

### **I Administration**

1.10 Administrative Rules- Hours and conditions of operation. The director shall promulgate rules setting forth the times and conditions upon which the district parks and recreation facilities will be open, closed, or used by the public.

1.20 Permits for community groups. The district may grant permits to community groups to meet or conduct activities in the district's buildings or in the district's other facilities if those buildings, portions of buildings, or facilities are not otherwise required by the district. A nominal fee may be charged according to the district's current adopted fee ordinance. The fee ordinance is adopted by the Board of Commissioners during its fee review process.

1.30 Special Use Permits. Special Use Permits will be available for groups who are requesting use of a site or under conditions not covered by the standard facility use form. Where appropriate, special conditions of use will be established by the district and so noted on a special use permit.

1.40 Cancellation of permit. The district reserves the right to cancel a permittee's reservation for cause or if the district wishes to make use of the facility which, in the judgment of the district, supersedes the need of the permittee. Notice of the district's cancellation for priority use shall be given at least twenty-four hours in advance. Notice of cancellation for cause may be given at any time.

1.50 Organized Group Rallies. Organized group rallies may be permitted in the district's parks where facilities are adequate, and where such activities will not conflict in any way with normal park usage. To avoid conflict, permission for such activities must be obtained in advance from the district facilities scheduler. Permission for use of loudspeakers by groups must be obtained in advance.

1.60 Use of facilities - Building use hours. Activities for groups using the facilities Sundays through Thursdays shall normally cease at 10:00pm unless otherwise approved on the use permit. On Fridays and Saturdays groups must agree to be out of the facilities by 12:30am unless otherwise approved in the use permit.

1.70 Clean-up. All persons must leave facilities in a condition considered satisfactory to the facility manager in charge who will supervise cleanup activity. No person shall conduct activities causing extra custodial work unless previous agreement has been made to pay for such work and this is so stated in the use permit.

1.80 Liability. Persons using facilities by permit will be required to protect, save and hold Vashon Park District, its elected and appointed officials and employees while acting within the scope of their duties, harmless from and against all claims, demands and causes of action of any kind or character, including the cost of defense thereof, arising in favor of a person or group's members or employees or third parties on account of any action including but not limited to personal injuries, death or damage to property arising out of the use of premises, or in any way

arising out of the acts or omissions of the person, group and/or its agents, employees or representative.

1.90 Liability insurance. During all periods of use, persons using facilities by permit shall, except when a waiver is obtained from the district, obtain and maintain public liability insurance acceptable to the district and /or other insurance necessary to protect the public and the district on premises to be used, with limits of liability not less than: \$500,000 each person personal injury; \$500,000 each occurrence personal injury; \$250,000 each occurrence property damage; or a combined single limit personal injury and/or property damage liability of \$1,000,000 per occurrence. Persons shall provide a certificate of insurance, or, upon written request of the district, a duplicate of the policy, as evidence of the insurance protection provided. This insurance shall not be cancelled or reduced without prior written notice to the district at least thirty days in advance of the cancellation.

1.100 Adults to accompany minors. Adults must be present and responsible at all assemblies of minors throughout the entire function.

1.110 Storage of equipment- Liability of district. Persons using facilities should not expect storage space for equipment necessary for their programs. If temporary storage is provided, Vashon Park District shall not be held responsible for loss or damage. District equipment shall not be loaned to any non-district person, group or organization without prior written permission from the district.

1.120 Equipment regulations - Failure to perform. The misuse of a park facility or the failure to conform with these regulations, the instructions of district employees, or the conditions of a permit will be sufficient reason for denying any future permits.

1.130 Facility use - Sale of goods or services. The use of park facilities for financial gain shall be allowed only through concession contracts secured by the district's competitive bid process, negotiated concession contracts or by special use permit issued by the district.

1.140 Ober Exercise Room – Use of the Ober Exercise Room shall be limited to low-impact activities with soft shoes and no furniture – mostly exercise.

## **II Rules Governing Use of Facilities – Infractions**

2.10 Picnicking. Picnicking is permitted only in designated and marked picnicking areas, or in such other places within a Vashon Park District park area as may from time to time be designated by a facility manager.

2.20 Parking lots and roadways - Games prohibited. Games of any kind are prohibited in parking lots and roadways of all district facilities.

