

EASTMONT METROPOLITAN

PARK DISTRICT

PROPERTY RULES & REGULATIONS

Governing Public Use of

Property Operated by:

Eastmont Metropolitan Parks District

Approved October 19, 2009

These Rules and Regulations are intended to assure the public that the Eastmont Metropolitan Parks District (hereinafter called EMPD), located in Douglas County, will operate and maintain recreation facilities in a clean, attractive and safe condition for the use and enjoyment of all visitors and are open to all members of the public without discrimination.

These rules and regulations shall apply to all property owned, or operated, by the EMPD. These rules and regulations apply to Eastmont Community Park, Tedford Park, Kenroy Park, Pangborn/Herndon Memorial Park, the Aquatic Center and the 9th Street fields and other facilities leased from the Eastmont School District.

Additional recreational information is available at the Eastmont Metropolitan Park District office located at 255 North Georgia, East Wenatchee, Washington, (509) 884-8015.

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The rules and regulations are as follows:

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Section 1. Definitions

1. **“Camping”** shall mean erecting a tent or shelter or arranging bedding, or both, or parking a recreational vehicle or other vehicle for the purpose of remaining overnight.
2. **“Director”** shall mean the Director of Eastmont Metropolitan Park District, or his/her designee.
3. **“Eastmont Metropolitan Park District”** shall mean the area included within the boundaries of the Eastmont School District 206 for the purpose of taxing property within said boundaries for maintenance and operation of the service area parks, property and pool (hereafter called EMPD).
4. **“Eastmont Metropolitan Park District Board”** shall mean the governing body of the Eastmont Metropolitan Parks District made up by elected officials (hereafter called the EMPD Board).

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5. **“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 includes, but is not limited to, automobiles, trucks, tractors, 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.
6. **“Park”** means and includes all EMPD’s, park drives, parkways, trails, Aquatic Center, athletic fields, play structures, play and recreation grounds or other properties within property boundaries, owned or operated by the EMPD and under the management and control of the EMPD Board.
7. **“Permit”**: Any group or organization desiring to use EMPD property for a specific purpose, shall obtain a Special Events permit before engaging in such activity, which use permit shall be issued by the Director, or his/her designee.
8. **“Person”** shall mean all individuals, firms, partnerships, corporations, clubs, and all associations or combinations of persons whenever acting for themselves or by an agent, servant, or employee.
9. **“Special Event”** shall mean a group recreation activity in on EMPD property, sponsored or organized by an individual or organization that requires reserving park areas, planning, facilities, staffing, or other services beyond the level normally provided at an EMPD property to ensure public welfare and safety, and facility or environmental protection.
10. **“Trail”** means any path or track designed for use by pedestrians, bicycles, or equestrians, and which is not of sufficient width, nor designed to permit its use by standard passenger automobiles, or other right-of-way specifically designated and posted for non-vehicular use.

Section 2. Operating Hours

The EMPD shall establish for each property, according to existing conditions, times and periods when it will be opened or closed to the public. Such times and periods shall be posted at the entrance to the property and at the EMPD office. No person shall enter or be present on a property or facility before the posted time for opening or after the posted time for closing without written permission from the Director. The EMPD reserves the right, at its sole discretion, to limit or eliminate any use of EMPD’s facilities at any time.

1. **RESTRICTED AREAS.** Any person, except an authorized EMPD employee, or other persons authorized by law, shall be prohibited from entering or going upon any property which has been designated and posted by the EMPD as a “no admittance” or “closed to use” or “no trespassing” area.

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2. No overnight parking is permitted on EMPD property (without written permission from the Director.)

Section 3. Peace and Quiet

This section is to ensure the public can use EMPD property without undue disturbance and to ensure neighbors are not unnecessarily disturbed.

1. No person shall use profane or abusive language, or conduct oneself in a disorderly manner on EMPD property.
2. No person shall engage in any activity that is potentially hazardous to public safety or park property, or incompatible with park property use as designated and posted by the EMPD.
3. No person shall use a powered public address system, amplified music speaker system, sound-emitting electronic equipment including electrical speakers, radio, phonographs, television, or other such equipment, at a volume which emits sound beyond the immediate individual that may disturb other users without written permission of the Director. Portable radios and music players are permitted, provided they shall not be operated at a volume or in any manner which unreasonably disturbs the peace of others.
4. People who desire to use loudspeakers, amplified music or public address systems on EMPD property shall make written application to the Director in advance of the proposed use. The excessive noise application form may be obtained from the EMPD office.
5. Engine-driven equipment, electric generators and compressors may be operated within property boundaries with written permission from the Director.

