

Memorandum

To: Board of Directors
Livermore Area Recreation and Park District

From: Andrew Shen, Legal Counsel

Date: March 22, 2024

Re: Amendments to Ordinance 8, Establishing Rules and Regulations
Regarding Uses of District Facilities and Parks

I write to provide brief background regarding the proposed amendments to Ordinance 8, establishing rules and regulations regarding uses of Livermore Area Recreation and Park District (“District”) facilities and parks.

To the extent applicable to the District’s facilities and properties, the proposed amendments largely incorporate the rules and regulations that the California Department of Parks and Recreation applies to its facilities and properties, *see* California Code of Regulations, Title 14, Section 4300 *et seq.* While the State regulations required adjustments in many minor respects, the current amendments do not incorporate the following State regulations:

- Section 4323: Equipment and Occupancy
- Section 4325: Off Trail Restrictions – Preserves and Reserves
- Section 4332: Preparation of General Plan

The proposed amendments also preserve the existing Section 301 in Ordinance 8, regarding hours of operation.

As background, I am also attaching a copy of these State regulations.

Thank you for your consideration. I look forward to your comments at the upcoming March 27, 2024, Board meeting.

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Ordinance Amending Ordinance 8, Establishing Rules and Regulations Concerning Use of Livermore Area Recreation and Park District Facilities and Parklands, to Incorporate Standards Applied by the California State Department of Parks and Recreation (California Code of Regulations, Title 14, Section 4300 *et seq.*).

Note: Unchanged text appears in plain Times New Roman font.
Additions to text appear in single-underline italics Times New Roman font.
Deletions to text appear in ~~strikethrough italics Times New Roman font~~.

The Board of Directors for the Livermore Area Recreation and Park District ordains as follows:

**Livermore Area Recreation and Park District
Rules and Regulations (Ordinance 8)**

In order that residents of the Livermore Area Recreation and Park District (LARPD or District) may use and receive maximum benefit from District facilities, parklands and programs, the Board of Directors of the Livermore Area Recreation and Park District hereby establishes the following rules and regulations concerning use of District facilities and parklands.

Chapter 100 – General Provisions

Section 101 - Authority

§101(a) Authority: All sections of this Ordinance are adopted pursuant to Section 5780, *et seq.*, of the Public Resources Code of the State of California and apply to all District facilities and parklands. A title, where used, does not limit the language of a section.

Section 102 - Exceptions

§102(a) The following regulations shall apply to all persons except:

(1) They shall not apply to employees of the District, District volunteers, or to its concessionaires or their employees engaged in and acting within the scope of their authorized duties and concession activities. However, District employees, District volunteers and District concessionaires and their employees shall abide by the laws of the State of California and all applicable county and/or municipal ordinances.

(2) They shall not apply to persons possessing a special use permit or contract, granted by the District, when such permits or contracts specifically suspend a section or sections of the regulations, providing said permittees are in compliance with all conditions of the permit or contract and all other regulations.

(3) They shall not apply to lease holders where such use is expressly provided for in the terms and conditions of their leases and where they are in compliance with all other regulations.

(4) They shall not apply to public safety employees of Federal, State, County or Municipal governments acting within the scope of their authorized duties and with the knowledge of the District.

Section 103 - Application

§103(a) Special regulations enacted for an area or a subject do not preclude the application of general regulations unless expressly so indicated.

§103(b) Any judge or commissioner of a judicial District lying wholly or in part within the District, shall have jurisdiction over all prosecutions under this article for violations adopted by the Board of Directors.

- §103(c)** All persons entering upon District facilities or parklands shall abide by the rules and regulations of the District, the laws of the State of California and all applicable County and/or municipal laws or ordinances that pertain. In District Facilities and Parklands, District rules and regulations will supersede all other local ordinances when they are in conflict, as per section 5786.1(j) of the Public Resources Code.
- §103(d)** Parents or guardians shall be held responsible for the acts of minor children in their custody or control. Damage to property of the District shall be the financial responsibility of the minor child(ren)'s parents or guardians as set forth in the Civil Code 1714.1.
- §103(e)** The District or its authorized representatives shall diligently enforce the provisions of these regulations and may withdraw or revoke the privilege of access to District parklands or the use of any District facility for reasons of safety, security or resource protection, or from any person or group violating any provision of these regulations or any other law or ordinance.
- §103(f)** Uniformed District Rangers are empowered to enforce all District rules and regulations and all laws of the State of California and all applicable county and/or municipal laws or ordinances when the violation is committed within a District owned or managed Facility or Parkland.
- §103(g)** ~~Unless otherwise specified, a~~ A violation of ~~these rules~~ the rules set forth in this Ordinance is an infraction punishable by: ~~a fine not to exceed \$250 (two hundred fifty) dollars for each such violation.~~
- 1) a fine not exceeding one hundred dollars (\$100) for a first violation;
 - 2) a fine not exceeding two hundred dollars (\$200) for a second violation within one year of the first violation; and
 - 3) a fine not exceeding five hundred dollars (\$500) for each additional violation within one year of the first violation.
- §103(h)** ~~If a person has previously been issued 2 (two) or more infraction citations for the same offense described in these regulations during the 12 (twelve) month period immediately preceding the date of commission of the violation to be charged, the previous convictions shall also be charged in the accusatory pleading and, if found to be true by the court upon a court trial or if admitted by the person, said violation shall be deemed a misdemeanor punishable by a fine not to exceed \$1,000.00 dollars or by imprisonment in the County jail for a period not to exceed one month, or by both such fine and imprisonment.~~
- §103(i)** ~~Where specified, a violation of these rules will not be considered an infraction but a misdemeanor. Any violation considered a misdemeanor will be punishable by a fine not to exceed \$1,000.00 dollars or by imprisonment in the County jail for a period not to exceed one month, or by both such fine and imprisonment.~~

~~§103(j) — The following sections shall be considered misdemeanors:~~
~~§303(b), failure to obey an evacuation order~~
~~§501(d), dumping into/near water body~~
~~§501(e), depositing commercial quantities of waste~~
~~§514(a), reckless behavior~~
~~§517(a), possession/use of firearm~~
~~§518(c), failure to obey an evacuation order due to fire hazard~~
~~§520(a), possession/use of fireworks~~
~~§521(a), vandalism~~
~~§704(a), failure to obey authorized personnel/disturbing the peace~~
~~§705(a), failure to obey ejection order~~
~~§802(l), reckless operation of motor vehicle~~
~~§1003(j), domestic animal abandonment~~
~~§1003(n), vicious animal~~
~~§1003(o), training animal for attack~~
~~§1101(a), harming wildlife~~
~~§1101(f), releasing wildlife~~
~~§1102(a), harming/collecting flora~~
~~§1103(a), harming/collecting geological features~~
~~§1104(a), harming/collecting cultural artifact~~

~~§103(k) — Section 801(b) shall be subject to civil penalties as noted in the California Vehicle Code §40200(a).~~

~~§103(l)~~**103(h)** Headings, divisions and references to specific code sections are for convenience only and shall not be considered in the interpretation or application of this ordinance and shall not in any way affect the conduct or activities covered in other sections of this ordinance. Some rules may be duplicated in multiple sections.

~~§103(m)~~**103(i)** If any chapter, section, subsection, subparagraph, sentence, or clause of this ordinance is for any reason held to be invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the validity or constitutionality of the remaining portions of this ordinance; and the Board of Directors declares that this paragraph, sentence, and clause thereof would have been adopted irrespective of such possible finding of invalidity or unconstitutionality and, to that end, the provisions of this ordinance are hereby declared to be severable.

~~§103(n)~~**103(j)** Where a section herein or rule or regulation adopted pursuant thereto is amended or repealed, acts and commissions occurring prior thereto may be prosecuted as though such section, rule or regulation had not been so amended or repealed.

~~§103(o)~~**103(k)** The failure to enforce any provision of this Ordinance shall not constitute a waiver of any right to enforce that provision or any other provision of this Ordinance.

~~§103(p)~~**103(l)** These Rules and Regulations shall take effect and be in force upon their adoption by

the District's Board of Directors.

Chapter 200 – Definitions

Unless the context otherwise requires, the definitions hereinafter set forth shall govern the construction of this ordinance.

- (a) "Aircraft" means any powered, unpowered, or towed device that is used or intended to be used to carry a person or persons in the air.
- (b) "Camping" means:
- 1) erecting a tent or shelter or arranging bedding, or both, for purposes of, or in such a way as will permit, remaining overnight.
 - 2) Use of houseboats or boats for the purpose of sleeping during the nighttime hours, whether anchored, moored or beached.
 - 3) Use of any parked or standing vehicle for the purpose of sleeping during nighttime hours.
- (c) "Juvenile" means any person under the age of 18 years old.
- (d) "Nighttime" means any time from one-half hour after sunset to one-half hour before sunrise.
- (e) "Person" means and includes natural persons, firms, partnerships, corporations, clubs, and all associations or combinations of persons whenever acting for themselves or by an agent, servant, or employee.
- (f) "Rockhounding" means the recreational gathering of stones and minerals found occurring naturally on the undisturbed surface of the land.

~~Adult ————— Any Person aged 18 (eighteen) or older, or a legally emancipated minor.~~

~~Aircraft ————— Any machine or device, with or without an engine, supported for flight in the air by buoyancy or by the dynamic action of air on its surfaces. Includes but is not limited to airplanes, helicopters, gliders, dirigibles and blimps.~~

~~Airsoft ————— An activity in which participants attempt to shoot each other with spherical non-metallic pellets launched via replica firearms.~~

~~Alcoholic Beverage ————— Includes any liquid or solid material intended to be ingested by a person which contains ethanol, also known as ethyl alcohol, drinking alcohol, or alcohol, including but not limited to, alcoholic beverages as defined in Section 23004 of the Business and Professions Code, intoxicating liquor, malt beverage, beer,~~

wine, champagne, spirits, liqueur, whiskey, rum, vodka, cordials, gin, scotch, brandy, any other distilled alcoholic beverage and any mixture containing one or more alcoholic beverages.

Ambling Gait (Horse) — See “Horse Gaits”

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

All Terrain Scooter — See “Off Road Scooter” All

Terrain Skateboard — See “Off Road Skateboard”

All Terrain Vehicle (ATV) — See “Motor Vehicle”

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

Bicycle (Bike) — A device upon which a person may ride, propelled exclusively by human power through a belt, chain or gears and having one or more wheels.

Bicycle Dirt Jump the Course/Park — A dirt riding area with jumps designed to propel riders into air. Differs from a BMX course in that jumps are designed to propel riders higher into the air than those of BMX courses and riders do not ride for fastest time but to perform the best tricks with the best style.

Bicycle Pump Track/Park — A closed loop dirt course consisting of berms, rollers (smooth dirt mounds) and jumps allowing for a continuous ride without pedaling.

Bicycle Skills Course/Park — A riding area with obstacles intended to mimic those encountered in the natural environment.

Bicycle Strider Track/Park — A facility similar in design to a BMX or bicycle pump track, but smaller in scale and designed for young riders on bicycles without pedals that rely on scooting or “striding” to get around.

Bicycle Stunt Course/Park — A concrete or wooden “half pipe” area consisting of two quarter pipes (a ramp with a vertical face) set facing each other. Riders go up each jump and perform tricks in the air before landing to go back up the other ramp. Riders may also perform tricks on the lip

~~of the ramp.~~

~~Bicycle Trials Course/Park — A riding area where a rider attempts to pass through obstacles without setting foot on the ground. Obstacles can be both natural and man-made~~

~~BMX Bicycle Course/Park — A dirt track composed of jumps and berms designed for races with a clear start hill and finish line.~~

~~Board — The Board of Directors of the Livermore Area Recreation and Park District.~~

~~Canter (Horse) — See “Horse Gaits”~~

~~Commercial Photography — A photographer will be considered commercial when one or more of the following apply:~~

- ~~a) The photographer is known to take any video, film, photography or other capture of image, whether moving or still, taken with the objective of sale, profit or barter, including but not limited to documentaries, commercials, television series, television movie, motion picture, advertising, public service announcements, editorial, stock, portfolio, calendar, greeting card, fine art and portraiture. The commercial definition will apply to any photographer known to operate a photographic or film business for any session in any District facility or parkland.~~
- ~~b) A photographer utilizes any equipment beyond a camera and tripod, whether selling for profit or not. This equipment includes, but is not limited to non-camera mounted external lighting (strobe or flash), light reflectors (disc, panel or other), breeze shields, soft boxes and umbrellas.~~
- ~~c) A photographer is conducting more than 1 (one) photographic portrait session in a 90 (ninety) day period in any District facility or parkland, regardless of whether or not that photographer operates a business or is taking photographs for friends or family.~~

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

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

Dirt Board	See “Off Road Skateboard”
Dirt Scooter	See “Off Road Scooter”
Disc Golf	An activity with the objective of throwing a flying disc at targets while traversing an established course.
District	The Livermore Area Recreation and Park District (LARPD), an independent special District. References to the District includes all lands, waters and facilities owned, controlled, operated or managed by LARPD, and are referred to in this Ordinance as Facilities or Parklands.
Dog Control	Dogs are presumed to NOT be under control when one or more of the following apply: <ol style="list-style-type: none"> 1. They run at large in leash required areas or enter dog prohibited areas. 2. They threaten, harass or harm other animals or wildlife. 3. They display threatening behavior. This includes but is not limited to growling, barking, chasing, lunging or jumping. 4. They physically harm people or property directly or indirectly by their actions. 5. They touch or jump on other park users who have not invited or engaged in interaction with the dog. 6. They are not under voice control (as defined below) while in an approved Dog Run/Park/Off Leash Area. 7. They are out of sight of the owner or handler. 8. They are not handled by a person that is physically capable of restraining the dog.
Dog Run/Park	Any area specifically designed for dogs to run without a leash. These areas are fully enclosed by fencing or other barriers. The area can be an entire park or facility or a portion thereof as designated by the District.
Extreme Fire Hazard	A combination of factors that leads to an increased risk of fire, including but not limited to: fuel conditions, air temperature, dew point, fuel moisture and wind speed.
Electric Bicycle	See “Motorized Bicycle”
Electrically Motorized Board	Any wheeled device that has a floorboard designed to be stood upon when riding that is not greater than 60 (sixty) inches deep and 18 (eighteen) inches wide, is designed to transport only one person and has an electric propulsion system averaging less than 1,000 (one thousand) watts, the maximum speed of which, when

~~powered solely by a propulsion system on a paved level surface, is no more than 20 (twenty) miles per hour. The device may be designed to also be powered by human propulsion.~~

~~Electronic Cigarette — A vaporizer which simulates tobacco smoking by producing an aerosol that resembles smoke. These devices often, but not always, use a heating element (atomizer) that vaporizes a liquid solution that may or may not contain nicotine.~~

~~Electronic Nicotine Cigarette — See “Electronic Cigarette” Delivery System (ENDS)~~

~~Encroachment — Means and includes entering upon, over, under or using any District facility or parkland in such a manner as to prevent, obstruct, interfere or encumber normal use. This includes but is not limited to: excavating, erecting or maintaining any structure, any construction of any kind, accessing private property through parkland, impacting park infrastructure or impacting, in any way, use by the public.~~

~~Exotic Animal — Any animal not commonly and legally kept as a pet.~~

~~Facility — Any building, structure, parking area, picnic area, pool or campground owned, controlled or managed by the District for the benefit of the general public or necessary for its operational needs.~~

~~Fauna — See “Wildlife”~~

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

~~Feral Animal — Any domestic species that has reverted to a wild state.~~

~~Fire Trail/Road — A path that is used by emergency personnel in the event of fire, medical or other emergency. May be used as a trail by the public unless signed and posted as prohibited for public use.~~

~~Flora — All vegetation, including trees, dead or downed wood, shrubs, vines, wildflowers, seeds, acorns, grass, sedge, fern, moss, lichen, fungus or any other member of the plant, fungi or algae families or any parts thereof.~~

~~Frisbee Golf — See “Disc Golf”~~

~~Frolf — See “Disc Golf”~~

<i>Gallop (Horse)</i>	<i>See “Horse Gaits”</i>
<i>Geocaching</i>	<i>An activity involving hiding and finding objects or locating specific landmarks or other points using a Global Positioning System (GPS) receiver and data to log the location of a geocache and share this data with other players.</i>
<i>Geocache</i>	<i>Container or marker deposited as an end goal for a person geocaching.</i>
<i>Graffiti (or Other Inscribed Material)</i>	<i>Any unauthorized inscription, word, figure, mark or design that is written, marked, etched, scratched, carved, drawn or painted on real or personal property.</i>
<i>Gravity Propelled Activities</i>	<i>Any activity that uses the power of gravity for acceleration or movement. This includes but is not limited to cardboard skiing/sliding, grass skiing, ice blocking and off road skateboarding.</i>
<i>Grinding (Bicycles)</i>	<i>The sliding of a bicycle along a surface (such as a curb, bench, rail, coping, etc.) on any part of the bicycle including but not limited to pegs (front or back), pedals, cranks, chain or bike frame.</i>
<i>Grinding (Skates)</i>	<i>To ride or slide along an edge (such as a curb, bench, rail, coping, etc.) using any surface of the skate that is not a wheel.</i>
<i>Grinding (Skateboards and Scooters)</i>	<i>To ride along an edge (such as a curb, bench, rail, coping, etc.) using the axle(s) (trucks) of a skateboard instead of the wheels or deck.</i>
<i>Hazardous Conditions</i>	<i>Any factor or combination of factors that would contribute to or cause an unsafe environment. This includes but is not limited to flooding, fire, fire danger, falling or damaged trees, compromised trails, inimical wildlife, construction area or any other situation that presents a danger to public welfare.</i>
<i>Horse Gaits</i>	<p><i>Gaits are categorized into two groups: “natural” gaits and “ambling” gaits. Natural gaits are those that occur in nature across almost all horse breeds.</i></p> <ol style="list-style-type: none"> <i>1. Walk—a four beat gait that averages about 4 (four) mph.—At the walk, the horse will always have one foot raised and the other three feet on the ground, save for a brief moment when weight is being transferred from one foot to another.</i> <i>2. Trot—a two beat gait that has a wide variation in possible speeds, but averages about 8 (eight) mph, or, very roughly, about the same speed as a healthy adult human can run. In</i>

this gait, the horse moves its legs in unison in diagonal pairs. Two feet are always off the ground.