2.30 Motor vehicles - parking. No operator of any automobile, trailer, camper, boat trailer, or other vehicle, shall park such a vehicle in any Vashon Park District park area, except where the operator is using the area for the designated recreational purpose and the vehicle is parked either in the designated parking area, or in another area with the permission of a facility manager. No person shall park, leave standing, or abandon a vehicle in any Vashon Park District area after closing time except persons who have paid the applicable use fees to camp in designated campsites or trailer sites or to moor boats overnight at designated sites, and persons using park facilities as part of an event authorized by the district. In addition to the penalties found in this chapter, any vehicle (to include boats) found parked in violation of these rules or left on Vashon Park District properties for 48 hours, may be removed at the owner's expense.

2.40 Motor vehicles on roads and trails. No person shall operate any motor vehicle on a trail in any Vashon Park District area unless such trail has been specifically designated and posted for such use. No person shall operate a motor vehicle within the boundaries of a Vashon Park district park area except on roads, streets, highways, parking lots, parking areas, or where otherwise permitted by proper posting. This section shall not apply to emergency vehicles, maintenance vehicles, or construction vehicles authorized by the district

2.50 Motor vehicles - speed limits. No person shall drive a motor vehicle within any VPD park area at a speed greater than twenty-five miles per hour or as otherwise posted, having due regard for traffic on, and the surface and width of the road, and in no event at a speed which endangers the safety of persons, property, or wildlife; provided, however, that in no event shall a vehicle be driven at a speed greater than fifteen miles per hour in camp, picnic, utility, or headquarters areas, or in areas of general public assemblage.

2.60 Washing of vehicles. No person shall clean or wash any automobile or other vehicle in the VPD park area except in areas specifically designated for that use or unless by special use permit.

2.70 Motor vehicles -trucks and commercial vehicles. No person shall cause a truck or other vehicle while being used for commercial purposes to enter upon, use, or traverse any portion of any VPD park area or any park road except in the service of the district at the request of the employees of the district, or by express permission of the manager for a special activity not inconsistent with VPD park use; provided that, the provisions of this section shall not apply to county roads or state highways.

2.80 Trail Use.

A. No person shall travel on a trail at a speed greater than is reasonable and prudent under the conditions and having regard to the actual and potential hazards then existing. In every event, speed shall be so controlled as may be necessary to avoid colliding with others who are complying with the law and using reasonable care. Travel at speeds in excess of 15 miles per hour shall constitute in evidence a prima facie presumption that the person violated this section.

B. No person shall travel on a trail in a negligent manner. For the purposes of this section, "travel on a trail in a negligent manner" shall be construed to mean any form of travel on a trail in such a manner as to endanger or be likely to endanger any persons or property.

C. For the purposes of this section "travel" shall be construed to include all forms of movement or transportation on a trail, including but not limited to foot, bicycle, horse, skateboard, and roller-skates.

D. Every person traveling on a trail shall obey the instructions of any official traffic control device applicable thereto placed in accordance with applicable laws unless otherwise directed by a police officer.

E. No motorized vehicles shall be allowed on VPD trails. For the purposes of this section "motorized vehicles" means any form of transportation powered by an internal combustion or electric motor. This includes but is not limited to automobiles, golf carts, mopeds, motor scooters, and motorcycles. This section shall not apply to those in wheelchairs, or authorized maintenance, police or emergency vehicles.

F. Regional trails, local trail corridors, and paved pathways are open to all non-motorized users unless otherwise designated and posted. Pedestrians, bicyclists and equestrians are permitted on all maintained soft surface trails unless otherwise posted and designated. Trail restrictions may be posted at park entrances, trailheads or, in some cases, on individual trails. Trail use designations will be based on the park master plan, resource conservation, trail user conflicts, maintenance issues, and safety hazards.

G. Every person who shall use or travel on a trail shall obey the Model Trail User code of Conduct.

#### H. Model Trail User Code of Conduct

**Using a trail.** Every person using a trail shall stay as near to the right side of the trail as is safe, excepting those movements necessary to prepare to make or make turning movements, or while overtaking and passing another user moving in the same direction.

**Regard for other trail users.** Every user shall exercise due care and caution to avoid colliding with any other trail user. All users shall travel in a consistent and predictable manner.

