

**REPEALED**

**ORDINANCE NO. 48**

**AN ORDINANCE OF THE CITY OF SHORELINE, WASHINGTON, ADOPTING BY REFERENCE CHAPTER 7.12, USE OF PARK FACILITIES, OF THE KING COUNTY CODE AS A REGULATION OF THE CITY**

WHEREAS, the City of Shoreline will incorporate on August 31, 1995; and

WHEREAS, the City wishes to adopt a park code to regulate activities occurring within the City; and

WHEREAS, the City will be entering into an interlocal agreement with King County regarding parks and recreation; NOW, THEREFORE,

**THE CITY COUNCIL OF THE CITY OF SHORELINE, WASHINGTON, DOES ORDAIN AS FOLLOWS:**

Section 1. Authority to Adopt Park Code. Pursuant to RCW 35A.12.140 and 35A.13.180, the City adopts by reference Chapter 7.12., Use of Park Facilities, of the King County Code, as presently constituted or hereinafter amended, as a regulation of the City..

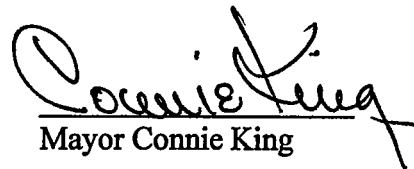
Section 2. Adoption of Certain Other Laws. To the extent that any provision of the King County Code, or any other law, rule or regulation referenced in the Chapter 7.12 of the King County Code, is necessary or convenient to establish the validity, enforceability or interpretation of this Chapter, then such provision of the King County Code, or other law, rule or regulation, is hereby adopted by reference.

Section 3. Severability. Should any section, paragraph, sentence, clause or phrase of this Ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this Ordinance be preempted by state or federal law or regulation, such decision or preemption shall not affect the validity of the remaining portions of this Ordinance or its application to other persons or circumstances.

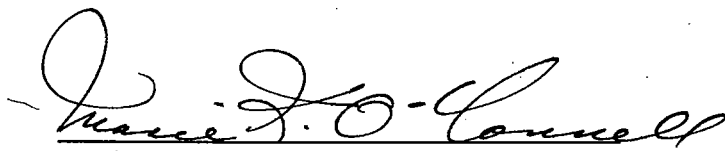
ORIGINAL

Section 4. Effective Date and Publication. A summary of this ordinance consisting of its title shall be published in the official newspaper of the City. This ordinance shall take effect and be in full force five (5) days after the date of publication or the date of incorporation as the law may require.

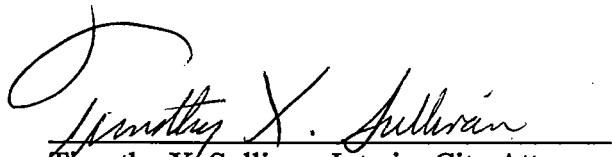
PASSED BY THE CITY COUNCIL ON AUGUST 21ST, 1995

  
Mayor Connie King

ATTEST:

  
Marie K. O'Connell, Interim City Clerk

APPROVED AS TO FORM:

  
Timothy X. Sullivan, Interim City Attorney

Date of Publication: 8/24/95

Effective Date: 8/29/95

Chapter 7.12  
RULES FOR USE OF FACILITIES

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7.12.030	Administrative rules - Hours and conditions of operation.
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7.12.480	Presence in park during hours the park is closed.
7.12.490	Loitering.