- 3. Ambling—a collection of several smooth footfall patterns that may occur naturally in some individuals but which usually occur only in certain breeds and often require special training. Many are specific to particular horse breeds. They include, but are not limited to pace, fox trot, paso gaits, rack (racking), running walk, slow gait and tölt.*
- 4. Canter (Lope)—a controlled, three beat gait that usually is a bit faster than the average trot, but slower than the gallop. The average speed of a canter is 10–17 (ten to seventeen) mph, depending on the length of the stride of the horse. Listening to a horse canter, one can usually hear the three beats as though a drum had been struck three times in succession. Then there is a rest, and immediately afterwards the three beat occurs again. The horse will have 3 (three) legs in the air and one leg on the ground. The faster the horse is moving, the longer the suspension time between the three beats.*
- 5. Gallop (Run)—very much like the canter, except that it is faster, more ground covering, and changes to a 4 (four) beat gait. All four legs will be off the ground for a brief moment during this gait. It is the fastest gait of the horse, averaging 25–30 (twenty five to thirty) miles per hour.*

In-line Skate ————— *A roller skate whose wheels are arranged in a straight line.*

Juvenile ————— *Any non-emancipated person under the age of 18 (eighteen) years.*

Kick Scooter ————— *Any device consisting of a long footboard between 1 (one) or more wheels on each end, controlled by an upright steering handle and designed to be stood or sat upon by the operator and powered exclusively by human propulsion.*

Knife ————— *An instrument for cutting, consisting of a sharp-edged (smooth or toothed) blade fitted with a handle.*

Laser Tag ————— *A team or individual activity where players attempt to secure points by “tagging” (shooting) targets which are typically worn by another player (though targets can be incorporated into terrain or an arena depending on game setting), typically with a hand held infrared emitting targeting device.*

Leash (Animal) ————— *A device used to physically restrain, control or lead a dog or other animal. Must be capable of restraining the animal without breaking when the animal is pulling with all its strength. Does not include electronic collars and training devices.*

- ~~Litter(ing) — The discarding, dropping or scattering of small quantities of rubbish, including but not limited to, beverage containers and closures, wrappers, wastepaper, facial tissue, toilet tissue, newspapers or magazines, charcoal, lighted or non-lighted cigarettes, cigars, matches or any flaming or glowing material or any garbage, trash, refuse, paper, containers or packaging, anywhere other than a place or container for the proper disposal thereof. This includes any matter which escapes or is allowed to escape from a container, receptacle, package, vehicle or clothing pocket.~~
- ~~Livestock — Domestic or useful animals normally kept or reared on a farm or ranch for work, breeding, fattening or other purposes including but not limited to horses, bovine, sheep, swine, and goats.~~
- ~~Lope (Horse) — See “Horse Gaits”~~
- ~~Major Impact — Shall apply when the nature of the activity, the use or proposed use is found to:~~
- ~~1. Limit the use of the facility or parkland.~~
 - ~~2. Cause damage to the facility or parkland.~~
 - ~~3. Cause a nuisance to the facility or parkland neighbors.~~
 - ~~4. Cause a nuisance to other facility or parkland users.~~
 - ~~5. Require parking beyond the capacity of the facility or parkland.~~
 - ~~6. Proposed attendance will exceed the capacity of the facility or parkland.~~
 - ~~7. Any use that is deemed extraordinary.~~
- ~~Motor Vehicle — A device by which any person or property may be propelled, moved or drawn, which is powered by an internal combustion engine or electric motor.~~
- ~~Motorecycle — A two or three wheeled vehicle propelled by an internal combustion/electric engine including but not limited to, motor bike, mini bikes, pocket bikes or trail bikes.~~
- ~~Motorized Bicycle — A bicycle equipped with fully operable pedals and an electric motor of less than 750 (seven hundred fifty) watts. Must be equipped so that the motor disengages when a switch or other mechanism is activated and/or when the brakes are applied. There are three classes of motorized bicycle:~~
- ~~1. Class 1 (one): also known as a low speed pedal assisted motorized bicycle is a bicycle equipped with a motor that provides assistance only when the rider is pedaling, and that ceases to provide assistance when the bicycle reaches the speed of 20 (twenty) miles per hour.~~
 - ~~2. Class 2 (two): also known as a low speed throttle assisted~~

~~motorized bicycle is a bicycle equipped with a motor that may be used exclusively to propel the bicycle, and that is not capable of providing assistance when the bicycle reaches the speed of 20 miles per hour.~~

~~3. Class 3 (three): also known as speed pedal-assisted motorized bicycle is a bicycle equipped with a motor that provides assistance when the rider is pedaling, and that ceases to provide assistance when the bicycle reaches the speed of 28 (twenty eight) miles per hour, and is equipped with a speedometer.~~

~~Motorized Scooter — Any device consisting of a footboard between 1 or more wheels on each end, controlled by an upright steering handle and designed to be stood or sat upon by the operator and powered by an internal combustion engine or electric motor that is capable of propelling the device with or without human propulsion.~~

~~Mountain Board — See “Off Road Skateboard”~~

~~Off Leash Area — Any area, other than a dog run, that the District has designated as a place that dogs may be without a leash. The area may or may not be for the exclusive use of dogs and may or may not be enclosed by fencing. In any event, the boundaries will be indicated by either fencing, signs or a combination of both, with the rules and regulations of the area clearly posted. All dogs in such an area must be under voice control.~~

~~Off Road Scooter — A kick scooter with pneumatic tires designed to be ridden on unpaved surfaces such as dirt or grass. Can be referred to by many names including but not limited to all terrain scooter or dirt scooter.~~

~~Off Road Skateboard — A deck with two or more wheels attached with pneumatic tires designed to be ridden on unpaved surfaces such as dirt or grass. Can be referred to by many names including but not limited to dirtboard, all terrain skateboard or mountainboard.~~

~~Open Space — Shall mean all lands under the ownership, management or control of the Livermore Area Recreation and Park District that are left in a natural vegetative state with management emphasis on wildlife and habitat protection and having controlled public use and access.~~

~~Organized Gathering — Any assemblage of individuals that are gathered together for a specific purpose or activity including, but not limited to, sports, picnics, barbecues, celebrations, meetings, demonstrations or performances.~~

<i>Paintball</i>	An activity in which players compete in teams or individually to “tag” (shoot) other players or targets with paint pellets launched via replica weapons. Mimicked weapons may include but are not limited to firearms, grenades (balloons or other containers filled with paint), flamethrower (generally a water cannon filled with paint) and knives (paint markers). Includes a variety of game styles both indoor and outdoor.
<i>Parkland</i>	Any lands or waters, including but not limited to neighborhood parks, open space, preserves, sports parks, sports fields, trails, streams, creeks, wetlands or ponds which are owned, controlled or managed by the District for the benefit of the general public or necessary for its operational needs.
<i>Permission</i>	Unless otherwise expressly provided, means written authorization granted by the General Manager of the District or the General Manager's authorized designee.
<i>Permit</i>	A document issued by the District and approved by an authorized District representative, allowing the use of District facilities or parklands.
<i>Person</i>	Any natural person, partnership, firm, corporation, club, organization, municipality, District or public agency, and all associations or combinations of person whenever acting for themselves or by any agent, servant or employee.
<i>Personal Vaporizer (PV)</i>	See “Electronic Cigarette”
<i>Playground</i>	Any park or recreational area specifically designed to be used by children that has play equipment installed.
<i>Power Driven Mobility Device</i>	Any of a large range of devices powered by batteries, fuel or other engines/motors whether or not solely for use by individuals with mobility impairments that are used by individuals with mobility impairments for the purpose of locomotion.
<i>Preserve</i>	Any land, water or structure owned, managed or controlled by the District, whose use is limited or strictly controlled, in order to protect and preserve unique wildlife, flora, natural, historical, geological or archaeological resources of significant and/or special value.
<i>Prohibited Animal</i>	Any of the following: 1. Any animal, bird, fish, insect, reptile or amphibian which is toxic to human beings, whether the toxin is transmitted by

bite, sting, touch or other means.

2. Any reptile or amphibian whether egg, larvae, juvenile or adult.

3. All livestock other than equine.

4. Any animal that, because of its size, disposition or other characteristic, would constitute, or could be perceived to constitute, a danger to persons, property, domestic animals or wildlife.

Retractable Leash (Animal) — A device used to physically restrain, control or lead a dog or other animal that allows the animal to go as far as 30 feet from the handler. Lead line retracts into a housing generally made of plastic or another stronger composite. Generally equipped with a locking mechanism allowing the handler to determine length of lead allowed out of housing. Must be capable of restraining the animal without breaking when the animal is pulling with all its strength.

Rock Board — See “Off Road Skateboard”

Roller Skates — One or more wheels, attached to a framework, shoe, boot or other form of footwear, which can roll freely.

Run (Horse) — See “Horse Gaits”

Scooter — See “Kick Scooter”

Service Animal — An animal that has been individually trained to do work or perform tasks for the benefit of an individual with a disability. This does not include animals that are used purely for emotional support. The ADA definition recognizes the domestic dog as the only species that qualifies as a service animal (miniature horses may be recognized, with specific limitations). Regardless of species, the animal must be “on duty” to qualify for service animal exemptions in any District facility or parkland.

Skateboard — A board having two or more wheels that is ridden in a standing or crouching position.

Skate Park — A purpose-built recreational environment made for one or more types of vehicle use including but not limited to skateboard, bicycle, kick scooter, wheelchair, roller skate and in-line skate use.

Sliding (Skateboards and etc.) Scooters) — To ride along an edge (such as a curb, bench, rail, coping, using the deck of a skateboard instead of the wheels or axle(s) (trucks).

- ~~Smoking~~ — ~~The igniting or heating of substances for the intended purpose of inhaling the smoke, steam or vapor.~~
- ~~Sound Amplifying Equipment~~ — ~~Any machine or device for the amplification of the human voice, instruments, music or any other sound. This shall not include standard automobile radios when used and heard only by the occupants of the vehicle in which the radio is installed or small personal/portable devices for playing music, compact discs or other digital music or radio e.g. “boombox.”~~
- ~~Strikeball~~ — ~~See Airsoft~~
- ~~Sunrise and Sunset~~ — ~~Specific times published in the tide table predictions of the National Aeronautical and Oceanographic Commission and adjusted according to pacific daylight savings time.~~
- ~~Synthetic Sports Field~~ — ~~Any field used for athletic activities that consists of an artificial surfacing material.~~
- ~~Tot Lot~~ — ~~See “Playground”~~
- ~~Tobacco Product~~ — ~~Any item, in any form, that contains nicotine, tobacco or tobacco-like ingredients. This includes but is not limited to cigarettes, chewing tobacco, marijuana, pipes, cigars and electronic cigarettes (e-cigarettes).~~
- ~~Tobacco-like Product~~ — ~~Includes any natural plant product, other than tobacco, including leaves, stems, roots or fruiting body or derivatives, whether natural or synthetic.~~
- ~~Trail~~ — ~~All designated walking, hiking, biking, and equestrian paths, lanes, staging areas and related trail system facilities.~~
- ~~Trot (Horse)~~ — ~~See “Horse Gaits”~~
- ~~Unattended Pet~~ — ~~A pet that is unaccompanied or not under immediate control of an owner or other responsible person.~~
- ~~Unmanned Aerial Vehicle~~ — ~~Any aircraft that is operated without the possibility of direct human intervention from within or on the aircraft. Includes but is not limited to airplanes, helicopters, drones or gliders of any kind or description. Model Aircraft are those under 55 (fifty five) pounds flown strictly for hobby or recreation use. Any model aircraft between .55 (fifty five one hundredths) and 55 (fifty five) pounds must be marked with an FAA registration number. Any aircraft over 55 (fifty five) pounds or used for business purposes are considered commercial.~~

<i>Vandalism</i>	<p>Any action that:</p> <ol style="list-style-type: none"> 1. Defaces with graffiti or other inscribed material. 2. Damages or destroys any real or personal property.
<i>Vehicle</i>	<p>A device by which any person or property may be propelled, moved or drawn.</p>
<i>Vicious Animal</i>	<p>Any animal that demonstrates any of the following behaviors is presumed to be vicious:</p> <ol style="list-style-type: none"> 1. Any unprovoked attack which requires a defensive action by a person to prevent bodily injury or property damage when such person is conducting himself or herself peacefully and lawfully. 2. Any unprovoked attack which results in property damage or in an injury to a person when such person is conducting himself or herself peacefully and lawfully. 3. Any unprovoked threat of attack on another animal. 4. Any unprovoked attack on another animal. 5. Any aggressive behavior which constitutes a threat of bodily harm to a person when such person is conducting himself or herself peacefully and lawfully. This includes but is not limited to growling, barking, chasing, lunging, or jumping.
<i>Voice Control (Dogs)</i>	<p>A dog is considered to be under voice control when all of the following are met:</p> <ol style="list-style-type: none"> 1. The person in charge of the dog has the dog in sight at all times. 2. The dog responds to verbal commands at all times, regardless of distractions to the dog including but not limited to, wildlife, traffic, other animals, food, other people or noise. 3. The dog responds to verbal commands quickly and accurately. When called, the dog must return to and stay by the person charged with its control and allow itself to be handled and leashed immediately. 4. The dog does not jump on, act aggressively toward, or advance on people or other animals. The dog may not engage in uninvited contact with a person or display any threatening behavior, including but not limited to, repetitive barking, raised hackles, growling, ears laid back or curled lips.
<i>Volunteer</i>	<p>An unpaid citizen performing duties in support of, or on behalf of, the District, supervised by a District employee.</p>
<i>Waste Matter</i>	<p>Discarded, used, or leftover substance, including but not limited to, construction material, lawn or garden clippings, landscaping</p>

~~waste, tree/bush trimming or chip, dirt, rocks, sand, household appliance, carcass of a dead animal, excrement of any animal or human, or any nauseous or offensive matter of any kind.~~

~~Water Areas~~ ————— ~~Includes, but is not limited to, natural and artificial swimming pools, reservoirs, ponds, lakes, creeks, streams, and flood control channels.~~

~~Walk (Horse)~~ ————— ~~See "Horse Gaits"~~

~~Weapon Sport~~ ————— ~~Any activity that utilizes devices meant to mimic weapons. This includes but is not limited to paintball, airsoft, laser tag or other activities that mimic firearms, knife or sword use.~~

~~Wheelchair~~ ————— ~~A manually operated or power driven device, designed solely for use by an individual with a mobility impairment, for the primary purpose of locomotion.~~

~~Wheeled Sports and Recreation Devices~~ ————— ~~Include but are not limited to skateboards, non-motorized scooters, roller skates, in-line skates, bicycles and non-motorized wheelchairs.~~

~~Wheeled Sports and Recreation Parks/Courses/Tracks~~ ————— ~~Any area built by the District for use by Wheeled Sports and Recreation Devices. Facilities may include but are not limited to skate parks, BMX bicycle courses/parks, bicycle stunt courses/parks, bicycle skills courses/parks, bicycle strider tracks/parks, bicycle trials courses/parks, bicycle pump tracks/parks and bicycle dirt jump courses/parks. Designated park/course/track areas will be clearly marked with one or more of the following: signage, fencing, curbing, paint, material or surface change or other method.~~

~~Wildlife~~ ————— ~~Any non-domesticated species of animal, bird, amphibian, reptile, fish, shellfish, aquatic life, invertebrate, mammal or insect, in any life stage, including but not limited to, egg, larva, pupa and adult.~~

Chapter 300 – Access Rules and Regulations

Section 301 – Hours of Operation.