**Groups on trail.** No group of trail users, including their animal(s), shall occupy more than one half of the trail as measured from the right side, so as to impede the normal and reasonable movement of trail users.

**Audible signal when passing.** Every user shall give an audible warning signal before passing another trail user. The signal must be produced in such a manner as to allow adequate time for response. The signal may be given by voice, bell or horn.

**Overtaking trail users on the left.** Any trail user overtaking another trail user proceeding in the same direction shall pass to the left of such overtaken user at a safe distance, and shall stay to the left until safely clear of the overtaken user.

**Entering and crossing trail.** Trail users entering or crossing the trail at uncontrolled points shall yield to traffic on the trail.

**Lights on trail users.** All bicyclists using the trail from one-half hour before sunset to one-half hour before sunrise shall equip their bicycles with a headlight visible 500 feet to the front, and a red or amber light visible 500 feet to the rear.

**Regard for equestrian users on trail.** Trail users shall exercise extreme caution to prevent frightening horses with sudden noise or movement and shall. Always yield right of way to horses and warn equestrian users when approaching from behind and attempting to pass.

**Regard for adjacent property owners.** Trail users should respect private lands adjacent to district trails and should stay on trails to avoid trespassing on or interfering with adjacent private property.

2.90 Commercial watercraft prohibited. Use of marine areas and marine facilities by commercial watercraft is prohibited. For the purpose of this rule "commercial watercraft" means watercraft used for any commercial purpose but shall not include a commercial watercraft operated within the terms of a concession lease with the district.

2.100 Overnight moorage. No person or persons shall moor, anchor, dock or berth a boat or other object overnight in a VPD park area or associated marine area unless the area has been designated for such use.

2.110 Use of marine heads. No person shall use/or flush any marine head which when flushed emits its contents directly into the waters of a lake, river, Puget Sound, or any other water area, nor cause any human or animal waste to be dumped into the waters while moored, anchored, docked or berthed in a VPD park area or associated marine area or when entering or leaving the area.

2.120 Clothing. Clothing sufficient to conform to community standards shall be worn at all times.

2.130 Ice. No person shall go out onto ice in any VPD park or park area, except in areas specifically designated for that purpose. This includes but is not limited to: lakes, ponds, streams, rivers, and other bodies of water.

2.140 Game Fish. All laws, rules and regulations of the State Game Commission relating to season, limits, and methods of fishing are applicable to fishing for game fish in VPD parks. No person may fish for, or possess any fish taken from any dam, dike, bridge, dock, boat landing, or beach, which is posted with a sign prohibiting fishing.

2.150 Shellfish and food fish. All laws, rules and regulations of the State Department of fisheries, relating to season, limits, and methods of taking, are applicable to the taking of shellfish or food fish in VPD park areas, and in addition to such laws, the VPD park system may, upon its finding and for good cause, close certain park areas to the taking of shellfish for specific periods of time. Such closed areas shall be posted with appropriate signs.

2.160 Pets in park facilities

- A. Pets or domestic animals are not permitted on any picnic or play area in any district park or in any buildings unless specifically permitted by posting.
- B. Pets or other domestic animals must be under handler's control at all times.

- C. Any person whose pet is in any district park shall be responsible for the conduct of that animal and for removing feces deposited by such animal from the park area.
- D. Pets or domestic animals are not allowed on conservation properties.

#### 2.161 Dogs in Park Facilities

- A. Dogs must be on a leash at the following parks: Ober Park, Paradise Ridge, VES, and the Agren Ball Field.
- B. Dogs can be off leash only if not disturbing others at the following parks: Wingehaven, Agren, Pt. Robinson, Burton Acres, Jensen Point, Lisabeula, Inspiration Point, and Tramp Harbor. Dogs are not allowed in the fenced area of the guest houses at Point Robinson.
- C. Large events, special events, concerts in park or any other event in which a group of people gather in any park, dogs must be on a leash at all times. Event sponsors can request no dogs allowed.
- D. No dogs allowed on conservation properties, Fern Cove, or Village Green Park.
- E. No dogs inside the play area at Ober Park defined by the sidewalk.
- F. No dogs allowed on park district athletic fields when prepared for play.
- G. Any person whose dog is in any park area shall be responsible for the conduct of the animal and for removing feces deposited by such animal.
- H. Any restrictions on access to district property by dogs shall not apply to guide dogs.