7.12.500	Horseback riding - May not endanger others.
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7.12.530	Games on beaches.
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## I - GENERAL

7.12.010 Definitions. Whenever used in this chapter the following terms shall be defined as herein indicated:

- A. "Aircraft" means any machine or device designated to travel through the air including but not limited to: airplanes, helicopters and balloons;
- B. "Alcoholic beverages" or "liquor" includes the four varieties of liquor defined as alcohol, spirits, wine and beer, all fermented, spiritous, vinous, or malt liquor, and all other intoxicating beverages, and every liquor, solid or semisolid or other substance, patented or not, containing alcohol, spirits, wine or beer; all drinks or drinkable liquids and all preparations or mixtures capable of human consumption. Any liquor, semisolid, solid or other substance which contains more than one percent alcohol by weight shall be conclusively deemed to be intoxicating;
- C. "Associated marine area" means any water area within one hundred feet of any "King County park area" or "marine facility" such as a dock, pier, float, buoy, log boom, or other object which is part of a "King County park area", provided that such area does not include private property;
- D. "Camper" means a motorized vehicle containing sleeping and/or housekeeping accommodations, and shall include a pickup truck with camper, a van-type body, a converted bus, or any similar type vehicle;
- E. "Camping" means erecting a tent or shelter or arranging bedding or both for the purpose of, or in such a way as will permit remaining overnight, or parking a trailer, camper, or other vehicle for the purpose of remaining overnight;
- F. "Campsite" means designated camping sites which are designated for the use of tent campers, and which have no water and/or electrical facilities available for hookup to a trailer or a camper;
- G. "Discrimination" means any action or failure to act, whether by single act or part of a practice, the effect of which is to adversely affect or differentiate between or among individuals or groups of individuals, because of race, color, religion, national origin, age, sex, marital status, parental status, sexual orientation, the presence of any sensory, mental or physical handicap, or the use of a trained dog guide by a blind or deaf person;
- H. "Division" or "natural resources and parks division" means the King County department of parks, planning and resources, natural resources and parks division;

- I. "Facility" or "facilities" means any building, structure, or park area operated by the King County natural resources and parks division;
- J. "Facility manager" means a duly appointed King County natural resources and parks division employee;
- K. "King County park area" means any area under the ownership, management, or control of the natural resources and parks division;
- L. "Manager" means division manager of the King County parks, planning and resources department, natural resources and parks division;
- M. "Motor vehicle" means any self-propelled device capable of being moved upon a road, and in, upon, or by which any persons or property may be transported or drawn, and shall include, but not be limited to, automobiles, trucks, motorcycles, motor scooters, jeeps or similar type four-wheel drive vehicles, and snowmobiles, whether or not they can legally be operated upon the public highways;
- N. "Person" means all natural persons, groups, firms, partnerships, corporations, clubs, and all associations or combination of persons whenever acting for themselves or an agent, servant, or employee;
- O. "Rocket" means any device containing a combustible substance which when ignited propels the device forward;
- P. "Trail" means any path, track, or right-of-way designed for use by pedestrians, bicycles, equestrians, or other non-motorized modes of transportation;
- Q. "Trailer" means a towed vehicle which contains sleeping or housekeeping accommodations;
- R. "Trailer site" means a designated camping site which have water and/or electrical facilities available for hookup, and which are designed for the use of persons with trailers or campers. (Ord. 8166 ~ 1, 1987: Ord. 6798 1, 1984).

7.12.020 Program - Purpose. The playgrounds, activity centers, pools, and other facilities of the division are established by law for public recreation purposes. The public recreation programs consist primarily of activities planned and directed by the division, and secondarily of recreation activities of community groups brought under control of the division when authorized by and conducted under permit issued by the division. (Ord. 6798 2, 1984).

## II - ADMINISTRATION

7.12.030 Administrative rules - Hours and conditions of operation. The manager shall promulgate rules setting forth the times and conditions upon which the county parks and recreation facilities will be open, closed, or used by the public. Such rules shall be promulgated in accordance with the procedures established in K.C.C. 2.98. (Ord. 6798 3, 1984).

7.12.040 Permits for community groups. The division may grant permits to community groups to meet or conduct activities in the division's buildings or in the division's other facilities without charge; provided that no charges, other than for necessary lighting fees, shall be levied for use of ballfields for athletic activities involving play by those exclusively eighteen years of age or under if all of the following conditions are satisfied: I) The buildings or facilities are not otherwise required by the division, and II) The activities are:

- A. Conducted in accordance with the division's standards;
- B. Held without admission charge;
- C. Not conducted for financial gain;
- D. Open to the general public without discrimination;
- E. Scheduled during hours when the facility is regularly open.