It shall be unlawful to enter or remain in or on any District Facility, Parkland or Trail, after said Facility, Parkland or Trail is closed for public use, without a Permit. All District Facilities, Parklands and Trails hours of operation shall be Sunrise to one half (1/2) hour after Sunset, except for lighted sports facilities that are permitted for use up until 10 PM.

Section 302 – Use of Facilities; Payment.

No person shall use or be present in any portion of a unit under control of the District for which a use fee has been established by the District, without paying such fee, with the exception of units which require payment of fees upon exit.

Section 303 – Aircraft.

No person, using any aircraft, shall land, taxi on or take off from any body of water or from any portion of any District-controlled property if not specifically approved by the District. No person shall parachute into, fly an unlicensed aircraft, ultralight vehicle, or hang glider over, or parasail or balloon over any District-controller property at an altitude of less than 500 feet unless authorized by the District.

Section 304 – Animals.

- (a) Protection. No person shall molest, hunt, disturb, harm, feed, touch, tease, or spotlight any kind of animal or fish or so attempt.
- (b) No person shall injure, trap, take, net, poison, or kill, any kind of animal or fish, or so attempt, except that fish and bait may be taken, other than for commercial purposes in accordance with state laws and regulations.
- (d) This section does not apply to activities undertaken by the District in conjunction with its resource management activities.

Section 305 – Plants.

- (a) No person shall willfully or negligently pick, dig up, cut, mutilate, destroy, injure, disturb, move, molest, burn, or carry away any tree or plant or portion thereof, including but not limited to leaf mold, flowers, foliage, berries, fruit, grass, turf, humus, shrubs, cones, and dead wood, except in specific District-controlled property with authorization by the District to take berries, or gather mushrooms, or gather pine cones, or collect driftwood is posted at the headquarters of the unit to which the authorization applies. Any collecting allowed by authority of this Section 304 may be done for personal use only and not for commercial purposes.
- (b) This section does not apply to activities undertaken by the District in conjunction with its resource management activities.

Section 306 – Geological Features.

- (a) No person shall destroy, disturb, mutilate, or remove earth, sand, gravel, oil, minerals, rocks, paleontological features, or features of caves.
- (b) Rockhounding may be permitted as defined in Chapter 200.

Section 307 – Archaeological Features.

No person shall remove, injure, disfigure, deface, or destroy any object of archaeological, or historical interest or value.

Section 308 – Special Permits.

The District may grant a permit to remove, treat, disturb, or destroy plants or animals or geological, historical, archaeological or paleontological materials; and any person who has been properly granted such a permit shall to that extent not be liable for prosecution for violation of the foregoing.

Section 309 – Litter.

No person shall leave, deposit, drop, or scatter bottles, broken glass, ashes, waste paper, cans, or other litter in a unit except in a receptacle designated for that purpose, and no person shall import any litter, or import and deposit any litter into or in any unit from other places.

Section 310 – Fire in Stoves; Smoking.

- (a) No person shall light, build, use, or maintain a fire within a unit except in a camp stove or a fireplace provided, maintained, or designated by the District for such purpose. Portable camp stoves may be used in portions of units approved by the District.
- (b) Fires shall at all times be maintained in a safe condition that does not threaten any person, natural or structural feature.
- (c) Upon a finding of extreme fire hazard by the District no person shall smoke or build fires in portions of units other than those designated by the District for such purposes.
- (d) This section does not apply to fire fighters or District employees carrying out fire suppression or resource management activities approved by the District.

Section 311 – Control of Animals.

- (a) No person shall permit a dog to run loose, or turn loose any animal in any portion of a unit, except upon written authorization by the District.
- (b) No person shall keep an animal in any unit except under his/her immediate control.
- (c) No person shall keep a noisy, vicious, or dangerous dog or animal or one which is disturbing to other persons, in any unit and remain therein after he/she has been asked by a peace officer to leave.
- (d) No person shall permit a dog or a cat to remain outside a tent, camper, or enclosed vehicle during the night.
- (e) No person shall bring a dog into, permit a dog to enter or remain, or possess a dog in property under control of the District unless the dog is on leash of no more than six feet in length and under the immediate control of a person or confined in a vehicle.
- (f) No person shall bring a dog into, permit a dog to enter or remain, or possess a dog:
 - 1) beyond the limits of campgrounds, picnic areas, parking areas, roads, structures or in posted portions of units except as provided elsewhere in this Section 310.
 - 2) on any beach adjacent to any body of water in any unit except in portions of units designated for dogs.
- (g) Subsections (e) and (f) shall not apply to trained “seeing eye,” “signal,” or “service” dogs used to guide a physically impaired person there present, or dogs that are being trained to become “seeing eye,” “signal,” or “service” dogs.

(h) Grazing. No person shall graze, herd or permit livestock to enter or remain inside a unit without specific written authorization of the District, except for grazing by animals used for riding or packing under direct control of visitors or concessionaires.

Section 312 – Weapons and Traps.

- (a) No person shall carry, possess or discharge across, in or into any portion of any unit any weapon, firearm, spear, bow and arrow, trap, net, or device capable of injuring, or killing any person or animal, or capturing any animal, or damaging any public or private property, except in underwater parks or designated archery ranges where the District finds that it is in its best interests.
- (b) Nothing herein contained shall be construed in derogation of the use of weapons permitted by law or regulation.
- (c) Firearms not having a cartridge in any portion of the mechanism, other unloaded weapons or devices such as traps, nets, and bows and arrows may be possessed within temporary lodging or mechanical mode of conveyance when such implements are rendered temporarily inoperable or are packed, cased, or stored in a manner that will prevent their ready use.

Section 313 – Fireworks.

- (a) No person shall possess, discharge, set off, or cause to be discharged, in or into any portion of a unit any firecrackers, torpedoes, rockets, fireworks, explosives, or substances harmful to the life or safety of persons.
- (b) The District may grant exceptions to this section for specified locations and periods of time upon finding that such activity will not endanger persons, property, or resources.
- (c) This Section 312 does not apply to explosives lawfully possessed or used under the direction of the District.

Section 314 – Commercial Filming.

Except where authorized by the District, no person shall photograph, videotape or film for commercial (profit and sale) purposes in any property, or portion thereof, owned, operated or administered by the District without a permit.

Section 315 – Curfew.

- (a) The District may from time to time by order declare curfew for juveniles in any unit or portion thereof upon a finding that conditions therein are such as to warrant special measures for the protection of juveniles and others and for the safety and welfare of the general public.
- (b) Such curfew order shall specify the hours thereof and the period therefor and shall be posted.
- (c) When curfew has been so ordered, no juvenile so prohibited shall during the effective period enter or remain therein, except as follows:
- 1) One who is accompanied by a parent or guardian.
 - 2) One who is part of a group permitted to occupy a District-controlled property or portion thereof and who is supervised by at least one responsible adult for each fifteen juveniles.
 - 3) One who is lawfully camping, having furnished to the District written consent of and the full name, residence number, and telephone number of the juvenile's parent or guardian,

with the inclusive dates for which permission is granted to camp at the property involved.

Section 316 – Peeping Toms.

No person shall loiter, prowl or wander about a park restroom, shower or changing facility and peek into the doors and windows or other openings of such facilities when occupied, without visible or lawful business with the occupants thereof.

Section 317 – Games and Recreational Activities.

No person shall engage in games or recreational activities that endanger the safety of persons, property, resources, or interfere with visitor activities except as permitted by the District. No person shall hold, sponsor, lead, or otherwise have control over a game or recreational activity occurring wholly or partially within or on any property owned, operated or administered by the District without an approved permit.

Section 318 – Peace and Quiet.

To insure peace and adequate rest for visitors:

- (a) No person shall disturb others in sleeping quarters or in campgrounds between the hours of 10 p.m. and 6 a.m. daily.
- (b) No person shall, at any time, use outside machinery or electronic equipment including electrical speakers, radios, phonographs, televisions, or other devices, at a volume which is, or is likely to be, disturbing to others without specific permission of the District.
- (c) No person shall operate an engine driven electric generator which emits sound which is, or is likely to be, disturbing to others between the hours of 8 p.m. and 10 a.m. without permission of the District.

Section 319 – Assembly.

No person shall conduct or attend an assembly or public demonstration except by (a) permission of the District upon a finding that such activity would not substantially interfere with park use or (b) as otherwise required by law.

Section 320 – Nudity.

No person shall appear nude while in any unit except in authorized areas set aside for that purpose by the District. The word nude as used herein means unclothed or in such a state of undress as to expose any part or portion of the pubic or anal region or genitalia of any person or any portion of the breast at or below the areola thereof of any female person.

Section 321 – Sanitation.

(a) No person shall deposit waste, water, sewage or effluent from sinks, portable toilets, and other plumbing fixtures directly upon or into the surface of the ground or water.

- (b) No person shall deposit any body waste in or any portion of any comfort station or other structure except into fixtures provided for that purpose.
- (c) No person shall place any bottle, can, cloth, rag, metal, wood, paper, or stone substances in any plumbing fixture in such a manner as would interfere with the normal operation of such fixture.

Section 322 – Violation of Posted Orders or Permits.

No person shall:

- (a) violate any provision of a posted order including, but not limited to, prohibited areas, use periods, no alcoholic beverage areas, no smoking areas and no parking areas, or
- (b) violate any provision or restriction of a permit issued by the District.

Section 323 – Pesticides.

No person shall disperse or otherwise apply any pesticide within any unit or portion thereof, whether to the air, water, ground, or vegetation, unless prior written approval has been obtained from the District.

Section 324 – Soliciting.

No person shall solicit, sell, hawk, or peddle any goods, wares, merchandise, services, liquids, or edibles for human consumption or distribute circulars in any District-controlled property, except as permitted by the District. Such prohibition shall include sales activities that utilize park property or facilities to complete the terms of sale or provide a service as a result of the sale or that affect park operations, facility use or visitor safety. Also included are sales activities which encroach on the sales rights of a vendor authorized to sell such products, or services pursuant to a concession contract with the District.

Section 325 – Glass Containers.

No person shall possess or use a glass container, bottle, jar, tumbler, or vessel of whatever nature, empty or not, where prohibited by order of the District, except that persons may pick up glass containers left or discarded by others and remove or deposit same in an approved trash receptacle. Signs shall be posted at locations where glass containers are prohibited.

Section 301—Hours of Operation

§301(a) ~~It shall be unlawful to enter or remain in or on any District Facility, Parkland or Trail, after said Facility, Parkland or Trail is closed for public use, without a Permit. All District Facilities, Parklands and Trails hours of operation shall be Sunrise to one half (1/2) hour after Sunset, except for lighted sports facilities that are permitted for use up until 10 PM.~~

Section 302—Trespass

§302(a) ~~It shall be unlawful to enter into or exit from any District Facility or Parkland except at points designated by the District.~~

~~§302(b) — It shall be unlawful for any Person to enter into any District Facility or Parkland or area therein that is ordinarily closed to the public.~~

~~Section 303—Area Closed~~

~~§303(a) — It shall be unlawful to enter any area in the District that has been closed due to Hazardous Conditions.~~

~~§303(b) — It shall be unlawful to fail to obey, in a prompt manner, an evacuation order, given by a District Ranger or other District staff, after any District Facility or Parkland or part thereof has been declared closed due to Hazardous Conditions. (Misdemeanor)~~

~~§303(c) — It shall be unlawful to enter on to any road, Bicycle, equestrian or hiking trail that has been closed.~~

~~§303(d) — It shall be unlawful to enter, use or travel through areas of any District Facility or Parkland that have been closed.~~

~~§303(e) — It shall be unlawful for any Person to enter into an area after it has been declared prohibited or limited and all Persons within such area at the time it is so declared shall leave the same without any appreciable delay, and in so doing shall obey and abide by all instructions of any Authorized District employees.~~

~~Section 304—Gates and Fences~~

~~§304(a) — If gates are locked or secured it shall be unlawful to climb over, under or through the gate or fence to enter or exit any District Facility or Parkland.~~

~~§304(b) — It shall be unlawful for any Person to cut any chain or lock from, or add a lock to, any District gate or fence.~~

~~§304(c) — It shall be unlawful for any Person to cut any fence within, or marking the boundary of, any District Facility or Parkland.~~

~~§304(d) — It shall be unlawful for any Person to cut any fence that is surrounding a restricted or protected area.~~

~~§304(e) — It shall be unlawful for any Person who opens a gate to fail to close and secure the same after passing through it.~~

~~Section 305—Access and Keys~~

~~§305(a) — It shall be unlawful for any Person other than one acting under written authorization, direction or Permission of the District, to duplicate keys used by the District for padlocks, door locks or any other lock of any type or description.~~

~~§305(b) — It shall be unlawful for any Person issued a temporary gate card, entry pass, Permit or key for the purposes of conducting contracted services, special events~~

~~or sporting events in any District Facility or Parkland to use those items to gain access for purposes other than conducting the contracted work or event.~~

~~§305(c) — It shall be unlawful for any Person to use, or permit the use of, any gate card, entry pass, Permit or key issued to another Person for entry and use of District Facilities or Parklands.~~

~~§305(d) — It shall be unlawful to fail to present and/or surrender a gate card, entry pass, Permit or keys when requested by Authorized Personnel.~~

~~§305(e) — It shall be unlawful for any Person to display or present an expired, revoked or otherwise invalid gate card, entry pass or Permit as current and valid.~~

~~§305(f) — If any person, group, commercial entity or agency, whether public or private, uses any key, gate card, entry pass or permit in a manner that does not adhere to District policy and causes a need for the District to re-key, re-configure or change any lock, padlock, gate or other entry or lock, that party shall be liable for any and all reasonable costs incurred by the District.~~

~~Chapter 400 — Permits~~

~~Section 401 — Facility Use Permit~~

~~§401(a) — It shall be unlawful for any Person, group, commercial entity, or agency, whether public or private, to use any District Facility, Parkland or part therein for any event or activity for which the District requires a Permit without having first obtained said Permit.~~

~~§401(b) — It shall be unlawful for any Person or group, other than one with a Permit, to use, occupy, or otherwise remain in any District Facility or Parkland for which a fee is charged and/or a Permit required unless that Person has paid the required fee and/or possesses a valid Permit.~~