2.170 Disturbances by animals prohibited. No person shall allow his or her dog or other pet or domestic animal to bite or in any way molest or annoy park visitors. No person shall permit his or her dog or other pet or domestic animal to bark continuously or to otherwise disturb the peace and tranquility of the park.

2.180 Horseback riding. Horses are permitted on trails unless otherwise posted and designated. Horses shall be permitted in other VPD park areas that are specifically posted to permit such activity. Horses shall not be permitted in any designated swimming area or picnic area. No person shall allow a horse or other animal to stand unattended or insecurely tied.

2.190 Littering. No person shall leave, deposit, drop or scatter bottles, broken glass, ashes, food, waster paper, cans, or other rubbish in a VPD park area, except in a garbage can or other receptacle designated for such purposes.

2.200 Swimming - In designated areas only. VPD swimming areas are marked with buoys, log booms, or other markers, clearly designating the boundaries of such area. Swimming shall be permitted only within these areas.

2.210 Swimming and boating rules. Swimmers must obey rules. All persons using VPD parks, beaches and water resources, shall obey all posted beach rules and/or the instructions of lifeguards, facility managers, or other park district employees.

A. In designated swimming areas, flotation devices are allowed only at lifeguard's discretion. Using a designated swimming area as a flotation device, launching or landing point to the greater body of water is prohibited.

B. False alarm of drowning is prohibited. No person shall give or transmit a false signal or false alarm of drowning in any manner.

C. Swimming in Boat launch areas is prohibited. No person shall swim or sunbathe in any designated boat launching areas.

C. Boat launching is permitted in designated areas only. No person shall launch a boat in any VPD park except in areas specifically designated and/or marked for the purpose, provided that this provision does not apply in an emergency situation. Swimming/scuba diving in boat launch areas prohibited. No person shall swim, sunbathe, or scuba dive in any designated boat launching area.

D. Jet Skis must stay a minimum of 100 feet from established swim areas.

2.220 Presence in parks during hours the park is closed. No person shall enter or be present in a district park area during hours the park is closed except person who have paid the applicable use fees to camp in designated campsites or trailer sites, or to moor boats overnight at designated sites and persons using park facilities as part of an event authorized by the district.

### **III. Rules Governing use of Facilities - Misdemeanors**

3.10 Loitering. Loitering is prohibited in restrooms and bathhouses in VPD facilities.

3.20 Horseback riding - May not endanger others. No person shall ride any horse or other animal in such a manner that could cause physical harm to any person.

3.30 Mechanical trapping devices - Capturing or injuring animals. The use of a mechanical trapping device within any VPD park is prohibited. A "mechanical trapping device" shall be defined as any device, including but not limited to snares or machines

that shut suddenly upon contact by an animal, or a device which kills or inflicts physical pain and injury upon a captured animal. The act of capturing an animal, by other than lawful means is prohibited.

3.40 False alarm of drowning prohibited. No person shall give or transmit a false signal or false alarm of drowning.

3.50 Games on Beaches. Activities including but not limited to sports and physical play which interfere or tend to interfere with and endanger other beach users and distract from or obstruct the performance of lifeguarding responsibilities of parks personnel are prohibited. When circumstances can safely permit games, such games will be conducted only with the consent of a facility manager, lifeguard, or other department employee.

3.60 Moorage in swimming area prohibited. No person or persons shall moor, dock, or berth a boat or other object to a log boom or float line which delineates a swimming area in a VPD park area or associated marine area.

3.70 Damage to property/wildlife. It is unlawful for any person except a duly authorized district employee in the performance of his or her duties, or other person duly authorized pursuant to law, to remove, destroy, mutilate or damage any structure, lawn, monument, statue, vase, fountain, wall, fence railing, vehicle, bench, shrub, tree, geological formation, plant, flower lighting system, sprinkling system, gate, barricade or lock or other property lawfully in any park, or to remove sand, soil, or sod in any park. No person shall cut down, destroy, or in any way injure any vegetation, living or dead, in any VPD park area unless authorized to do so by the district. No person shall deface, damage or destroy any property, material or equipment which is under the jurisdiction of the district. Damage to wildlife. Except for fishing and shell fishing in authorized areas and subject to rules promulgated by the Washington State Fish and Wildlife Commission, it is unlawful in any park in any manner to attempt to capture, tease, annoy, disturb, or strike any animal, with any stick, weapon or other device or throw or otherwise propel any missile or other object at or in the vicinity of any such animal.