Facilities cannot be reserved more than ninety days in advance unless otherwise authorized by the division. All such permits must be approved by the division. King County swimming pools are excluded from the provisions of .CK.c. 7.12.040. (Ord. 6798 4, 1984).

7.12.050 Special use permits.

- A. Groups which do not meet all of the requirements set forth in K.C.C. 7.12.040 and groups which desire to use King County swimming pools may be granted special use permits by the division, but will be charged a fee. Where appropriate, special conditions of use will be established by the division and so noted on the special use permit. A schedule of the charges for special services in King County recreational facilities will be established by the division with the approval of the King County council.

B. Groups applying for special use permits for activities at which the consumption of alcoholic beverages is intended, must meet the requirements of state law with respect to liquor permits as a precondition. During the course of the activity, the state liquor permit must be displayed within the area. (Ord. 8538 1, 1988; Ord. 6798 5, 1984).

7.12.060 Cancellation of permit. The division reserves the right to cancel a permittee's reservation for cause or if the division wishes to make use of the facility which in the judgment of the division supercedes the need of the permittee. Notice of the division'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. (Ord. 6798 6, 1984).

7.12.070 Religious services or group rallies. Religious services or group rallies may be permitted in King County park areas 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 manager. Permission for use of loudspeakers by groups must be obtained in advance. (Ord. 6798 7, 1984).

7.12.080 Use of facilities - Building use hours. Activities for groups using the facilities Sundays through Thursdays shall normally cease at 10:00 p.m. unless otherwise approved on the use permit. On Fridays and Saturdays groups must agree to be out of the facilities by 12:30 a.m. unless otherwise approved in the use permit. (Ord. 6798 8, 1984).

7.12.090 Cleanup. 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. (Ord. 6798 9, 1984).

7.12.100 Liability. Persons using facilities by permit will be required to protect, save and hold King County, 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 representatives. (Ord. 6798 10, 1984).

7.12.110 Liability insurance. During all periods of use, persons using facilities by permit shall obtain and maintain public liability insurance acceptable to the county and/or other insurance necessary to protect the public and the county 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 county, 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 county at least thirty days in advance of the cancellation. (Ord. 6798 11, 1984).

7.12.120 Adults to accompany minors. Adults must be present and responsible at all assemblies of minors throughout the entire function. (Ord. 6798 12, 1984).

7.12.130 Storage of equipment - Liability of county. Persons using facilities should not expect storage space for equipment necessary for their programs. If temporary storage is provided, King County shall not be held responsible for loss or damage. County equipment shall not be loaned to any non-county person, group or organization. (Ord. 6798 13, 1984).

7.12.140 Equipment regulations - Failure to perform. The misuse of a park facility or the failure to conform with these regulations, the instructions of division employees, or the conditions of a permit will be sufficient reason for denying any future permits. (Ord. 6798 14, 1984).

7.12.150 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 county's competitive bid process, negotiated concession contracts or by special use permit issued by the division. (Ord. 6798 - 15, 1984).

## III - RULES GOVERNING USE OF FACILITIES - INFRACTIONS

7.12.160 Camping occupancy policy. In order to afford the general public the greatest possible use of the King County park system on a fair and equal basis, continuous occupancy of camping facilities by the same person or persons shall be limited to seven days. Shorter limitation of occupancy may be established and posted by the division at any individual facility or area. (Ord. 6798 16, 1984).

7.12.170 Occupancy - Number of vehicles. The number of vehicles occupying camping facilities shall be limited to one car or camper, or one vehicle with trailer, per camp or trailer site. A greater number may be authorized in specific areas when constructed facilities so warrant. (Ord. 6798 17, 1984).