Section 4. Camping

Camping in the EMPD managed properties is not allowed without written permission of the Director.

Section 5. Pets

1. All dogs or other pets or domestic animals must be in control by the owner at all times while on EMPD property.

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2. Dogs, pets, or domestic animals, except for guide and service dogs, are not permitted on any athletic playing field, children's playground area, or in any public building unless so posted.
3. No person shall allow their dog or other pet or domestic animal to bite, molest, or otherwise annoy or disturb the peace and tranquillity of the park or other park visitors.
4. Owners or handlers are responsible for cleaning up their animals' waste deposits left on EMPD property.
5. Owners and handlers are required to have in their possession the equipment necessary to remove their animals' fecal matter when accompanied by said animal on EMPD property.

Section 6. Solicitation

1. No person shall engage in commercial solicitation, or sell, rent or peddle any goods, wares, merchandise, liquids, or edibles for human consumption on any EMPD property, except by concession or written permission granted by the Director.
2. Posting signs, posters, advertising, decoration, notices or anything similar may not be affixed to any tree, shrub, fence, railing, post, or structure within any EMPD property, without prior written permission from the Director.

Section 7. Vandalism

1. No person shall remove, destroy, injure, mutilate or deface any EMPD properties, trees, planting, equipment or facilities or enter or break into any locked restroom or any other building or structures. This prohibition applies to all aspects of the natural or landscaped environment.
2. No person shall climb any tree or walk, stand or sit upon monuments, vases, fountains, railing, fences, or upon any other property not designated or customarily used for such purposes.

Section 8. Fires

No person shall build any fire in any property except in areas designated for such purposes. This section shall not be construed to prohibit the use of barbecues or other portable stoves in such place and manner as not to create a hazard.

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Section 9. Firearms and/or Weapons

No person shall discharge a firearm or weapon in any property, nor shall any person discharge or propel across, in, or into any EMPD property, a firearm, bow and arrow, spear, spear gun, harpoon, sling shot, BB gun, air or gas weapon, or any device capable of injuring or killing a person or animal, or damaging or destroying any public or private property.

Section 10. Fireworks

No person shall possess, discharge, set off, or cause to be discharged, on or into any EMPD property, firecrackers, torpedoes, rockets, fireworks, explosives, or substance harmful to the life or safety of persons or property. This shall also include those devices denominated as “safe and sane” fireworks.

Section 11. Rubbish and Sanitation

No person shall, on any EMPD property:

1. Leave, deposit, drop, or scatter bottles, broken glass, ashes, waste paper, cans, or other rubbish, except in a garbage can or other receptacle designated for such purposes.
2. Deposit any household or commercial garbage, refuse, waste, or rubbish, which is brought as such from any private property, in any garbage can or other receptacle designed for such purpose.
3. Drain or dump refuse or waste from any trailer, camper, motor home, automobile, or other vehicle.
4. Clean fish or other food, or wash any clothing or other articles for personal or household use, or any dog or other animal.
5. Clean or wash any automobile or other vehicle.
6. Pollute, or in any way contaminate by dumping or otherwise depositing any waste or refuse of any nature, kind, or description, including human or animal waste, so it may enter into any stream, river, lake or other body of water running in, through or adjacent to any EMPD property.

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Section 12. Games and Activities

1. Playing games or participating in activities in a manner and/or location that subject people or personal property, park resources or facilities to risk, injury, or damage is prohibited.

Section 13. Swimming

Rules for swimming while using the Aquatic Center are posted inside the facility.

Section 14. Use of Motor-Driven Vehicles

1. Motor vehicles may be operated on paved roadways or other such areas as may on occasion be specifically designated by the Director. "Paved Roadways" as used in this sub-section does not include paved ways designated by EMPD property for the exclusive use of pedestrians, bicycles, wheelchairs or other vehicles used to provide reasonable accommodation under the ADA Act (except for service vehicles).
2. The operator of any motor-driven vehicle, shall not park such vehicle in any EMPD area, except where the operator is using the area for a designated recreation purpose and the vehicle is parked either in a designated parking area, or in another area with the written permission of the Director.
3. The operator of a motor vehicle who has an approved picnic shelter reservation form may drive their vehicle to the shelter to unload picnic supplies. After unloading the vehicle at the shelter, the vehicle must be returned to a designated parking area.
4. The operator of a motor vehicle who has an approved facility use agreement may drive their vehicle to the area they have been approved to use and unload supplies. After unloading the vehicle at the designated area, the vehicle must be returned to a designated parking area.
5. No person shall park, leave standing, or abandon a vehicle on any property after closing time, except with written permission from the Director.
6. Any vehicle found parked in violation of subsection 2, 3, 4 or 5 of this section may be towed away at the owner's or operator's expense.