3.80 Removal of property. No person shall change the position of or remove any district property, material, or equipment including vegetation and wildlife from its original position in any area under the jurisdiction of the district.

3.90 Outside household or commercial waste. No person shall deposit any household or commercial garbage, refuse, waste, or rubbish which is brought in such form from any private property, in any VPD park area garbage can or other receptacle designated for such purpose.

3.100 Waste from vehicles. No person shall drain or dump refuse or waste from any trailer, camper, automobile, or other vehicle, except in designated disposal areas or receptacles in any VPD park area.

3.110 Dumping in water prohibited. No person shall pollute, or in any way contaminate by dumping or otherwise depositing any waste or refuse of any nature,

kind or description, including human and bodily waste, into any stream river, lake or other body of water running in, through, or adjacent to any VPD park area.

### 3.120 Aircraft.

A. Aircraft landing/taking off. No aircraft shall land or take off from any body of water or land area in a VPD park area except:

1. Aircraft used to transport injured persons, evacuees, medical personnel, or public officials in the event of an accident, disaster, or emergency;
2. Model aircraft as provided in 3.120,B<sup>1</sup>.
3. No person shall be deemed to have violated the provisions of this section in the event of a bonafide emergency, provided the owner of the aircraft submits a written statement explaining the circumstances of the emergency to the director within seventy-two hours of an emergency landing.

B. Model Aircraft and rockets:

1. No person shall fly rockets or model aircraft in any VPD park area except in areas specifically designated and/or posted for that purpose;
2. All engines over 0.15 cubic inches used in model aircraft being flown in designated VPD park areas shall be muffled;
3. All persons flying model aircraft in designated VPD park areas shall abide by the Official Academy of Model Aeronautics Safety Code;
4. All persons desiring to shoot model rockets in the VPD park area shall obtain a permit to do so from the parks and recreation administrative offices.

3.130 Solicitation. No person shall solicit, sell, or peddle any goods, services, wares, merchandise, liquids, or edibles for human consumption, or distribute or post any handbills, circulars, or signs, or use any loud-speakers or other amplifying devices, in the VPD park area, except by concession contract or by special use permit issued by the district.

3.140 Fireworks. No person shall possess, discharge, set off, or cause to be discharged, in or into any VPD park area, any firecracker, torpedo, rocket, firework, explosive, or substance harmful to the life or safety of person or property, unless so authorized by the district.

3.150 Firearms, weapons. No person except duly authorized law enforcement personnel shall possess a bow and arrow, crossbow, or air or gas weapon in a district park. No person shall discharge across, in, or into any VPD park area a firearm, bow and arrow, crossbow, air or gas weapon, or any device capable of injuring or killing any person or animal, or damaging or destroying any public or private property. Provided that: Where the district for good cause has authorized in writing a special recreations activity upon finding that it is not inconsistent with VPD park use this section shall not apply.

3.160 Alcoholic beverages. Selling, opening, possessing alcoholic beverages in an open container, or consuming any alcoholic beverage in a VPD park, recreation area, or associated marine area is prohibited.

3.170 Intoxication. Being or remaining in, or loitering about in any district park, recreation area, or associated marine area while in a state of intoxication is prohibited.

3.180 Interference with trails. It shall be unlawful for any person to place, deposit or otherwise cause or suffer to be located any structure, device, or natural or artificial thing that threatens or endangers any portion of a trail owned or maintained by VPD, or that tends to endanger persons traveling thereon, obstructs or tends to obstruct or constitutes a hazard to persons traveling thereon. This section shall not apply to employees of VPD in the performance of their duties or to persons acting pursuant to written direction of VPD.

3.190 Smoking. Smoking is not permitted on any park grounds or in park buildings.

3.200 Camp Fires. Fires in parks are permitted only in designated camp fire sites and only if burning is permitted by the local fire district .