7.12.180 Fees. Fees for the use of campsites or trailer sites are due and payable daily. The daily fee covers use of facilities until the vacating time Of the following day. (Ord. 6798 18, 1984).

7.12.190 Camping - Occupancy hours. Occupants shall vacate camping facilities by removing all personal property prior to the vacating time if the applicable use fee has not been paid or if time limit for occupancy of the campsite has expired. The occupants may, however, remain in other areas of the park for purposes other than camping until the park's normal closing time. Failure to vacate at the appropriate time shall subject the occupant to an additional use fee. (Ord. 6798 19, 1984).

7.12.200 Use of trailer sites by tent campers. No tent camper shall be allowed to occupy a designated trailer site except as directed by a facility manager. Use of trailer sites by tent campers shall be subject to payment of the trailer site fee. (Ord. 6798 20, 1984).

7.12.210 Sites considered occupied when paid for. A trailer site or campsite is considered occupied when it is being used for purposes of camping by a person who has paid the daily use fee within the applicable time limits. No person shall take or attempt to take possession of a campsite or trailer site when it is being occupied by another party or when informed by a facility manager that such campsite or trailer site is occupied. (Ord. 6798 21, 1984).

7.12.220 Picnicking. Picnicking is permitted only in designated and marked picnicking areas, or in such other places within a King County park area as may from time to time be designated by a facility manager. (Ord. 6798 22, 1984).

7.12.230 Food waste, washing of clothes or animals. No person shall clean fish or other food, or wash any clothing or other articles for personal or household use, or any dog or other animal, except at designated areas in any King County park area. (Ord. 6798 23, 1984).

7.12.240 Parking lots and roadways - Games prohibited. Games of any kind are prohibited in parking lots and roadways of all division facilities. (Ord. 6798 24, 1984) .

7.12.250 Motor vehicles - parking. No operator of any automobile, trailer, camper, boat trailer, or other vehicle, shall park such vehicle in any King County 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 King County park 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 division. In addition to the penalties found in Part V of this chapter, any vehicle found parked in violation of K.C.C. 7.12.250 may be towed away at the owner's expense. (Ord. 8166 2, 1987: Ord. 6798 25, 1984).

7.12.260 Motor vehicles on roads and trails. No person shall operate any motor vehicle on a trail in any King County park 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 King County park area except on roads, streets, highways, parking lots, parking areas, or where otherwise permitted by proper posting.

Provided that:

This section shall not apply to emergency vehicles, maintenance vehicles, or construction vehicles authorized by the division. (Ord. 8166 3, 1987: Ord. 6798 26, 1984) .

7.12.270 Motor vehicles - speed limits. No person shall drive a motor vehicle within any King County 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 . (Ord. 6798 27, 1984 ) .

7.12.280 Washing of vehicles. No person shall clean or wash any automobile or other vehicle in any King County park area except in areas specifically designated for that use . ( Ord . 6798 28, 1984 ) .

7.12.290 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 King County park area or any park road except in the service of the division at the request of the employees of the division, or by express permission of the manager for a special activity not inconsistent with King County park use; provided that, the provisions of this section shall not apply to county roads or state highways. (Ord. 6798 29, 1984).

7.12.295 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 rollerskates.
- 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. Every person who shall use or travel on a trail shall obey the Model Trail User Code of Conduct.
- F. Model Trail User Code of Conduct:
  - 1. 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.
  - 2. 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.
  - 3. 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.
  - 4. 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.
  - 5. 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.
  - 6. ENTERING AND CROSSING TRAIL. Trail users entering or crossing the trail at uncontrolled points shall yield to traffic on the trail.
  - 7. 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. (Ord. 8518 1, 1988).