~~§401(c) — No Person, group, commercial entity, or agency, whether public or private shall hold, conduct, organize, take part in or address, any meeting, Organized Gathering, celebration, parade, service, exercise, organized sporting event or any other group activity in or on District Facilities or Parklands without a Permit when the activity or event will have one or more of the following apply:~~

- ~~1. Is attended by 15 (fifteen) or more people affiliated in any way.~~
- ~~2. Is advertised or noticed in any newspaper or other publication, electronic posting or message, or poster or flyer.~~
- ~~3. Fees are collected, required or admission charged for participation.~~
- ~~4. Is an activity that is commercial or for profit.~~
- ~~5. Will utilize a Facility, Parkland or area therein that has been designated by the District as an area that requires a Permit.~~
- ~~6. Will involve an activity or use that is normally prohibited for the requested Facility, Parkland or area therein.~~
- ~~7. Is an ongoing/regularly occurring activity, whether drop in or organized.~~

~~§401(d) — It shall be unlawful for any sales to occur in or on District Facilities or Parklands without a Permit. Events shall not be authorized for the purpose of private financial gain without a Permit.~~

~~§401(e) — It shall be unlawful for any Person, group, commercial entity, or agency, whether public or private, to use any District Facility, Parkland or part therein to sell, or raise funds for any purpose without a Permit.~~

~~§401(f) — All Persons to whom a Permit has been granted shall abide by all conditions set forth in the Permit as well as all District rules and regulations. Failure to do so will void the Permit with use privileges revoked, and may result in citation.~~

~~§401(g) — Any person to whom a Permit has been granted shall have in their possession said Permit (or a legible copy) during the permitted event/activity. The Permit must be presented to any District employee or law enforcement officer upon request. If permittee does not have a Permit in their possession, the event or activity may be terminated at the discretion of the District.~~

~~§401(h) — No Permit issued by the District shall be transferrable.~~

~~Section 402 — Sales Permit~~

~~§402(a) — It shall be unlawful for any Person, group, commercial entity, or agency, whether public or private to provide services or products of any kind or description, utilizing any District Facility or Parkland, without a Permit.~~

~~§402(b) — It shall be unlawful for any Person, group, commercial entity or agency, whether public or private, to use District Facilities or Parklands to sell, or raise funds for any purpose without a Permit. In no event may the Permittee group or member thereof solicit sales to a non-attending member of the general public.~~

~~§402(c) — It shall be unlawful for any Person, group, commercial entity or agency, whether public or private, to solicit, sell, hawk or otherwise peddle or rent any goods, wares, merchandise, services, liquids or edibles for human consumption, or give any lessons, classes or instruction, whether for profit or otherwise, on any District Facility or Parkland without a Permit.~~

~~Section 403 — Encroachment Permit~~

~~§403(a) — It shall be unlawful for any person, group, commercial entity, company, corporation, business or agency, whether public or private, to make or cause to be made any encroachment within, upon, over or under any District Facility or Parkland without a Permit.~~

~~§403(b) — Permits required by section 403(a) shall be secured at least 15 (fifteen) working days before the work is commenced, except in case of emergency. If any cut, opening or excavation is made on an emergency basis, application for a Permit shall be made on the next working day.~~

~~Chapter 500—Dangerous or Prohibited Activities~~

~~Section 501—Littering and Waste Matter~~

- ~~§501(a) — It shall be unlawful for any Person to Litter directly or indirectly any substance in or upon any District Facility or Parkland.~~
- ~~§501(b) — It shall be unlawful for any Person to dump or cause to be dumped any Waste Matter in or upon any District Facility or Parkland.~~
- ~~§501(c) — It shall be unlawful for any Person, firm, or business to dispose of household or industrial garbage, trash or Waste Matter in any trash can, dumpster or receptacle in any District Facility or Parkland.~~
- ~~§501(d) — It shall be unlawful for any Person to discharge, dump, release, place, drop, pour, or deposit, or to cause to be discharged, dumped, released, placed, dropped, poured or deposited, any substance into any bay, lagoon, channel, river, creek, slough, canal, lake, reservoir or other stream or body of water or upon a bank, beach or shore within 200 (two hundred) feet of the high water mark of any stream or body of water in any District Facility or Parkland. (Misdemeanor)~~
- ~~§501(e) — It shall be unlawful to deposit in commercial quantities any substance in any District Facility or Parkland. Commercial quantities means an amount of Waste Matter generated in the course of a trade, business, profession or occupation; or an amount equal to or in excess of one cubic yard; or any amount of material greater than what would normally be considered acceptable as household waste volume, whichever is least. (Misdemeanor)~~

~~Section 502—Camping~~

- ~~§502(a) — It shall be unlawful for any Person or Persons to camp or otherwise stay overnight in any District Facility or Parkland without a Permit.~~

~~Section 503—Golfing~~

- ~~§503(a) — It shall be unlawful for any Person to drive, chip, putt or in any fashion play or practice golf on District Facilities or Parklands except in areas set aside for those specific activities.~~

~~Section 504—General Sports~~

- ~~§504(a) — It shall be unlawful to play any sport including, but not limited to, baseball, football or soccer in any District Open Space Park or Preserve or other Facility or Parkland or area therein not intended for that use.~~
- ~~§504(b) — It shall be unlawful to participate in any Weapon Sport including but not limited to Laser Tag, Airsoft or Paintball in any District Facility or Parkland.~~

~~Section 505—Geocaching~~

~~§505(a) It shall be unlawful to place or maintain any Geocache of any style or description in any District Facility or Parkland without a Permit.~~

~~Section 506—Model Crafts/Remote Control Vehicles~~

~~§506(a) It shall be unlawful to operate model crafts of any kind or description, whether powered or unpowered, that utilize an autonomous control system (onboard computer), a remote control guidance system or attached line operating system, on or over any District Facility or Parkland. This includes but is not limited to Unmanned Aerial Vehicles, drones, boats and automobiles.~~

~~§506(b) It shall be unlawful to operate any glider with a wingspan greater than 10 inches in any District Facility or Parkland. Regardless of wingspan these devices may not be used at Ravenswood Historic Site or in any District Open Space or Preserve.~~

~~§506(c) It shall be unlawful to operate any commercial Unmanned Aerial Vehicle of any kind or description, whether powered or unpowered, that utilizes an autonomous control system (onboard computer), a remote control guidance system or attached line operating system, on or over any District Facility or Parkland or to use any District Facility or Parkland as a launch, landing or tethering point.~~

~~Section 507—Rockets~~

~~§507(a) It shall be unlawful to operate missiles, rockets, or similar projectiles powered by chemical motors including, but not limited to, black powder or composite propellants (i.e. ammonium perchlorate, potassium nitrate, aluminum powder and associated binders) in any District Facility or Parkland without a Permit.~~

~~Section 508—Kites~~

~~§508(a) It shall be unlawful to operate or use kites with a string length of more than 400 (four hundred) feet, in areas where they may become lodged in trees, towers, outdoor lights, power or any other utility towers or lines, or in parking areas or roadways. Kite flying or use is specifically prohibited at Ravenswood Historic Site, Murrieta Meadows Park, in any District Open Space Park or Preserve or at any District sports field with overhead lighting.~~

~~Section 509—Skate Board/In-line Skate/Roller Skate/Scooter Use~~

~~§509(a) It shall be unlawful for any Person under 18 (eighteen) years of age to operate any wheeled device, including but not limited to Roller Skates, In-Line Skates, Skateboards or Scooters in any District Facility or Parkland without a properly fitted and fastened helmet. If any Person is operating a Wheeled Sports and Recreation Device in any District Wheeled Sports and Recreation Park/Course/Track, that Person shall also be required to wear elbow pads and knee pads in accordance with Section 605.~~

~~§509(b) — It shall be unlawful to Grind or Slide any Skateboard, In-Line Skate, Roller Skate or Scooter across any object, including but not limited to, curbs, plant containers, concrete walls, rock walls, benches, picnic tables, stairway rails or any other object not intended specifically for this use, in any District Facility or Parkland.~~

~~§509(c) — It shall be unlawful to use any Skateboard, In-Line Skate, Roller Skate or Scooter to ride off of or jump onto or off of any object in any District Facility or Parkland not specifically intended for that use, including but not limited to stairways, curbs, sidewalks, benches, car stops, bike racks, planters, picnic tables or retaining walls.~~

~~§509(d) — It shall be unlawful to use any Skateboard, In-Line Skate, Roller Skate or Scooter in the courtyard area between the Community and Recreation Buildings at the Robert Livermore Community Center.~~

~~§509(e) — It shall be unlawful to use any Skateboard, In-Line Skate, Roller Skate or Scooter within 70 (seventy) feet of the main entrance of the Community Building at the Robert Livermore Community Center.~~

~~§509(f) — It shall be unlawful to use any Skateboard, In-Line Skate, Roller Skate or Scooter within 25 (twenty five) feet of any public entrance to any District Building.~~

~~**Section 510 — Extreme Sports**~~

~~§510(a) — It shall be unlawful to hang glide, parachute, parasail, bungee jump in or from any District Facility or Parkland.~~

~~§510(b) — It shall be unlawful to dive, jump or purposefully fall from bluffs, cliffs, rocks, or structures in any District Facility or Parkland.~~

~~§510(c) — It shall be unlawful to take part in any activity, including but not limited to kite landboarding (aka kiteboarding, land kiteboarding or flyboarding), land sailing, windsurfing or any other activity that will lift or move a person or animal using the power of air or wind in any District Facility or Parkland.~~

~~**Section 511 — Gravity Propelled Activities**~~

~~§511(a) — It shall be unlawful to participate in any Gravity Propelled Activity in any District Facility or Parkland except where designated.~~

~~**Section 512 — Climbing**~~

~~§512(a) — It shall be unlawful for any Person to climb, sit or hang upon any tree in any District Facility or Parkland.~~

~~§512(b) — It shall be unlawful to walk, stand, sit or climb upon monuments, fountains, buildings, railings, fences, gates or any structure not designated for such use in any District Facility or Parkland.~~

~~§512(c) — It shall be unlawful to rock climb, boulder, scramble, or ascend in any manner, any rocks, cliffs or bluffs within any District Facility or Parkland.~~

~~**Section 513 — Swimming**~~

~~§513(a) — It shall be unlawful for any Person to enter any body of water of any kind or description, in any District Facility or Parkland, for the purpose of swimming, wading or bathing except in those areas and at times designated by the District.~~

~~**Section 514 — Recklessness**~~

~~§514(a) — It shall be unlawful to engage in any activity in a negligent, unsafe or reckless manner or in a way that endangers the life, limb or property of any Person in any District Facility or Parkland. (Misdemeanor)~~

~~**Section 515 — Fishing**~~

~~§515(a) — It shall be unlawful for any Person, regardless of age, to take or collect fish or any other aquatic life in any District Facility or Parkland. A State fishing license does not supersede District rules and regulations in District Parklands and Facilities.~~

~~**Section 516 — Alcohol**~~

~~§516(a) — No Person shall possess, sell or consume any Alcoholic Beverage within any District Facility or Parkland, except for beer and wine, which may be possessed and consumed except as noted in section 516(b).~~

~~§516(b) — It shall be unlawful for any Person to possess, sell or consume any Alcoholic Beverage, including beer and wine, in any of the following District Facilities/Parklands:~~

- ~~1. Almond Park~~
- ~~2. Altamont Creek Park~~
- ~~3. Big Trees Park~~
- ~~4. Cayetano Park~~
- ~~5. Christensen Park~~
- ~~6. El Padro Park~~
- ~~7. Ernie Rodrigues Sports Field~~
- ~~8. Independence Park (Kellman Fields)~~
- ~~9. Karl Wente Park~~
- ~~10. Max Baer Park~~
- ~~11. May Nissen Park~~
- ~~12. Robertson Park~~
- ~~13. Robert Livermore Community Center~~
- ~~14. Robert Livermore Park~~
- ~~15. Sunken Garden Park~~
- ~~16. Vista Meadows Park~~
- ~~17. William (Bill) Payne Sports Park~~

- ~~18. Any District Open Space or Preserve~~
- ~~19. Any District Building~~
- ~~20. At any District Swimming Pool~~
- ~~21. Within 100 (one hundred) feet of the play surface of any District Playground~~
- ~~22. At any organized youth activity~~
- ~~23. At any organized sporting event/athletic contest~~
- ~~24. On or within 50 (fifty) feet of any District Trail, when container has been opened or a seal broken or the contents of which have been partially removed~~
- ~~25. In or within 50 (fifty) feet of any road or parking lot, when container has been opened or a seal broken or the contents of which have been partially removed~~

~~§516(c) — Pursuant to a Permit, organizations or individuals may be granted an exemption for the use of Alcoholic Beverages at locations noted in section 516(b)~~

~~Section 517 — Weapons~~

~~§517(a) — It shall be unlawful for any Person to possess within any District Facility or Parkland, or to fire or discharge, or cause to be discharged, across, within, or into any portion of a District Facility or Parkland, any firearm, gun, rifle, shotgun, bow and arrow, cross bow, sling shot, paintball gun, blowgun, BB gun, pellet gun, air or gas weapon, or any other projectile weapon. Such activity is punishable by imprisonment in county jail pursuant to Penal Code Section 246.3. (Misdemeanor)~~

~~§517(b) — It shall be unlawful for any Person to use or possess in any District Facility or Parkland any hatchet, ax, machete, Knife with a blade over 3 (three) inches, spear or any other edged weapon.~~

~~§517(c) — It shall be unlawful to use or have in any District Facility or Parkland any weapon or instrument likely to, or capable of, producing great bodily injury by any means of force.~~

~~§517(d) — It shall be unlawful to use or have any plastic, wood or metal object intended to mimic a weapon of any kind or description in any District Facility or Parkland without a Permit.~~

~~§517(e) — The provisions of this section shall not apply to any of the following cases:~~

- ~~1. The possession of firearms or dangerous weapons at a place of residence or business located within the District by a Person in the lawful possession of the residence or business.~~
- ~~2. The discharge of firearms designated by the General Manager specifically for the purposes of Wildlife management, pest control and the destruction of~~

~~domestic animals presenting a danger to the public or Wildlife.
3. Peace officers and authorized staff in the discharge of their duties.~~

~~Section 518—Fire~~

~~§518(a) Upon the finding of an Extreme Fire Hazard by a District Ranger, local fire officer or District staff, no Person shall Smoke or build fires of any kind in any District Facility or Parkland.~~

~~§518(b) Upon the finding of an Extreme Fire Hazard by a District Ranger, local fire officer or District staff, any District Facility or Parkland may be closed to public use and/or evacuated.~~

~~§518(c) It shall be unlawful to fail to obey, in a prompt manner, an evacuation order after a finding of Extreme Fire Hazard has been rendered. (Misdemeanor)~~

~~§518(d) It shall be unlawful to enter, use or travel through areas of any District Facility or Parkland that have been closed by a District Ranger, local fire officer or District staff, upon finding an Extreme Fire Hazard exists.~~

~~§518(e) It shall be unlawful to build, light or maintain any open outdoor flame or fire or barbecue in any District Facility or Parkland, except in those devices provided and specifically designated for that purpose.~~

~~§518(f) It shall be unlawful to use any personal cooking appliances, including but not limited to, a gas or propane stove, portable barbecue, hibachi or tow-behind barbecue, in any District Facility or Parkland without a Permit.~~

~~§518(g) Sections 518(e) and 518(f) shall not apply to portable tabletop propane grill devices on picnic tables marked with yellow striping at both ends.~~

~~§518(h) It shall be unlawful to leave a fire unattended in any District Facility or Parkland at any time.~~

~~§518(i) It shall be unlawful to leave burning fuel such as wood or charcoal in an existing fireplace, fire pit or barbecue grill in any District Facility or Parkland.~~

~~§518(j) It shall be unlawful to dispose of coals in garbage cans or refuse bins. Fuels must be completely extinguished before being disposed of. If no disposal facility is available extinguished coals shall be left in the barbecue device.~~