3.210 Marijuana and drugs. Selling, using, or possessing marijuana and other drugs in a VPD park, recreation area, or associated marine area is prohibited.

#### **IV. Penalties**

Infractions.

A. Failure to perform any act required or the performance of any act prohibited by Part III of this chapter shall be designated as an infraction.

B. Any person cited for a violation of Part III of this chapter, shall be subject to the applicable Justice Court Rules and bail schedules.

C. Any person found guilty of committing an infraction shall be assessed a monetary penalty not to exceed \$550.00.

D. A finding that an infraction has been committed shall not give rise to any other legal disability which is base upon conviction of a crime

Misdemeanors. Any person found guilty of violating any provision of Part IV of this chapter is guilty of a misdemeanor and upon conviction shall be punished by a fine of not more than \$500.00, or by imprisonment in the county jail for not more than 90 days, or both.

Administrative sanctions. In addition to any prescribed penalty, any person, failing to comply with any provision of this chapter shall be subject to the loss of park or recreation facility use privileges and ejection from the district park area or associated marine park area.

#### **V. Park Safety - Enforcement**

Park Safety.

A. General. Park rules, as promulgated in this chapter, are established to provide a system by which the greatest number of people may obtain the maximum satisfaction from the use of district parks and recreation facilities. For the rules to serve this purpose, they must be understood and followed by the park users. Accordingly, park safety involves both public awareness and rule enforcement programs.

B. Application of park safety program. The degree and extent to which the application of park safety shall be adapted to district parks shall be based on purpose and location of each park and recreation facility, its environment and surrounding community, the number and type of persons using it, the number and type of rule violations that have occurred in the past, and the perception that the people of the district have of the park or facility as a safe place to use. The district shall keep records of safety problems and rules violations in each facility and continuously evaluate its safety program for each facility based on those records.

Responsibilities. Park safety is the responsibility of both the department of public safety and the park district. Specific responsibilities include the following:

A. Park District:

1. Enforcing rules of conduct set forth in the ordinance for which district personnel have appropriate authority.
2. Developing and implementing public awareness programs regarding the purpose of the facilities and the rules governing their use.
3. Encouraging voluntary compliance with rules based on awareness.
4. Training district personnel in the appropriate use of administrative sanctions as a means of park rule enforcement.
5. Notification of law enforcement officers who have primary jurisdiction in a particular geographic area whenever district personnel observe violations of park rules requiring further law enforcement authority or other violations of local, state, or federal laws: whenever there is an emergency requiring law enforcement assistance; or whenever they need assistance in executing their responsibilities pursuant to this chapter.

B. Public safety department:

1. Deputizing and training of personnel authorized to issue citations for infractions and misdemeanor offences.
2. Providing supplementary patrols in park facilities as determined by the director of the Park District.
3. Responding, as appropriate, to requests from district personnel for assistance in situations beyond their capacity or authority to act.

Enforcement methods - commissions. Violation of the park rules may be a civil infraction or criminal misdemeanor. The initial method of enforcement shall be by a request for voluntary compliance. Violation of the Park District code may be subject to enforcement by the King County Police pursuant to the district's adopted codes. In addition, any person failing to comply with the park rules shall be subject to the loss of park or recreation facility use privileges and ejection from district park areas or associated marine park area. In the future, at the direction of the district director, the park rules ordinance may be updated to request that certain district personnel be commissioned by the director of the department of public safety for the purpose of issuing citations to the violators of adopted park rules.

Contractual agreements. Any other provisions of this chapter notwithstanding, the director is authorized to enter into a contract or agreement with the director of the King county department of public safety to provide specific park patrol services to enforce the laws and ordinances of King county within VPD park areas.

## **VI Miscellaneous Provisions**

Severability. Should any section, subsection, paragraph, sentence, clause, or phrase of this chapter be ordered unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portion of this chapter.

Adopted: June 10, 1997

Revised: November 28, 2017 - Dogs in Parks – Section 2.160, Section 2.161, Section 2.170, Section 2.161A

Revised: September 9, 2014 - Wheelchair Use – Section 2.30E.

Revised: January 9, 2018 – Motor Vehicles – Section 2.3

Revised: December 11, 2018 – Ober Exercise Room – Section 1.140