7.12.300 Boating - occupancy policy. In order to afford the general public the greatest possible use of marine facilities, continuous occupancy of marine facilities by the same person or group in any area is limited to any three days in a seven day period, beginning midnight Wednesday and ending midnight the following Wednesday unless otherwise posted. Shorter or longer limitation of occupancy may be established and posted by the division for any individual facility or area. In addition to the penalties in Part V of this chapter, any boat found to be in violation of this chapter may be towed away at the owner's expense. No person shall launch a boat in any King County park except in areas specifically designated and/or marked for that purpose. (Ord. 8166 4, 1987: Ord. 6798 30, 1984).

7.12.310 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 division. (Ord. 6798 31, 1984).

7.12.320 Overnight moorage. No person or persons shall moor, anchor, dock or berth a boat or other object overnight in a King County park area or associated marine area unless the area has been designated for such use. (Ord. 6798 32, 1984).

7.12.330 Tandem moorage. No more than three boats or other objects may be tied or rafted together when moored, docked or berthed adjacent to a dock, pier, or float in a King County park area. (Ord. 6798 33, 1984).

7.12.340 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 King County park area or associated marine area or when entering or leaving the area. (Ord. 6798 34, 1984).

7.12.350 Camping - In designated areas only. No person shall camp in any King County park area except in areas specifically designated and/or marked for that purpose. (Ord. 6798 35, 1984).

7.12.360 Tents and shelters on beaches. No person shall erect, maintain, use or occupy a temporary tent or shelter on any swimming beach in any King County park area unless there is an unobstructed view through such tent or shelter from at least two sides; provided, however, that nothing in this section shall be construed to authorize overnight camping except in designated areas. (Ord. 6798 36, 1984).

7.12.370 Clothing. Clothing sufficient to conform to community standards shall be worn at all times. (Ord. 6798 ~ 37, 1984).

7.12.380 Ice. No person shall go out onto ice in any King County 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. (Ord. 6798 ~ 38, 1984).

7.12.390 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 King County park areas. No person may fish for, or possess any fish taken from any dam, dike, bridge, dock, boatland, or beach, which is posted with a sign prohibiting fishing. (Ord. 6798 39, 1984).

7.12.400 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 King County park areas, and in addition to such laws, the King County park system may, upon its finding and for good cause, close certain King County park areas to the taking of shellfish for specific periods of time. Such closed areas shall be posted with appropriate signs. (Ord. 6798 40, 1984).

## 7.12.410 Pets in county park facilities.

- A. Dogs, pets, or domestic animals are not permitted on any designated swimming beach, picnic or play areas in any King County park or in any building unless specifically permitted by posting provided that this section shall not apply to seeing eye dogs.
- B. In permissible areas, dogs or other pets or domestic animals must be kept on a leash no greater than eight feet in length, and under control at all times.
- C. Any person whose dog or other pet is in any King County park area shall be responsible for the conduct of the animal and for removing feces deposited by such animal from the park area. (Ord. 6798 41, 1984).

7.12.420 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 otherwise disturb the peace and tranquility of the park. (Ord. 6798 42, 1984).

7.12.430 Horseback riding - In designated areas only. Horses shall be permitted only in King County park areas that are specifically designated and posted to permit such activity. Horses shall not be permitted in any designated swimming area, campground, or picnic area. No person shall allow a horse or other animal to stand unattended or insecurely tied. (Ord. 6798 42, 1984).

7.12.440 Littering. No person shall leave, deposit, drop or scatter bottles, broken glass, ashes, food, waste paper, cans, or other rubbish in a King County park area, except in a garbage can or other receptacle designated for such purposes. (Ord. 6798 44, 1984).

7.12.450 Swimming - In designated areas only. King County park swimming areas are marked with buoys, log booms, or other markers, clearly designating the boundaries of such areas. Swimming shall be permitted only within these areas. (Ord. 6798 45, 1984).

7.12.460 Swimmers must obey rules. All persons using designated swimming areas shall obey all posted beach rules and/or the instructions of lifeguards, facility managers, or other park division employees. (Ord. 6798 46, 1984).

7.12.470 Swimming/scuba diving in boat launch areas prohibited. No person shall swim, sunbathe, or scuba dive in any designated boat launching area. (Ord. 8166 5, 1987; Ord. 6798 47, 1984).