Section 15. Use of Non-motorized Vehicles, Cycles or Similar Devices

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1. Non-motorized vehicles, cycles or similar devices shall be defined as any wheeled, operator-propelled equipment which transports the operator on land, except all wheelchairs, to include but not limited to unicycles, bicycles, tricycles, quadcycles, scooters, rollerblades, and skateboards.
2. Operation of non-motorized cycles or similar devices shall be permitted upon trails in EMPD property, except:
 - A. Where posted with prohibitory signing.
 - B. Upon designated special-use trails such as interpretive trails.
3. Persons operating non-motorized vehicles in EMPD property shall:
 - A. Obey regulatory signs.
 1. Ride, walk, run and skate on the RIGHT, except when passing.
 2. Walkers and runners must walk or run in a manner to keep 1/2 the trail available for oncoming traffic and other trail users.
 3. WARN others when passing from behind. Slow down, make presence known well in advance, and use courtesy and caution when approaching or overtaking other persons.
 4. CONTROL SPEED! Stay alert. Maximum trail speed is 10 mph. Restrict speed and manner of operation to reasonable and prudent practices relative to terrain, prevailing conditions, equipment, personal capabilities, personal safety and the safety of all park visitors.
 5. Always YIELD to as follows:
 - a. Bicycles yield to roller bladers.
 - b. Bicycles and roller bladers yield to skateboarders.
 - c. Bicycles, roller bladers, skateboarders yield to runners.
 - d. All yield to pedestrians.
 6. Unlit portions of the trail are for daylight use only.
 - B. Dismount from non-motorized vehicles and walk in congested areas and posted walk zones.
 - C. Use caution when approaching turns or areas of limited sight distance.
 - D. Not disturb or harass wildlife.
 - E. Comply with any additional requirements of EMPD property rules.

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Section 16. Intoxicants

No person shall bring into or consume on any property any controlled substances, legend drugs, or intoxicating liquor or alcohol, including, but not limited to whiskey, wine, and beer.

Section 17. Park Scheduling, Permits and Fees

1. EMPD recreation facilities are owned, operated and maintained by the E.M.P.D. for public use. EMPD recreation facilities are available to individual persons or groups for profit and nonprofit events and activities consistent with EMPD property rules and regulations.

Reservations or scheduling for use of facilities are required for any community special or private event, or athletic or sporting type activity involving more than routine use of an EMPD property.

All reserved group day-use activities shall occur only at those parks having identified group day-use areas. A group is defined as people engaged together in outdoor recreation at one property location.

2. The application for use of property for a Special Event must be completed and returned to the EMPD 30 days prior to the date of the event(s), to allow, where applicable, for necessary internal review and analysis, consultation with local governments, public notice, establishment of permit conditions, and required EMPD Parks preparations and coordination. The EMPD Board shall approve or disapprove a permit application and establish the conditions for an approved application. The Director shall determine the need for any reimbursement or payment necessary to cover costs incurred by the EMPD for staffing, equipment, facilities, or special services not normally provided by EMPD, as well as the need for any bond, damage deposit, or liability insurance arising from any potential hazards associated with the conduct of the event. Any such fees, bond, damage deposit, or liability insurance shall be provided by the applicant prior to the issuance of the permit.

If additional unanticipated costs are incurred by the EMPD resulting from the event, the applicant shall reimburse the EMPD for such costs in a timely manner.

Section 18. Rules and Regulations Promulgation

The Director of EMPD shall have the power to promulgate or adopt additional reasonable rules and regulations for operation, management and use of the parks. Such rules shall be posted in a conspicuous place on EMPD property.

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Section 19. Failure To Comply

Failure to comply with these rules and regulations, or with any other federal, state or local law, rule or regulation applicable under the circumstances, shall subject the person so failing to submit to ejection from any property, and possible prosecution by the civil authority having jurisdiction.

Section 20. Laws and Regulations

EMPD rules and regulations are designed to be consistent with federal, state or local law, rule or regulation. Any rule or regulation that is inconsistent with federal, state or local law or found to be otherwise void shall not affect the application of all other valid rules and regulations. Patrons are ultimately responsible to ensure that their conduct is within the law of whichever civil authority has jurisdiction, regardless of compliance with EMPD property rules and regulations.