~~§518(k) It shall be unlawful to dispose of lighted cigarettes, cigars, matches or any flaming or glowing material until completely extinguished and then only in a place or container for the proper disposal thereof.~~

~~Section 519—Smoking/Tobacco Products~~

~~§519(a) It shall be unlawful to Smoke or in any way engage in the use of Tobacco or~~

~~Tobacco-like Products in any District Facility or Parkland or part therein, unless in an area designated and posted for that use by the District. This includes, but is not limited to, cigarettes, cigars, pipes, chewing tobacco and Electronic Cigarettes. Smoking/Tobacco use is strictly prohibited in any area with un-mowed grasses or vegetation, natural vegetation or other non-landscaped areas including but not limited to District Open Space Parks and Preserves and regional Trails.~~

~~Section 520—Fireworks~~

~~§520(a) It shall be unlawful to use or possess fireworks of any kind in any District Facility or Parkland. (Misdemeanor)~~

~~Section 521—Malicious Mischief~~

~~§521(a) It shall be unlawful for any Person to Vandalize any object in any District Facility or Parkland. (Misdemeanor)~~

~~§521(b) It shall be unlawful for any Person to purposefully rock or tip over any portable restroom in any District Facility or Parkland.~~

~~§521(c) It shall be unlawful for any Person to tie any rope or other item to or attach any swing, rope or otherwise, to any tree in any District Facility or Parkland.~~

~~Section 522—Gambling~~

~~§522(a) It shall be unlawful to participate in any gambling of any kind or description in any District Facility or Parkland.~~

~~Section 523—Facility Use Restrictions~~

~~§523(a) It shall be unlawful for any Person aged 8 (eight) years or younger, unless otherwise posted, to use or be allowed to use any District Facility or Parkland unless accompanied by an Adult. In any District Dog Run/Park or Off Leash Area the minimum age shall be 12 (twelve) years for any Person.~~

~~§523(b) It shall be unlawful for any conservator, guardian, care taker or family member to leave any Person at any District Facility or Parkland unless said Person can take care of all of their own needs. This includes but is not limited to autonomous execution of bodily functions, mobility, medication needs and eating.~~

~~§523(c) Section 523(b) shall not apply if the conservator, guardian, care taker or family member stays with the Person and supplies any and all assistance the Person may need. LARPD staff has no care responsibilities unless the Person is a registered participant in an LARPD program or event where such care is part of the program or event.~~

~~Section 524—Theatrical Re-enactments~~

~~§524(a) It shall be unlawful to engage in theatrical re-enactments in any District Facility or Parkland without a Permit.~~

Section 525—Filming/Commercial Photography

~~§525(a) — Commercial Photography shall be unlawful in any District Facility or Parkland without a Permit.~~

~~§525(b) — Section 525(a) shall not apply to the operation of cameras as part of bona fide reporting of news.~~

Section 526—Hazardous Materials

~~§526(a) — It shall be unlawful to bring any hazardous, toxic or reactive material, whether liquid, gas, solid, powder, metal or any other form, into any District Facility or Parkland. This includes, but is not limited to, gasoline, paint thinner, turpentine, mineral spirits, propane, any acid or base, petroleum product, pesticide, herbicide, fertilizer or essential oil.~~

~~§526(b) — §526(a) does not apply to the normal and legal use of a Motor Vehicle, Wheelchair or Power Driven Mobility Device.~~

~~§526(c) — Certain substances in §526(a) may be allowed, in small quantities, at the discretion of the District, by Permit only.~~

Chapter 600—General Operations

Section 601—Restrooms

~~§601(a) — It shall be unlawful for any Person to use a restroom or locker room Facility intended for the opposite sex. This shall not apply to children aged 5 (five) and under accompanied by an Adult or caregiver authorized by the parent or guardian.~~

~~§601(b) — It shall be unlawful to operate any photographic or video capture device of any kind in any District restroom or locker room Facility.~~

~~§601(c) — It shall be unlawful for any Person to remain in or near any restroom or locker room Facility unless actively using said Facility for the purpose for which it is intended.~~

Section 602—Picnic

~~§602(a) — When no reservation has been made, picnic tables may only be claimed or held on a "one Person one table" basis. "One Person one table" means that there must be at least one Adult present for each table claimed or held.~~

~~§602(b) — It shall be unlawful to move or remove any "RESERVED" sign(s), posted by the District, from any picnic area, day use area or campsite Facility.~~

~~§602(c) — It shall be unlawful to willfully occupy or hold a picnic area, day use area, campsite or Facility which has been reserved by another Person through the District.~~

~~Section 603 – Wearing of Proper Footgear~~

~~§603(a) — It shall be unlawful for any Person to wear footgear that will damage, injure or create the need for excessive maintenance on any field, court, deck, floor, turf or specialized surface for particular games or activities. In areas posted with a sign specifying footgear authorized or approved, it shall be unlawful for any Person to enter any such area other than with the footgear so designated.~~

~~Section 604 – Park Use Guidelines~~

~~§604(a) — It shall be unlawful for any Person to disobey any posted or published District Facility or Parkland policies, restrictions or use guidelines.~~

~~Section 605 – Wheeled Sports and Recreation Parks/Courses/Tracks~~

~~§605(a) — It shall be unlawful to enter or remain at any District Wheeled Sports and Recreation Park/Course/Track between one half (1/2) hour after Sunset of one day and Sunrise of the following day, unless otherwise posted.~~

~~§605(b) — It shall be unlawful for any Person, regardless of age, to operate any Wheeled Sports and Recreation Device at any District Wheeled Sports and Recreation Park/Course/Track without a properly fitted and fastened helmet, elbow pads and knee pads.~~

~~§605(c) — It shall be unlawful for any Person in possession of any Wheeled Sports and Recreation Device to be within the designated park/course/track area of any District Wheeled Sports and Recreation Park/Course/Track without also having in their possession a properly fitted helmet, elbow pads and knee pads. The possession of a Wheeled Sports and Recreation Device without a helmet, elbow pads and knee pads as noted above, shall be deemed a violation of this section.~~

~~§605(d) — It shall be unlawful to have or operate a Motor Vehicle of any kind or description at any time in the designated park/course/track area of any District Wheeled Sports and Recreation Park/Course/Track.~~

~~§605(e) — It shall be unlawful to engage in any activity that does not utilize a Wheeled Sports and Recreation Device in the designated park/course/track area of any District Wheeled Sports and Recreation Park/Course/Track.~~

~~§605(f) — It shall be unlawful to use any Wheeled Sports and Recreation Device that is specifically prohibited at a District Wheeled Sports and Recreation Park/Course/Track. A list of devices that are prohibited will be posted at the boundary of the designated park/course/track area and published on the District website.~~

~~§605(g) — It shall be unlawful to alter, in any way, any District Wheeled Sports and Recreation Park/Course/Track.~~

~~§605(h) — It shall be unlawful to possess any glass bottle or container of any kind or~~

description at any District Wheeled Sports and Recreation Park/Course/Track.

~~§605(i) — It shall be unlawful to operate any Bicycle that has pegs or a kickstand on any District BMX Bicycle Course/Park.~~

~~§605(j) — It shall be unlawful for any Person to utilize any device with pedals in any District Bicycle Strider Track/Park.~~

Section 606 — Camp Shelly

~~§606(a) — Any Person who fails to comply with District rules and regulations may be cited and/or ejected from the campground. If a patron is ejected for failure to comply with District rules and regulations, they will not receive a refund.~~

~~§606(b) — It shall be unlawful to occupy a campsite or parking area unless the site or space to be occupied has been designated for camping or parking by the District.~~

~~§606(c) — It shall be unlawful for a Person who is a Juvenile to use a District campground unless accompanied by a parent or guardian.~~

~~§606(d) — It shall be unlawful to have more than 8 (eight) people occupying any one camp site.~~

~~§606(e) — It shall be unlawful to park more than 1 (one) Motor Vehicle at any campsite, or to park off the designated parking pad at the site, without a Permit.~~

~~§606(f) — It shall be unlawful to use or operate any radio receiving set, musical instrument, amplifier, CD player, television set, karaoke machine or other device in such a manner as to disturb the peace, quiet and comfort of any campground user or Person of normal sensitivity in the area. The use of any such device or machine, such that the sound produced is audible in other camp sites, shall be deemed a violation of this section. In no event shall the above devices be operated between the hours of 10:00 p.m. and 8:00 a.m.~~

~~§606(g) — It shall be unlawful to operate any generator in any District campground without a Permit. In no event may a generator be operated between the hours of 8:00 p.m. of one day and 9:00 a.m. of the following day.~~

~~§606(h) — It shall be unlawful for any Person to use a chainsaw or similar device in any District campground.~~

~~§606(i) — It shall be unlawful to build a fire in any location other than the provided fire pits. In no event shall any Person build or maintain a fire whose flame height exceeds 2 (two) feet or whose dimensions exceed the provided fire pit.~~

~~§606(j) — It shall be unlawful to leave any fire within the campground unattended.~~

- ~~§606(k) — It shall be unlawful to place any food, Litter or debris into any fire pit.~~
- ~~§606(l) — It shall be unlawful to not properly store, in accordance with District policy or as directed by District staff, any food, food storage container or food preparation item. This includes but is not limited to pet food, ice chests, cups, plates, utensils, pots and pans. In no event shall any food or item with food residue be left unattended at any time.~~
- ~~§606(m) — It shall be unlawful to wash any item, including but not limited to, dishes, utensils, cups, pots or pans at hose bibs or sinks.~~
- ~~§606(n) — It shall be unlawful for any Person to permit any dog to be in any District campground unless such dog is securely restrained by a substantial Leash, not to exceed six feet in length and is under full control at all times. At no time may any dog be left unattended in any District campground.~~
- ~~§606(o) — It shall be unlawful to allow, or fail to control, a barking dog within any campground of the District.~~
- ~~§606(p) — It shall be unlawful to leave a dog unattended in any District campground at any time.~~
- ~~§606(q) — It shall be unlawful to have or allow to remain in any District campground any animal that is deemed Vicious. Any Person that has the charge of any animal that is deemed Vicious will be required to remove the animal from the campground and may be cited and/or ejected from the campground.~~
- ~~§606(r) — It shall be unlawful to leave any Vehicle or other item that in any manner blocks or impedes traffic on the road to, and within, the campground.~~
- ~~§606(s) — It shall be unlawful for any Person to use any District campground Facilities or amenities without a Permit.~~
- Section 607 — Synthetic Sports Fields**
- ~~§607(a) — It shall be unlawful to bring any dog or other animal onto any District Synthetic Sports Field.~~
- ~~§607(b) — It shall be unlawful for any Person to bring onto or ride any Bicycle of any kind or description on the surface of any District Synthetic Sports Field.~~
- ~~§607(c) — It shall be unlawful to bring any food or drink, except water, onto any District Synthetic Sports Field.~~
- ~~§607(d) — It shall be unlawful to bring any glass container of any kind or description onto any District Synthetic Sports Field.~~

~~§607(e) — It shall be unlawful to bring onto or consume any sunflower seeds, gum, candy or nuts while on the surface of any District Synthetic Sports Field.~~

~~§607(f) — It shall be unlawful to bring onto, ride or use any stroller, skateboard, tri cycle or motor vehicle of any kind or description on any District Synthetic Sports Field.~~

~~Section 608 — Playgrounds~~

~~§608(a) — It shall be unlawful for any Alcoholic Beverage to be possessed, sold or consumed within 100 feet of the play surface boundary at any District Playground Facility.~~

~~§608(b) — It shall be unlawful to allow any animal, even if securely Leashed, onto the play surface of any District Playground Facility.~~

~~§608(c) — It shall be unlawful to bring any glass container of any kind or description onto the play surface of any District Playground Facility.~~

~~§608(d) — It shall be unlawful to allow any Person aged 8 (eight) years or younger to use any District Playground Facility unless accompanied by an Adult.~~

~~Section 609 — Disc Golf Course~~

~~§609(a) — It shall be unlawful for any Alcoholic Beverage, including beer and wine, to be possessed, sold or consumed at any District Disc Golf course.~~

~~§609(b) — It shall be unlawful for any patron of any District Disc Golf course to fail to yield right of way to any other park or trail user.~~

~~§609(c) — It shall be unlawful to enter onto or remain in any District Disc Golf course between one half (1/2) hour after Sunset of one day and Sunrise of the following day, unless otherwise posted.~~

~~§609(d) — It shall be unlawful for any patron of any District Disc Golf course to climb any fence or to trespass onto any private property bordering or near the course.~~

~~§609(e) — It shall be unlawful to dig or excavate any dirt or to construct any structure of any kind or description or to cut, trim, mow or in any way alter the vegetation including but not limited to grass, shrubs and trees, growing on or near, any District Disc Golf course.~~

~~Chapter 700 — General Nuisance~~

~~Section 701 — Noise~~

~~§701(a) — The use of all sound amplifying equipment for any group or special event requires a District use Permit. The users of sound equipment shall abide by any specific~~

limitations noted upon the use Permit, and shall abide by the orders and directions of District employees in the operation of such sound-amplifying equipment.

~~§701(b) — It shall be unlawful to use or operate any radio-receiving set, musical instrument, amplifier, CD player, television set, karaoke machine, or other device in such a manner as to disturb the peace, quiet and comfort of any park user or any reasonable Person of normal sensitivity in the area. The use of any such device or machine, such that the sound produced is audible at a distance in excess of 100 (one hundred) feet, shall be deemed a violation of this section.~~

~~§701(c) — It shall be unlawful to use or operate any radio-receiving set, musical instrument, amplifier, CD player, television set, karaoke machine or other device at a volume greater than 80 (eighty) decibels at the device or speaker at any time.~~

~~§701(d) — It shall be unlawful to willfully make or cause to be made or continued, any loud, unnecessary or unusual noise which disturbs the peace and quiet or which causes discomfort or annoyance to any reasonable Person of normal sensitivity utilizing any District Facility or Parkland or on adjacent private property.~~

Section 702 — Posting and Decorations

~~§702(a) — It shall be unlawful for any Person to cut, carve, paint, mark, paste or fasten on any tree, fence, wall, building, monument or other District owned or managed property in any District Facility or Parkland, any bill, advertisement, directional or informational signs, or inscription whatsoever.~~

~~§702(b) — It shall be unlawful in any District Facility or Parkland for any Person to attach or place any materials, devices or equipment to District owned or managed property for the purpose of decorating or for any other purpose without first having obtained a Permit.~~

~~§702(c) — It shall be unlawful for any Person to distribute or place in or upon any Vehicle, left standing or parked, on any District Facility or Parkland any written materials, including but not limited to, advertisements, handouts, handbills, circulars, leaflets, pamphlets, paper, booklets or other printed or written material regardless of whether the content is commercial or non-commercial. Each deposit of any written or printed material shall be deemed a separate violation.~~

~~§702(d) — It shall be unlawful for any Person to place, post, display, fasten to any tree, fence, gate, table, bench, wall, building, monument or other District property any sign, including but not limited to advertisements, directional signs, balloons, political signs, campaign signs, realty signs, banners, or any inscriptions whatsoever whether free standing, in ground, tied, taped, stapled, nailed or displayed in any other manner, in any District Facility or Parkland without a permit. No sign, banner or posting on any premises or business adjacent to any District Facility or Parkland may be placed in such a manner as to protrude into,~~

~~hang over, or in any manner encroach upon, any District Facility or Parkland without a permit.~~

~~Section 703—Unauthorized Storage~~

~~§703(a) — No Person or group shall store, leave, or otherwise allow to remain on, at or in any District Facility or Parkland any materials, supplies, equipment, vehicle(s) or other items without a permit.~~

~~§703(b) — Any materials, supplies, equipment, vehicle(s) or other personal property left for more than 24 (twenty-four) hours, may be moved or towed and stored at owner's expense. If the materials, supplies, equipment, vehicle(s) or other personal property is determined to cause a hazard or to limit the lawful use of a District Facility or Parkland by others the item(s) may be removed immediately.~~

