

COUNTY OF TUSCOLA Ordinance No. 2015-08

ORDINANCE GOVERNING ACTIVITIES AT ALL TUSCOLA COUNTY PARKS AND RECREATION AREAS

THE COUNTY OF TUSCOLA, STATE OF MICHIGAN, ORDAINS:

Section 1 – Purpose and Authority:

The Tuscola County Board of Commissioners determines that it is necessary to consolidate the rules which regulate acts at all Tuscola County parks and recreation areas, specifically including Vanderbilt County Park and Campground, and to provide penalties for violation of the rules. MCL 46.1 authorizes the County Board of Commissioners to pass ordinances relating to County affairs. The Ordinance is intended to regulate the use of County parks and recreation areas and therefore comes under the authority granted within that statute.

Section 2 – Prohibitions:

The following activities are prohibited at all County parks and recreation areas:

1. Littering or dumping.
2. Camping without prior payment of the applicable fee and display of an appropriate permit.
3. Parking upon the premises without prior payment of the applicable fee and display of an appropriate parking pass.
4. Defacing or destroying of park property, facilities, furnishings or equipment.
5. Any sound or noise generated by a group, person or device which is excessive or profane.
6. Interfering with, obstructing or disobeying park personnel when discharging their lawful duties.
7. Any other activities which are prohibited by such rules as may be posted from time to time in writing at the park under the authority of the County.

Section 3 – Special Rules:

1. The park shall be open during posted hours only.
2. Swimming is allowed in designated areas only.
3. Glass containers are not permitted on bathing beaches.
4. Fishing is permitted in designated areas only, if the appropriate Michigan license(s) is possessed.
5. All pets, when allowed, must be on a leash and must remain under the owner's immediate control at all times. Any dog or pet deemed by park

personnel to be a public nuisance or danger shall be removed from the premises.

6. The Michigan Motor Vehicle code is applicable on all County park roadways, including posted speed limits.
7. All park patrons must purchase and display or show all required permits, receipts and passes.
8. Parking is allowed in designated spaces or areas only. Vehicles parked in roadways, fire lanes, connecting drives, or other designated areas may be fined and/or towed at owner's expense.
9. Deviations or exceptions to the mandates of this Ordinance may be granted only by special permission from the Tuscola County Parks and Recreation Commission.

Section 4 – Penalties: A person violating any of the terms of this Ordinance may be immediately evicted from the park and future park privileges may be suspended. Any violation of the provisions of this Ordinance is also a civil infraction, punishable by a civil fine of \$25.00 for the first offense and up to \$50.00 for second or subsequent offenses, plus court cost, subject to the provisions of MCL 46.10b and MCL 257.907.

Section 5 – Enforcement:

All law enforcement officers in Tuscola County shall have the authority to issue civil infraction citations for any violation of this Ordinance. The County Prosecutor shall act as the prosecutorial arm for the enforcement of this Ordinance.

Section 6: If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be declared a separate, distinct and independent provision, and such holdings shall not affect the validity of the remaining portion or provisions of this Ordinance.

Section 7 – Effective Date:

This Ordinance shall take effect and be in force from and after the date when notice of the adoption is published in a newspaper of general circulation in the county.