7.12.480 Presence in parks during hours the park is closed. No person shall enter or be present in a county park area during hours the park is closed except persons who have paid the applicable use fees to camp in designated campsites or trailer sites, or to motor boats overnight at designated sites and persons using park facilities as part of an event authorized by the division. (Ord. 8166 6, 1987; Ord. 6798 48, 1984).

#### IV - RULES GOVERNING USE OF FACILITIES - MISDEMEANORS

7.12.490 Loitering. Loitering as defined in K.C.C. 12.64 is prohibited in restrooms and bathhouses in King County park and recreation facilities. (Ord. 6798 49, 1984).

7.12.500 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. (Ord. 6798 50, 1984).

7.12.510 Mechanical trapping devices - Capturing or injuring animals. The use of a mechanical trapping device within any King County 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. (Ord. 6798 ~ 51, 1984).

7.12.520 False alarm of drowning prohibited. No person shall give or transmit a false signal or false alarm of drowning. (Ord. 6798 52, 1984).

7.12.530 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 lifesafety 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 division employee. (Ord. 6798 ~ 53, 1984).

7.12.540 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 King County park area or associated marine area. (Ord. 6798 ~ 54, 1984).

7.12.550 Damage to property. No person shall cut down, destroy, or in any way injure any shrub, tree, vine, grain, grass or crop, standing or growing or which has been cut down, in any King County park area unless authorized to do so by the division. No person shall deface, damage or destroy any property, material or equipment which is under the jurisdiction of the division. (Ord. 6798 ~ 55, 1984).

7.12.560 Removal of property. No person shall change the position of or remove any county property, material, or equipment from its original position in any area under the jurisdiction of the division. (Ord. 6798 56, 1984).

7.12.570 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 King County park area garbage can or other receptacle designated for such purpose. (Ord. 6798 ~ 57, 1984).

7.12.580 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 King County park area. (Ord. 6798 58, 1984).

7.12.590 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 King County park area. (Ord. 6798 ~ 59, 1984).

7.12.600 Aircraft.

A. Aircraft landing/Take off. No aircraft shall land or take off from any body of water or land area in a King County 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 Section 7.12.600 B;
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 manager within seventy-two hours of an emergency landing.

B. Model aircraft and rockets:

1. No person shall fly rockets or model aircraft in any King County park area except in areas specifically designated and/or posted for that purpose;
2. All engines over .25 cubic inches used in model aircraft being flown in designated King County park areas shall be muffled;
3. All persons flying model aircraft in designated King County park areas shall abide by the Official Academy of Model Aeronautics Safety Code;
4. All persons desiring to shoot model rockets in a King County park area shall obtain a permit to do so from the parks and recreation services office. (Ord. 8727, 1988; Ord. 8166 7, 1987; Ord. 6798 60, 1984).

7.12.610 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 any King County park area, except by concession contract or by special use permit issued by the division. (Ord. 6798 61, 1984).

7.12.620 Fireworks. No person shall possess, discharge, set off, or cause to be discharged, in or into any King County park area, any firecracker, torpedo, rocket, firework, explosive, or substance harmful to the life or safety of persons or property, unless so authorized by the division. (Ord. 6798 62, 1984).

7.12.630 Firearms, weapons. No person except duly authorized law enforcement personnel shall possess a bow and arrow, crossbow, or air or gas weapon in a county park. No person shall discharge across, in, or into any King County 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 division for good cause has authorized a special recreational activity upon finding that it is not inconsistent with King County park use this section shall not apply. (Ord. 8166 8, 1987; Ord. 6798 ~ 63, 1984).