~~§703(c) — Any materials, supplies, equipment or other personal property that have been moved or towed and stored as noted in §703(b), that remains unclaimed after 60 (sixty) calendar days from date of notification or attempted notification of owner, shall become LARPD property and will be disposed of or sold, whichever is determined most appropriate, by the District.~~

~~Section 704—Disturbing the Peace~~

~~§704(a) — It shall be unlawful for any Person to engage in any course of conduct in any District Facility or Parkland after being advised by a Park Ranger or other District employee, Law Enforcement Officer, agent or Concessionaire having authority to regulate or manage the area, that such conduct does or could unreasonably or unnecessarily interfere with or obstruct the lawful use and enjoyment of such Facility or Parkland by other Persons or impairs the ability of any Park District employee, agent or Concessionaire to perform his or her authorized duties and activities. (Misdemeanor)~~

~~§704(b) — It shall be unlawful to willfully use any threatening, abusive, boisterous, obscene, vulgar or loud behavior which are inherently likely to provoke an immediate breach of peace which impairs or could impair the lawful use and enjoyment of District Facilities or Parklands by other Persons.~~

~~Section 705—Failure to Obey~~

~~§705(a) — It shall be unlawful to refuse to leave the premises of any District Facility or Parkland when given a lawful order to do so by a District employee or a Law Enforcement Officer. (Misdemeanor)~~

~~Section 706—Nudity~~

~~§706(a) — It shall be unlawful for any Person to appear, swim, bathe, wade, sunbathe, walk or be in any District Facility or Parkland in such a manner that the genitals, vulva, pubis, symphysis, pubic hair, buttocks, cleft, perineum, anus, anal region, pubic hair region or any portion of the breast at or below the upper edge of the areola of any female Person be exposed to public view.~~

~~§706(b) — Section 706(a) shall not apply to children under the age of 5 (five) years or a woman with breast(s) exposed in the process of breastfeeding an infant.~~

~~**Section 707—Air Jumps**~~

~~§707(a) — It shall be unlawful to have, install or use any air filled play device including but not limited to, air jumps, trampolines, slides and ball pits in any District Facility or Parkland without a Permit.~~

~~**Section 708—Generators**~~

~~§708(a) — It shall be unlawful to use or possess a generator or similar device in any District Facility or Parkland without a Permit.~~

~~**Section 709—Metal Detectors**~~

~~§709(a) — It shall be unlawful to use a metal detector or similar device in any District Facility or Parkland without a Permit.~~

~~**Section 710—Unintended Use**~~

~~§710(a) — It shall be unlawful to use a District Facility or Parkland for a purpose other than that for which it is intended by the District without a Permit.~~

~~§710(b) — It shall be unlawful to alter any District Facility or Parkland without a Permit. This includes but is not limited to digging, excavating, or constructing any obstacle, ramp or jump or removing any object, mowing, edging, trimming, cutting, pruning, removing or adding any plant material, soil or amendments of any kind or description or adding any markings or lines via chalk, paint, tape or other adhesive or any other medium for any purpose.~~

~~§710(c) — It shall be unlawful to erect or build any structure or building of any kind or description in any District Facility or Parkland without a Permit. This includes but is not limited to tents, shade shelters, portable restrooms, tree houses or fencing.~~

~~§710(d) — It shall be unlawful to drive, pound, hammer or place any stake, bar, post, fence post or other item into the ground at any District Facility or Parkland without a Permit.~~

~~**Section 711—Encroachment**~~

~~§711(a) — It shall be unlawful for the owner or occupant of any premise or business adjacent to any District Facility or Parkland to fail or neglect to keep any tree, shrub, vine or groundcover controlled or trimmed so as not to infringe upon any District Facility or Parkland. The overhang of trees onto District property shall be trimmed to a minimum height of 8 (eight) feet over grade level of any District Facility or Parkland, with the exception of parking lots or streets, in which case the minimum height shall be 10 (ten) feet.~~

~~**Chapter 800—Vehicles**~~

Section 801—Parking

~~§801(a) — Any Vehicle parked or left standing in violation of this section may be removed in accordance with the California Vehicle code §22650.~~

~~§801(b) — It shall be unlawful and punishable by civil penalties identified in Vehicle Code §40200(a) for any Person to park a Motor Vehicle in any District Facility or Parkland, except an authorized emergency Vehicle or when in compliance with the directions of a peace officer, in any of the following places:~~

- ~~1. Where prohibited by "No Parking" signs.~~
- ~~2. Where prohibited by "No Stopping" signs.~~
- ~~3. Adjacent to any curb painted red.~~
- ~~4. Adjacent to any curb beyond the time indicated by paint or signs.~~
- ~~5. Within 15 (fifteen) ft. of a fire hydrant.~~
- ~~6. Blocking or obstructing any fire Trail or fire lane.~~
- ~~7. Blocking or obstructing any Trail, sidewalk or pedestrian walkway.
At no time may a vehicle, even if parked in a legal parking space, overhang or protrude, narrowing a Trail, sidewalk or pedestrian walkway to a width of 3 (three) ft. or less.~~
- ~~8. Blocking or obstructing any gate, entrance or exit.~~
- ~~9. On any lawn, turf or landscaped area.~~
- ~~10. On any area where grass and other vegetation is taller than 4 (four) inches in height.~~
- ~~11. In any picnic area.~~
- ~~12. In such a manner as to take up more than one designated parking place in any authorized area.~~
- ~~13. In such a manner as to block or partially block the roadway of the parking area i.e., Vehicle not pulled fully into parking space.~~
- ~~14. Where a fee is charged and the fee is not paid.~~
- ~~15. In any District parking area where a fee is charged, a Permit is issued as a receipt, and the Permit or receipt is not displayed in a conspicuous place upon the Vehicle as to be easily observed by a peace officer.~~
- ~~16. In any District parking area for the purpose of commute parking.~~
- ~~17. In any District parking area for the purpose of advertising or attempting to sell a Vehicle.~~
- ~~18. In any area not intended by the District to be used for parking or in any area that is designated as restricted or permit use only, without displaying a valid permit.~~
- ~~19. Anywhere in the District between the hours of 10:00 p.m. of one day and 6:00 a.m. of the following day, or hours otherwise posted.~~
- ~~20. In any District parking area if vehicle occupants are not utilizing a District Facility or Parkland associated with said parking area.~~
- ~~21. In any area designated for District employees without displaying an LARPD employee parking permit.~~
- ~~22. By backing in where posted head in parking only.~~

~~§801(c) — It shall be unlawful for any Person to park, abandon or otherwise allow to remain any automobile or other conveyance in any District Facility or Parkland between the Sunrise to one half (1/2) hour after Sunset of the following day, or hours otherwise posted, without a Permit.~~

~~§801(d) — It shall be unlawful for any Person to park a Vehicle in any District parking area if such Person is not utilizing a District Facility or Parkland associated with said parking area.~~

~~Section 802 — Motor Vehicles~~

~~§802(a) — It shall be unlawful for any Person to drive any Motor Vehicle on any District Trail, or on any service road not intended for public use, or any other area posted to prohibit such use.~~

~~§802(b) — Section 802(a) shall not apply to a mobility challenged Person using a multi use Trail who is using a Wheelchair or Power Driven Mobility Device or to a Class 1 (one) or Class 3 (three) Motorized Bicycle when operated at a speed no greater than 15 (fifteen) miles per hour on paved Trails outside of Sycamore Grove Park.~~

~~§802(c) — It shall be unlawful for any Person to operate any Motor Vehicle in any District Facility or Parkland except on established roads that are open to the public for this purpose.~~

~~§802(d) — It shall be unlawful for any Person authorized to operate any Motor Vehicle in any District Facility or Parkland to drive anywhere other than on established roads.~~

~~§802(e) — It shall be unlawful for any Person authorized by easement agreement to drive on service roads and/or Trailways in any District Facility or Parkland to drive anywhere other than on roads approved and agreed upon in the easement.~~

~~§802(f) — It shall be unlawful for any Person to operate any Motor Vehicle in any District Facility or Parkland at a speed greater than 10 (ten) mph unless otherwise posted.~~

~~§802(g) — Section 802(f) shall not apply to Motorized Bicycles on paved District Trails outside of Sycamore Grove Park. The speed limitation for these Vehicles shall be 15 (fifteen) mph or less, unless otherwise posted.~~

~~§802(h) — It shall be unlawful for any Person to operate a Vehicle within any District parking area or non roadway at a speed greater than 5 (five) mph.~~

~~§802(i) — It shall be unlawful for any Person to operate any Motor Vehicle in any District Facility or Parkland at a speed greater than is reasonable or prudent for~~

~~conditions present, which may include but are not limited to, posted speed limit, road width, road surface, weather, traffic or other conditions.~~

~~§802(j) — It shall be unlawful for any Person to operate any Motor Vehicle in any District Facility or Parkland at a speed which endangers the safety of Persons, property or Wildlife.~~

~~§802(k) — It shall be unlawful in any District Facility or Parkland for the operator of any Motor Vehicle to accelerate so as to cause audible noise by tire friction on the pavement or graveled surface, or to cause the tires of the Vehicle to leave friction marks upon the pavement except when such action is reasonably necessary to avoid collision.~~

~~§802(l) — It shall be unlawful in any District Facility or Parkland for the operator of any Motor Vehicle to cause a Vehicle to spin, slide, race, fishtail, circle or to operate a Vehicle in any way that may endanger themselves, any other Vehicles, park users or property. (Misdemeanor)~~

~~§802(m) — It shall be unlawful for any Person to perform any Vehicle maintenance or repairs in any District Facility or Parkland.~~

~~§802(n) — It shall be unlawful to wash any Motor Vehicle in any District Facility or Parkland without a Permit.~~

~~Section 803 — Motorized Bicycles~~

~~§803(a) — It shall be unlawful to operate a Class 2 (two) Motorized Bicycle in any District Facility or Parkland.~~

~~§803(b) — It shall be unlawful to operate any Motorized Bicycle at a speed greater than 15 (fifteen) mph in any District Facility or Parkland.~~

~~§803(c) — It shall be unlawful for any Person to operate any Motorized Bicycle in any District Facility or Parkland at a speed greater than is reasonable or prudent for conditions present, which may include but are not limited to, road width, road surface, weather, traffic or other conditions.~~

~~§803(d) — It shall be unlawful to operate any Motorized Bicycle in any District Facility or Parkland on any surface other than a paved trail. Motorized Bicycle operation is strictly prohibited in Sycamore Grove Park regardless of trail surface.~~

~~§803(e) — It shall be unlawful for any Person under 16 (sixteen) years of age to operate any Class 3 (three) Motorized Bicycle in any District Facility or Parkland.~~

~~§803(f) — It shall be unlawful for any Person to operate any Class 3 (three) Motorized Bicycle in any District Facility or Parkland without wearing a properly fitted and fastened helmet. The helmet requirement also applies to a Person who rides~~

upon a Class 3 (three) Motorized Bicycle while in a restraining seat that is attached to the Bicycle or in a trailer towed by the Bicycle.

Section 804—Motor Vehicle Abandonment

~~§804(a) — It shall be unlawful for any Person to permit a Vehicle to be parked or left standing within District Facilities or Parklands for 72 (seventy-two) or more consecutive hours.~~

~~§804(b) — Any Vehicle parked or left standing in violation of this Section may be removed in accordance with the California Vehicle Code.~~

Section 805—Bicycles

~~§805(a) — It shall be unlawful for any Person under the age of 18 (eighteen) to operate a Bicycle, or ride upon a Bicycle as a passenger in any District Facility or Parkland without a properly fitted and fastened Bicycle helmet. This also applies to a Person who rides upon a Bicycle while in a restraining seat that is attached to the Bicycle or in a trailer towed by the Bicycle.~~

~~§805(b) — It shall be unlawful to ride a Bicycle at a speed exceeding 15 (fifteen) mph in any District Facility or Parkland at any time unless otherwise posted. In no event shall a Bicycle be operated at a speed greater than is reasonable or prudent, having due regard for weather, visibility, the traffic on and the surface being traversed. In no event shall a Bicycle be operated at a speed or in a manner which endangers the safety of Persons or property.~~

~~§805(c) — It shall be unlawful to ride a Bicycle off of or jump onto any object in any District Facility or Parkland including, but not limited to stairways, curbs, sidewalks, benches, car stops, bike racks, planters, picnic tables or retaining walls that are not intended for such purpose.~~

~~§805(d) — It shall be unlawful for any Person to lock, chain, fasten, leave or prop any Bicycle in any District Facility or Parkland, to any item not specifically intended for that purpose, including but not limited to trees, tree cages, tree tubes, fences, gates, picnic tables, signs, sign posts, drinking fountains, hose bibs and buildings.~~

~~§805(e) — It shall be unlawful to operate a Bicycle in the courtyard area between the Community and Recreation Buildings at the Robert Livermore Community Center.~~

~~§805(f) — It shall be unlawful to operate a Bicycle within 70 (seventy) feet of the main entrance of the Community Building at the Robert Livermore Community Center.~~

~~§805(g) — It shall be unlawful to operate a Bicycle within 25 (twenty five) feet of any public entrance to any District Building.~~

~~§805(h) — It shall be unlawful to Grind any Bicycle across any object, including but not~~

~~limited to, curbs, plant containers, concrete walls, rock walls, benches, picnic tables, stairway rails or any other object not intended specifically for this use, in any District Facility or Parkland.~~

~~**Section 806—Watercraft**~~

~~§806(a) — It shall be unlawful for any Person to launch a flotation device of any kind or description, including but not limited to a boat, kayak, canoe, raft, inner tube or surfboard on water owned, managed, controlled or operated by the District.~~

~~**Section 807—Aircraft**~~

~~§807(a) — It shall be unlawful to land, launch or tether any Aircraft on any District Facility or Parkland.~~

~~§807(b) — It shall be unlawful to practice, or attempt to practice, the landing, take off, or taxiing of any Aircraft over or upon any District Facility or Parkland.~~

~~§807(c) — It shall be unlawful to operate any Aircraft in a manner which disturbs or causes harm to any of the Flora or Wildlife or which impairs the lawful use and enjoyment of a District Facility or Parkland.~~

~~§807(d) — It shall be unlawful to operate any Aircraft over any District Facility or Parkland at a height lower than 500 (five hundred) feet, other than normal landing and take off activities utilizing the Livermore Municipal Airport.~~

~~**Chapter 900—Trail Uses**~~

~~**Section 901—General**~~

~~§901(a) — It shall be unlawful to use any District Trail that is posted as closed in any District Facility or Parkland.~~

~~§901(b) — It shall be unlawful to use any District Trail in a negligent, unsafe or reckless manner or in a way that endangers the life, limb or property of any Person.~~

~~§901(c) — It shall be unlawful for any Person to travel farther than 100 (one hundred) feet off any designated Trail in any Open Space or Preserve.~~

~~§901(d) — It shall be unlawful for any Person to leave any District Trail when such action will result in that Person trespassing on private property.~~

~~§901(e) — It shall be unlawful for any Person to utilize a Vehicle of any kind or description, including but not limited to, scooters, off road scooters, skateboards, off road skateboards, gravity propelled devices or motor vehicles on any Trail, or across any area in any District Facility or Parkland, not designated for that use. These Vehicles are specifically prohibited on unpaved Trails in any Open Space or Preserve.~~

~~§901(f) — Section 901(e) shall not apply to a mobility challenged Person who is using a Wheelchair, or Power Driven Mobility Device, or a device in which young children are transported i.e., stroller.~~

~~Section 902 — Bicycles on Trails~~

~~§902(a) — It shall be unlawful to ride or operate any Bicycle on any Trail, District Facility or Parkland not designated for that purpose.~~

~~§902(b) — It shall be unlawful for any Person to not ride a Bicycle single file on the right side of the Trail and/or reduce speed to a level that is safe for conditions, when on turns, blind corners or steep hills/grades.~~

~~§902(c) — It shall be unlawful for any Person riding a Bicycle to not warn other Trail users, at a distance not less than 30 (thirty) feet, when overtaking or approaching. This warning can be a verbal statement that shall be called out, or an audible device that is sounded.~~

