500 or more "Large Event Fee"	\$500.00
<b>Janitorial Fee</b>	\$30 per hour
0-100	60.00 Minimum charge two hours
101-300 People	90.00 Minimum charge of three hours
301-500 People	120.00 Minimum charge of four hours
Janitorial Fee for Large Events	\$200 per day 6 hours includes hourly bathroom checks, trash removal across entire park.

### Use of District Property Fees

District chairs	\$35.00
District tables	\$35.00
Use of P.A. System	\$45.00
<b>Use of Concession Stand</b>	\$50.00



There will be a meter read before and after the event. Use fees include 3300 gallons of water, if the water exceeds said amount, the water use will be taken from the deposit	
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### Key Charge

<b>Lost Key Fee</b>	If a key is misplaced the responsible party must cover the cost of replacing all park locks, and keys.
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### Deposit Fees (Refundable)

#### Please ensure Deposit Fees are on Separate Checks

*If an employee is called out to the event there is a \$100 on call fee that will be deducted from the deposit.*

Event: 0-100 people	\$150.00
101-300 people	\$200.00
301-500 people	\$300.00
501 or more	\$500.00
Table, Chairs, P.A System  Tables and chairs are counted before and after the event.	\$100.00

### Dog Park Fees

#### Permits are issued on an annual Basis (Jan –Dec)

1-2 Dogs	\$25.00
3 or more Dogs	\$35.00

Valid Rabies and County License are required to be issued permit.  
No exceptions will be made due to liability and insurance reasons.