7.12.640 Alcoholic beverages. Selling, opening, possessing alcoholic beverages in an open container, or consuming any alcoholic beverage in a King County park, recreation area, or associated marine area is prohibited except in the following designated areas subject to approval by the manager and under the following conditions:

- A. The sale and consumption of alcoholic beverages is permissible at the Enumclaw golf course.
- B. The sale and consumption of alcoholic beverages is permissible for special use permit groups at the King County fairgrounds, provided that the activities conform to the requirements of the Washington State Liquor Control Board pursuant to Title 66, R.C.W.
- C. The sale and consumption of alcoholic beverages is permissible at designated indoor and outdoor locations within Marymoor Park by special use permit groups, provided that the activities conform to the requirements of the Washington State Liquor Control Board pursuant to Title 66, R.C.W., and that such serving and consumption is confined to the designated location. The manager shall designate the locations within the park where such activity is permissible.
- D. The sale and consumption of alcoholic beverages is permissible at designated indoor and outdoor locations within the King County Aquatics Center by special use permit groups, provided that the activities conform to the requirements of the Washington State Liquor Control Board pursuant to Title 66, R.C.W., and that such serving and consumption is confined to the designated location. The manager shall designate the locations within the center where such activity is permissible. This Subsection D shall expire August 31, 1990. (Ord. 9473 ~ 1, 1990; Ord. 8538 2, 1988; Ord. 6798 64, 1984).

7.12.642 Intoxication. Being or remaining in, or loitering about in any county park, recreation area, or associated marine area while in a state of intoxication is prohibited. (Ord. 8538 3, 1988).

7.12.645 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 King County, 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 King County in the performance of their duties or to persons acting pursuant to written direction of King County. (Ord. 7620, 1986).

## V - PENALTIES

7.12.650 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 \$500.00.
- D. A finding that an infraction has been committed shall not give rise to any other legal disability which is based upon conviction of a crime. (Ord. 8518 2, 1988: Ord. 6798 65, 1984).

7.12.660 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. (Ord. 6798 66, 1984).

7.12.670 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 county park area or associated marine park area. (Ord. 6798 67, 1984).

## VI - PARK SAFETY - ENFORCEMENT

### 7.12.680 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 county 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 county 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 county have of the park or facility as a safe place to use. The division 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. (Ord. 6798 68, 1984).

7.12.690 Responsibilities. Park safety is the responsibility of both the department of public safety and the natural resources and parks division. Specific responsibilities include the following:

- A. Natural resources and parks division:
  1. Enforcing rules of conduct set forth in the ordinance for which division 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 division 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 division 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 offenses.
  2. Providing supplementary patrols in natural resources and parks facilities as jointly determined by the manager of the natural resources and parks division and the director of the department of public safety.
  3. Responding, as appropriate, to requests from division personnel for assistance in situations beyond their capacity or authority to act. (Ord. 6798 5 69, 1984).

7.12.700 Enforcement methods - commissions. The primary method of enforcing park rules shall be through requesting voluntary compliance by park users or by the use of administrative sanctions by natural resources and parks division personnel. Enforcement through the issuance of citations for violations of park ordinances shall be executed solely by those personnel who are specifically commissioned for that purpose. Natural resources and parks division personnel may be commissioned by the director of the department of public safety at the request of the manager of the natural resources and parks division in accordance with applicable law as may be necessary to ensure proper enforcement of park rules. Such personnel shall receive training as required by the director of the department of public safety and state law. The director of the department of public safety and the manager of the natural resources and parks division will work cooperatively to implement and oversee the commissioning program. (Ord. 6798 S 70, 1984).

7.12.710 Contractual agreements. Any other provisions of this chapter notwithstanding, the manager 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 King County park areas. (Ord. 6798 S 71, 1984).

## VII - MISCELLANEOUS PROVISIONS

7.12.720 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. (Ord. 6798 S 72, 1984).

7.12.730 Collective bargaining obligation. Should any provision of this chapter constitute a subject or subjects appropriate for collective bargaining as defined by RCW 41.56.030, implementation of such provision, as it applies to any member of a collective bargaining unit, will occur only after the obligation to bargain has been satisfied. (Ord. 6798 S 73, 1984).