~~§902(d) — It shall be unlawful to ride a Bicycle at a speed exceeding 15 (fifteen) mph in any District Facility or Parkland at any time unless otherwise posted. In no event shall a Bicycle be operated at a speed greater than is reasonable or prudent, having due regard for weather, visibility, the traffic on and the surface and width of the Trail. In no event shall a Bicycle be operated at a speed or in a manner which endangers the safety of Persons or property.~~

~~Section 903 — Saddle or Pack Animals on Trails~~

~~§903(a) — It shall be unlawful to ride, drive, lead or keep any horse, mule, donkey, pony or other saddle or pack animal on any Trail, District Facility or Parkland not designated for that purpose in any District Facility or Parkland.~~

~~§903(b) — It shall be unlawful to ride or drive any horse, mule, donkey, pony or other saddle or pack animal at a Trot, Canter, Lope, Gallop or Run or to use an Ambling Gait in any area where the pace of such animal is restricted to a Walk. These areas include, but are not limited to, asphalt/paved surfaces and Open Space Trails less than 4 (four) feet wide.~~

~~§903(c) — It shall be unlawful to ride or drive any horse, mule, donkey, pony or other saddle or pack animal at a speed that exceeds a Trot, Ambling Gait or 15 (fifteen) miles per hour, whichever is less, in any District Facility or Parkland, unless otherwise posted. In no event shall the speed of such animal be greater than is reasonable or prudent, having due regard for weather, visibility, other trail users, trail conditions and the width of the Trail, and in no event at a speed which endangers the safety of Persons, property or Wildlife.~~

~~§903(d) — It shall be unlawful to ride, drive, lead or keep any horse, mule, donkey, pony or other saddle animal on any District Trail without a securely fastened saddle and a bridle or other device designed to control the animal.~~

~~Section 904—Vehicles on Trails~~

~~§904(a) — It shall be unlawful for any Person to drive any Vehicle of any kind on any District Trail or service road not intended for public use or posted to prohibit such use.~~

~~§904(b) — Section 904(a) shall not apply to a mobility challenged Person using a multi-use Trail who is using a Wheelchair or Power Driven Mobility Device or a device in which young children are transported i.e. stroller.~~

~~§904(c) — It shall be unlawful to utilize any sled, wagon, pony cart or other device pulled by an animal of any description on any District Trail.~~

~~Chapter 1000—Domestic Animals~~

~~Section 1001—Grazing~~

~~§1001(a) — It shall be unlawful to allow horses, cattle, sheep, goats or any other animal to graze in any District Facility or Parkland without a permit.~~

~~Section 1002—Saddle or Pack Animals~~

~~§1002(a) — It shall be unlawful for any Person to ride, drive, lead or keep any horse, mule, donkey, pony or other saddle or pack animal at any swimming pool, nature Preserve, picnic area, Playground, lawn or turf area, or any other area designated as restricted in any District Facility or Parkland.~~

~~§1002(b) — It shall be unlawful for any Person to ride, drive, lead or keep any horse, mule, donkey, pony or other animal in a manner that would interfere with the lawful use and enjoyment of any District Facility or Parkland.~~

~~§1002(c) — It shall be unlawful for any Person to leave any horse, mule, donkey, pony or other animal unattended or insecurely tied in any District Facility or Parkland.~~

~~§1002(d) — It shall be unlawful to tie any horse, mule, donkey, pony or other saddle or pack animal to any sign, sign post, tree, bush, shrub, tree cage, tree tube, picnic table, bench, drinking fountain, fence, gate or other District property or building at any time unless in a manner and place so designated for that use.~~

~~Section 1003—Animals/Pets~~

~~§1003(a) — No dog, cat, or other animal, even if securely Leashed, shall be permitted at any aquatic Facility, Playground, Preserve, Synthetic Sports Field, wetland, in any building, or any other area specifically designated as prohibited.~~

~~§1003(b) — Section 1003(a) shall not apply to an on duty service animal assisting a physically challenged Person.~~

~~§1003(c) — No dog, cat, horse, or other animal shall be Permitted in any District Facility or Parkland, except at a place, time and in a manner as designated. At such times animals must be under the charge and full control of a Person competent to keep such animal under effective charge and control.~~

~~§ 1003(d) — It shall be unlawful for any Person to cause or permit any dog or other animal to be in any District Facility or Parkland unless securely restrained by a substantial Leash not to exceed 6 (six) feet in length. A dog may be secured by a Retractable Leash; however, the Retractable Leash may not exceed 6 (six) feet in length when in the presence of other people. Even if secured by a Leash or Retractable Leash, the animal must be under the charge and full control of a Person able to keep such animal under effective charge and control at all times.~~

~~§1003(e) — Nothing in section 1003(d) shall prevent a dog from being without a Leash in a designated Dog Run/Park/Off Leash Area that is posted for such use. However, owners allowing a dog to use such areas are still required to attend the dog and are responsible for the charge, control and actions of said dog. Section 1003(d) will not apply to an on duty service animal assisting a physically challenged Person.~~

~~§1003(f) — It shall be unlawful for any Person to leave an animal or pet of any description unattended in any District Facility or Parkland at any time.~~

~~§1003(g) — It shall be unlawful for any Person in control or having custody of any dog or other animal to fail to remove the feces of such animal from any District Facility or Parkland. All feces shall be removed from the ground in a bag or other device and placed in a trash receptacle. Any Person in control or in charge of any dog or other animal must carry a bag or other device for removal of feces at all times, and must present the bag or other device to any law enforcement or animal control officer upon request.~~

~~§1003(h) — It shall be unlawful for any Person to sweep, rake, shovel or otherwise clean out any Trailer or Vehicle of any kind or description, that is used to move horses, bovine or other animals, of any fecal material and leave said material behind in any District Facility or Parkland.~~

~~§1003(i) — It shall be unlawful for any Person to knowingly bring into any District Facility or Parkland any sick, diseased or infectious animal or pet.~~

~~§1003(j) — It shall be unlawful for any Person to leave or abandon any animal or pet, whether dead or alive, in any District Facility or Parkland. (Misdemeanor)~~

~~§1003(k) — Any dog or cat found without a license or identification tag, in violation of California Food and Agriculture Code Section 30951, may be seized and impounded by members of the District's Ranger staff, Law Enforcement Officer~~

or other authorized employee assisting the police, as authorized by and pursuant to California Food and Agriculture Code Section 31101.

~~§1003(l) — It shall be unlawful to allow a dog or other animal to chase, injure or kill any cow, goat, sheep or other domestic animal in any District Facility or Parkland.~~

~~§1003(m) — Any dog found running at large in District facilities or Parklands (i) in a pack of three or more dogs in the park or (ii) chasing wild animals or cattle, or interfering with, bothering or harassing park users, other animals or Wildlife, may be seized and impounded. In the event that such a dog is found to create a danger to the life or limb of park users, other animals or Wildlife, and cannot be seized or impounded, the dog may be killed by a County or City law enforcement officer or designated District Park Ranger.~~

~~§1003(n) — It shall be unlawful for any Person to bring into, or permit any Vicious Animal to enter or remain in, any District Facility or Parkland. (Misdemeanor)~~

~~§1003(o) — It shall be unlawful for any Person to train dogs for attack, or any other form of dog and human contact which simulates an attack, in any District Facility or Parkland. (Misdemeanor)~~

~~§1003(p) — It shall be unlawful to utilize any sled, wagon, pony cart or other device pulled by an animal of any description within any District Facility or Parkland.~~

~~§1003(q) — It shall be unlawful for any Person to feed any Feral or abandoned animal in any District Facility or Parkland.~~

~~§1003(r) — It shall be unlawful for any Person to bring into any District Facility or Parkland any Exotic Animal or Prohibited Animal without a permit. This does not include saddle animals, domestic dogs (excluding wolf and coyote hybrids) and domestic cats (excluding Exotic crosses).~~

Section 1004 — Dog Run/Park and Off-Leash Areas

~~§1004(a) — It shall be unlawful for any Person to bring an unlicensed dog(s) into any District Dog Run/Park or Off-Leash Area. A valid dog license tag must be worn by the animal(s) at all times.~~

~~§1004(b) — It shall be unlawful for any Person that brings a dog(s) into a District Dog Run/Park or Off-Leash Area to leave the enclosed/designated area without their animal(s). Any Person charged with the control of said animal(s) must remain in the enclosed/designated area and monitor and control the dog(s).~~

~~§1004(c) — It shall be unlawful for any Person to knowingly bring into any District Dog Run/Park or Off-Leash Area any sick, diseased or infectious animal.~~

~~§1004(d) — It shall be unlawful for any Person to bring into, or allow to remain in any District Dog Run/Park or Off-Leash Area, any animal that is in heat.~~

~~§1004(e) — It shall be unlawful for any Person to bring into, or allow to remain in any District Dog Run/Park or Off Leash Area, any animal that is not a dog.~~

~~§1004(f) — It shall be unlawful for any Person to bring into, or allow to remain in any District Dog Run/Park or Off Leash Area, any animal that cannot be kept under Voice Control.~~

~~§1004(g) — Section 1004(f) may not apply to a dog with visual or hearing disabilities. Accommodation may be made on a case by case basis for the use of visual cues or assistive technology i.e. electric collar, in place of audible signals. Regardless of method, all conditions of Voice Control must still be met.~~

~~§1004(h) — It shall be unlawful for any Person to have more than 2 (two) dogs in any District Dog Run/Park or Off Leash Area at any one time.~~

~~§1004(i) — Any Person charged with the control of any dog(s) in any District Dog Run/Park or Off Leash Area must have in their possession, at all times, a Leash for each animal. One Leash per animal must be presented to any District Park Ranger, law enforcement, or animal control officer upon request. Failure to do so shall be a violation of this section.~~

~~§1004(j) — It shall be unlawful for any Person aged 12 (twelve) years or younger to be in any District Dog Run/Park or Off Leash Area unless accompanied by an Adult.~~

~~Chapter 1100 — Natural & Cultural Resource Protection~~

~~Section 1101 — Wildlife Protection~~

~~§1101(a) — It shall be unlawful for any Person to hunt, molest, disturb, injure, trap, take, fish, net, poison, harm, capture or kill any kind of Wildlife in any District Facility or Parkland. (Misdemeanor)~~

~~§1101(b) — It shall be unlawful for any Person to remove, destroy or in any manner disturb the natural habitat of any animal in any District Facility or Parkland.~~

~~§1101(c) — It shall be unlawful to allow a dog or other animal to chase or injure Wildlife in any District Facility or Parkland.~~

~~§1101(d) — It shall be unlawful to allow a dog or other animal to dig up burrows or disturb nests or dens of any Wildlife in any District Facility or Parkland.~~

~~§1101(e) — It shall be unlawful for any Person to feed Wildlife at any time in any District Facility or Parkland.~~

~~§1101(f) — It shall be unlawful for any Person to leave, release or abandon any Wildlife, whether dead or alive, in any District Facility or Parkland. (Misdemeanor)~~

~~§1101(g) — It shall be unlawful for any Person to collect or remove from any District Facility or Parkland any scat, bones, teeth, fur, feathers, nest, egg (whether hatched or unhatched) or any other part of any Wildlife.~~

~~**Section 1102 — Flora Protection**~~

~~§1102(a) — It shall be unlawful for any Person to damage, destroy, injure, collect, dig up, pick, mutilate, cut, carve upon or remove any Flora in any District Facility or Parkland. (Misdemeanor)~~

~~§1102(b) — It shall be unlawful for any Person to bring into any District Facility or Parkland any Flora for the purposes of planting, dispersal or disposal.~~

~~§1102(c) — It shall be unlawful for any Person to collect any seeds or cuttings in any District Facility or Parkland.~~

~~§1102(d) — It shall be unlawful for any Person to tie any rope or other item to or attach any swing, rope or otherwise, to any tree in any District Facility or Parkland.~~

~~**Section 1103 — Geological Feature Protection**~~

~~§1103(a) — It shall be unlawful for any Person to damage, carve, dig up, collect or remove earth, rocks, sand, gravel, fossils, minerals, caves, or any geological article or feature in any District Facility or Parkland. (Misdemeanor)~~

~~§1103(b) — It shall be unlawful for any Person to collect or remove any water from any stream, creek, river, channel, canal, slough, pond, lake, permanent or ephemeral pool or puddle, wetland, bay, lagoon, or other stream or body of water in any District Facility or Parkland.~~

~~**Section 1104 — Archaeological/Cultural/Artifact Protection**~~

~~§1104(a) — It shall be unlawful for any Person to damage, injure, dig up, mutilate, cut, collect, relocate, remove or in any way disturb any paleontological, archaeological or Cultural Artifact or Feature in any District Facility or Parkland. (Misdemeanor)~~

~~**Section 1105 — Research or Collecting Permit**~~

~~§1105(a) — Special Permission may be granted to remove, treat, disturb, or otherwise affect Wildlife or Flora or geological, cultural, archaeological, or paleontological materials for research, interpretive, educational or park operational purposes.
Permission for any collection activity must be in writing and obtained in advance.~~

CALIFORNIA CODE OF REGULATIONS

TITLE 14. NATURAL RESOURCES
DIVISION 3. DEPARTMENT OF PARKS AND RECREATION
CHAPTER 1. GENERAL
This database is current through 2/13/09, Register 2009, No. 7

§ 4300. Authority.

All sections of Chapters 1 through 8 are adopted pursuant to Sections 5001.5, 5003 and 5008 of the Public Resources Code and apply to all units under control of the Department of Parks and Recreation unless otherwise indicated.

(a) When it is necessary to refer to one or more units under control of the Department of Parks and Recreation by terms other than their classification, the terms "unit of the State Park System," "unit of the State Vehicular Recreation Area and Trail System," or simply "unit" will be used.

(b) A title, where used, does not limit the language of a section.

(c) These sections are severally adopted. If one or more of these sections is deemed invalid, the remaining sections are intended to remain in effect. Where a section herein or rule is amended or repealed, acts and omissions prior thereto may be prosecuted as though such section or rule had not been so amended or repealed.

(d) Special regulations for an area or a subject do not preclude the application of general regulations unless expressly so indicated.

(e) The privilege of any person to be present in any unit under control of the Department of Parks and Recreation is hereby expressly conditioned upon compliance by that person with all applicable laws and regulations. In addition to other penalties prescribed by law, violation of any law or regulation shall subject the violator to ejection from the unit in which the violation occurs.

(f) This provision shall be enforced by peace officers having concurrent jurisdiction in any unit in which a violation of regulations may take place.

(g) Nothing contained herein shall be construed to authorize or prohibit any act or acts which are expressly authorized or prohibited by statute of the State of California or by ordinance of a governmental subdivision thereof with concurrent jurisdiction over a unit or units controlled by the Department of Parks and Recreation.

§ 4301. Definitions.

(a) "Department," as used herein, means the State Department of Parks and Recreation, having a headquarters in Sacramento, California.

(b) "Director," as used herein, means Director of Parks and Recreation.

(c) "Deputy Director of Off-Highway Motor Vehicles," means the person in charge of Division of Off-Highway Motor Vehicle Recreation.

(d) Division Chief means the person in charge of an administrative area or division consisting of units and districts, under control of the Department of Parks and Recreation.

- (e) "District Superintendent" means the person in charge of an administrative district consisting of one or more units under control of the Department of Parks and Recreation.
- (f) "Person," as used herein, shall be construed to mean and include natural persons, firms, copartnerships, corporations, clubs, and all associations or combinations of persons whenever acting for themselves or by an agent, servant, or employee.
- (g) "Nighttime," is any time from one-half hour after sunset to one-half hour before sunrise.
- (h) "Water-ski" means any aquaplane, water-ski, or any other device used, or which may be used, for carrying persons or property while being towed behind a boat.
- (i) Posting of Notices. The term "posted" as used herein, unless otherwise indicated, shall mean and require that the Department shall set aside at the district headquarters and at the unit affected and in a location convenient to the general public, a bulletin board or similar device upon which shall be posted all special instructions, orders, pertaining to units of the district including but not limited to special hours of operation, swimming and boating restrictions, hunting and camping restrictions, and special instructions pertaining to areas where activities are curtailed or restricted. Proof of posting shall be filed in the offices of the division chiefs or the Sacramento California Office of the Division of Off-Highway Motor Vehicle Recreation.
- (j) Special Events. Special Events are activities which are beyond the normal scope of activities and operations conducted in units under control of the Department of Parks and Recreation. Consistent with existing state policies and laws, District Superintendents may approve by permit a Special Event when it is found to be in the best interest of the Department of Parks and Recreation and is conducted by an appropriate sponsor at no net expense to the state. Special Event permits are required when fees are charged by the event sponsor beyond the regular State Park Facility Use Fees, when the Department has determined the event will create a greater potential hazard or liability to the State than incurred through typical operations, when the activity includes the exclusive use of an area within the park, when the activity interferes significantly with the public's use of an area, when additional staffing or staff time is required, or where items or services are sold. Special Event permits are required for any activity within the State Park System which meet any of these criteria, and which occur wholly or partially within or on any property owned, operated, or administered by the Department. Upon a finding by the District Superintendent that a special event is consistent with the unit's use, he/she may issue a Special Event permit for such use. The terms and conditions of such permit shall prevail where inconsistent with the rules herein when approved by the Division Chief, Chief of Off Highway Motor Vehicle Recreation Division or the District Superintendent.
- (k) Juveniles. The term juvenile as used herein shall be construed to mean any person under the age of 18 years.
- (l) "Aircraft" means any powered, unpowered, or towed device that is used or intended to be used to carry a person or persons in the air.
- (m) Beach. Unless the context otherwise requires, the use of the word "beach" herein means that portion of a unit under control of the Department of Parks and Recreation between the edge of a body of water, extending inland, to whichever comes first: a fence, a distinctive berm or cliff, a line of vegetation, or an officially erected sign specifically designating the boundaries of the beach.
- (n) Road. A road is that portion of a unit improved, designed, ordinarily used, or designated for vehicular travel, including vehicular trails within State Vehicular Recreation Area and Trail System.
- (o) Designate. Designate means to indicate, specify, or make recognizable by some mark, sign, or name.

(p) Animals. An animal is any animate being which is endowed with the power of voluntary motion; animate being, not human.

(q) Placing of Road Signs. The term "Placing of Road Signs," as used herein, means the placing of signs regulating the operation of motor vehicles, including, but not limited to, stop signs, yield signs, and speed limit signs, which is done in accordance with those instructions contained in section 21401 of the California Vehicle Code.

(r) Placing of Vehicle Recreation Trail Signs. The term "Placing of Vehicle Recreation Trail Signs," as used herein, means the placing of signs regulating the operation of motor vehicles within the State Vehicular Recreation Area and Trail System which is done in accordance with section 38280 of the California Vehicle Code.

(s) Facility. Facility means any structure or combination of structures, or any feature or entity modified by humans for human use.

(t) Unit. Unit means any named and classified unit under control of the Department of Parks and Recreation, as well as any Department projects which have not yet been named or classified.

(u) Camping is defined as:

- 1) erecting a tent or shelter or arranging bedding, or both, for purposes of, or in such a way as will permit, remaining overnight.
- 2) Use of houseboats or boats for the purpose of sleeping during the nighttime hours, whether anchored, moored or beached.
- 3) Use of any parked or standing vehicle for the purpose of sleeping during nighttime hours.

(v) Rockhounding is defined as being the recreational gathering of stones and minerals found occurring naturally on the undisturbed surface of the land, including panning for gold in the natural water-washed gravel of streams.

(w) Float Material is defined as materials only occurring naturally on the surface of the land.

§ 4302. Use of Facilities, Payment.

No person shall use or be present in any portion of a unit under control of the Department of Parks and Recreation for which a use fee has been established by the Department, without paying such fee, with the exception of units which require payment of fees upon exit. This shall not apply to state officers and employees on official business nor to persons excepted by the Department for administrative reasons.

§ 4304. Aircraft.

No person, using any aircraft, shall land, taxi on or take off from any body of water or from any portion of any unit if not specifically approved by the Department and the unit has been designated for landing of aircraft. No person shall parachute into, fly an unlicensed aircraft, ultralight vehicle, or hang glider over, or parasail or balloon over any State Park unit at an altitude of less than 500 feet unless authorized by the Department by posted order in accordance with section 4301(i).

§ 4305. Animals.

(a) Protection. No person shall molest, hunt, disturb, harm, feed, touch, tease, or spotlight any kind of animal or fish or so attempt.

(b) No person shall injure, trap, take, net, poison, or kill, any kind of animal or fish, or so attempt, except that fish and bait may be taken, other than for commercial purposes in accordance with state laws and regulations.

(e) Feeding. In units or portions thereof where posted in accordance with Section 4301(i), no person shall feed any wildlife or feral animal listed on such posting.

§ 4306. Plants and Driftwood.

(a) No person shall willfully or negligently pick, dig up, cut, mutilate, destroy, injure, disturb, move, molest, burn, or carry away any tree or plant or portion thereof, including but not limited to leaf mold, flowers, foliage, berries, fruit, grass, turf, humus, shrubs, cones, and dead wood, except in specific units when authorization by the Department to take berries, or gather mushrooms, or gather pine cones, or collect driftwood is posted at the headquarters of the unit to which the authorization applies.

§ 4307. Geological Features.

(a) No person shall destroy, disturb, mutilate, or remove earth, sand, gravel, oil, minerals, rocks, paleontological features, or features of caves.

§ 4308. Archaeological Features.

No person shall remove, injure, disfigure, deface, or destroy any object of archaeological, or historical interest or value.

§ 4309. Special Permits.

The Department may grant a permit to remove, treat, disturb, or destroy plants or animals or geological, historical, archaeological or paleontological materials; and any person who has been properly granted such a permit shall to that extent not be liable for prosecution for violation of the foregoing.

§ 4310. Litter.

No person shall leave, deposit, drop, or scatter bottles, broken glass, ashes, waste paper, cans, or other litter in a unit except in a receptacle designated for that purpose, and no person shall import any litter, or import and deposit any litter into or in any unit from other places.

§ 4311. Fire in Stoves, Smoking.

(a) No person shall light, build, use, or maintain a fire within a unit except in a camp stove or a fireplace provided, maintained, or designated by the Department for such purpose. Portable camp stoves may be used in portions of units approved by the Department.

(b) Fires shall at all times be maintained in a safe condition that does not threaten any person, natural or structural feature.

(c) Upon a finding of extreme fire hazard by the Department no person shall smoke or build fires in portions of units other than those designated by the Department for such purposes.

(d) This section does not apply to fire fighters or Department employees carrying out fire suppression or resource management activities approved by the Department.

§ 4312. Control of Animals.

(a) No person shall permit a dog to run loose, or turn loose any animal in any portion of a unit, except upon written authorization by the District Superintendent.

(b) No person shall keep an animal in any unit except under his/her immediate control.

(c) No person shall keep a noisy, vicious, or dangerous dog or animal or one which is disturbing to other persons, in any unit and remain therein after he/she has been asked by a peace officer to leave.

(e) No person shall bring a dog into, permit a dog to enter or remain, or possess a dog in units under control of Department of Parks and Recreation unless the dog is on leash of no more than six feet in length and under the immediate control of a person or confined in a vehicle.

(f) No person shall bring a dog into, permit a dog to enter or remain, or possess a dog:

1) beyond the limits of campgrounds, picnic areas, parking areas, roads, structures or in posted portions of units except as provided elsewhere in this section.

2) on any beach adjacent to any body of water in any unit except in portions of units designated for dogs.

(h) Subsections e) and f) shall not apply to trained "seeing eye," "signal," or "service" dogs used to guide a physically impaired person there present, or dogs that are being trained to become "seeing eye," "signal," or "service" dogs.

(g) Grazing. No person shall graze, herd or permit livestock to enter or remain inside a unit without specific written authorization of the Department, except for grazing by animals used for riding or packing under direct control of visitors or concessionaires.

§ 4313. Weapons and Traps.

(a) No person shall carry, possess or discharge across, in or into any portion of any unit any weapon, firearm, spear, bow and arrow, trap, net, or device capable of injuring, or killing any person or animal, or capturing any animal, or damaging any public or private property, except in underwater parks or designated archery ranges where the Department of Parks and Recreation finds that it is in its best interests.

(c) Firearms not having a cartridge in any portion of the mechanism, other unloaded weapons or devices such as traps, nets, and bows and arrows may be possessed within temporary lodging or mechanical mode of conveyance when such implements are rendered temporarily inoperable or are packed, cased, or stored in a manner that will prevent their ready use.

§ 4314. Fireworks.

(a) No person shall possess, discharge, set off, or cause to be discharged, in or into any portion of a unit any firecrackers, torpedoes, rockets, fireworks, explosives, or substances harmful to the life or safety of persons.

(b) The Department may grant exceptions to this section for specified locations and periods of time upon finding that such activity will not endanger persons, property, or resources.

(c) This section does not apply to explosives lawfully possessed or used under the direction of the Department.

§ 4316. Commercial Filming.

Except where authorized by the Department, no person shall photograph, videotape or film for commercial (profit and sale) purposes in any unit, or portion thereof, owned, operated or administered by the Department without a permit from the California Film Commission, pursuant to Government Code section 14998.8.

§ 4317. Curfew.

(a) The Department may from time to time by order declare curfew for juveniles in any unit or portion thereof upon a finding that conditions therein are such as to warrant special measures for the protection of juveniles and others and for the safety and welfare of the general public.

(b) Such curfew order shall specify the hours thereof and the period therefor and shall be posted.

(c) When curfew has been so ordered, no juvenile so prohibited shall during the effective period enter or remain therein, except as follows:

(1) One who is accompanied by a parent or guardian.

(2) One who is part of a group permitted to occupy a unit or portion thereof and who is supervised by at least one responsible adult for each fifteen juveniles.

(3) One who is lawfully camping, having furnished to the Department written consent of and the full name, residence number, and telephone number of the juvenile's parent or guardian, with the inclusive dates for which permission is granted to camp at the unit involved.

§ 4318. Peeping Toms.

No person shall loiter, prowl or wander about a park restroom, shower or changing facility and peek into the doors and windows or other openings of such facilities when occupied, without visible or lawful business with the occupants thereof.

§ 4319. Games and Recreational Activities.

No person shall engage in games or recreational activities that endanger the safety of persons, property, resources, or interfere with visitor activities except as permitted by the Department. No person shall hold, sponsor, lead, or otherwise have control over a game or recreational activity occurring wholly or partially within or on any property owned, operated or administered by the Department without an approved Special Event permit if any of the criteria set forth in section

4301(j) apply.

§ 4320. Peace and Quiet.

To insure peace and adequate rest for visitors:

(b) No person shall, at any time, use outside machinery or electronic equipment including electrical speakers, radios, phonographs, televisions, or other devices, at a volume which is, or is likely to be, disturbing to others without specific permission of the Department.

§ 4321. Assembly.

No person shall conduct or attend an assembly or public demonstration except by permission of the Department upon a finding that such activity would not substantially interfere with park use.

§ 4322. Nudity.

No person shall appear nude while in any unit except in authorized areas set aside for that purpose by the Department. The word nude as used herein means unclothed or in such a state of undress as to expose any part or portion of the pubic or anal region or genitalia of any person or any portion of the breast at or below the areola thereof of any female person.

§ 4323. Equipment and Occupancy.

(a) Arrangement and Numbers. The Department may specify the size, type, arrangement and use of recreational equipment and the number of persons permitted in any unit or portion thereof. No person shall otherwise introduce, keep, use, or arrange his/her equipment. No person shall otherwise exceed established occupancy limitations.

(b) Food Storage. In units or portions thereof where posted in accordance with Section 4301(i), no person shall store food, lawfully taken fish or wildlife, garbage or equipment with food residue, other than in the sealed compartment of a vehicle incapable of being opened by wild animals, in a food storage unit designated by the Department, in accordance with posted instructions, or, in areas where bears are a problem, suspended at least ten (10) feet above any material that would support the weight of a bear and separated horizontally by at least four (4) feet from any post, tree trunk or other object. This restriction does not apply to food that is actively being carried, consumed or prepared for human consumption or pets.

(c) No person shall erect, maintain, use, or occupy any temporary tent or shelter on any beach unless there is an unobstructed view through such tent or shelter from at least two sides, provided, however, that nothing herein contained shall be construed to authorize camping except as provided in Section 4451 hereof.

§ 4324. Sanitation.

(a) No person shall deposit waste, water, sewage or effluent from sinks, portable toilets, and other plumbing fixtures directly upon or into the surface of the ground or water.

(b) No person shall deposit any body waste in or any portion of any comfort station or other structure except into fixtures provided for that purpose.

(c) No person shall place any bottle, can, cloth, rag, metal, wood, paper, or stone substances in any plumbing fixture in such a manner as would interfere with the normal operation of such fixture.

§ 4325. Off Trail Restrictions – Preserves and Reserves.

(a) No person shall leave trails or board walks in Natural Preserves, Cultural Preserves, State Cultural Reserves, or State Natural Reserves within the California State Park System except:

- (1) on routes of travel that are identified in a general plan or management plan;
- (2) in an area that has been designated open for off-trail use by the park unit's general plan or management plan;
- (3) or, on a route of travel or in an area that the District Superintendent designates open for off-trail use by posted order after determining that off-trail use is important for public access and where it has been determined that impacts to the resources for which the park unit was established will not be significant.

(b) Section (a) shall not restrict Department employees or their agents for the purpose of management, including but not limited to research, enforcement, rescue, or educational programs.

§ 4326. Violation of Posted Orders or Special Use, Special Event, Film or Collection Permit.

No person shall

(a) violate any provision of an order posted pursuant to the provisions of section 4301(i) hereof including, but not limited to, prohibited areas, use periods, no alcoholic beverage areas, no smoking areas and no parking areas, where posted in accordance with 4301(q), or,

(b) violate any provision or restriction of a Special Use, Special Event, Film or Collection permit issued pursuant to these regulations.

§ 4330. Pesticides.

(a) No person shall disperse or otherwise apply any pesticide within any unit or portion thereof, whether to the air, water, ground, or vegetation, unless prior written approval has been obtained from the Department.

(b) Exception is made in the instance of dispersal within enclosed buildings, tents, tent trailers, or within any vehicle or boat containing living or sleeping quarters, or the use outdoors within ten (10) feet of the table, stove, tent or food lockers, of hand-held finger-operated aerosol dispensers or hand-operated plunger-type dispensers with net contents not to exceed twenty (20) ounces and containing any of the following pesticides: Pyrethrine, Allethrin, Piperonyl butoxide, Malathion, DDVP (Dichlorvos Vapona), Dibrom, Rotenone (Derrin, Cube Root).

§ 4331. Soliciting.

No person shall solicit, sell, hawk, or peddle any goods, wares, merchandise, services, liquids, or edibles for human consumption or distribute circulars in any unit, except as permitted by the Department. Such prohibition shall include sales activities that utilize park property or facilities to complete the terms of sale or provide a service as a result of the sale or that effect park operations, facility use or visitor safety. Also included are sales activities which encroach on the

sales rights of a vendor authorized to sell such products, or services pursuant to a concession contract with the Department.

§ 4332. Preparation of General Plan.

After classification or reclassification of a unit, the Department shall obtain public comment and prepare a general plan. The general plan shall consist of a resource element, a land use element, a facilities element, and an operations element. In order that it shall act as a guide and constraint, the resource element will be prepared, made available for public comment, and approved by the Director before substantial work is done on the other elements of the plan.

§ 4333. Glass Containers.

No person shall possess or use a glass container, bottle, jar, tumbler, or vessel of whatever nature, empty or not, where prohibited by order of the Department, except that persons may pick up glass containers left or discarded by others and remove or deposit same in an approved trash receptacle. Signs shall be posted at beaches and locations where glass containers are prohibited.