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ORDINANCE NO.

An ordinance of the Board of Supervisors of the County of San Bernardino, State of California, acting as the governing body of County Service Areas and Zones, repealing San Bernardino County Ordinance No. 75-6 and Ordinance No. 79-1 and adopting new provisions.

The Board of Supervisors of the County of San Bernardino, State of California, acting as the governing body of all County Service Areas and Zones with recreation and park services, ordains, as follows:

SECTION 1. Rules and Regulations:

(A) Unlawful Acts in Public Parks and Public Places

It shall be unlawful for any person to engage in the following acts within the limits of any property owned or maintained by a County Service Area (CSA) and/or Zone providing recreation and park services:

a) To occupy any property from sundown to sunrise or outside the posted hours unless otherwise permitted. To loiter in violation of Penal Code sections 416, 647h, or 653.22, or other law during established park hours.

b) To conduct any organized activity in a non-designated area, without first obtaining authorization in the form of an approved facility use application.

c) To throw, project, or operate any object that is capable of causing personal injury or damage to property along or across any property owned or used by a CSA and/or Zone.

d) To disrupt the use of the park by others.

e) To utilize any area or facility that has been designated through a prior reservation.

f) To throw, discard, place or dispose of any garbage, refuse, biohazard or hazardous material, in any place other than a garbage can or proper receptacle maintained for that purpose. To forage or rummage through waste receptacles.

1 Garbage and refuse shall not be brought in from outside a park and deposited in park
2 garbage cans or receptacles.

3 g) To enter, be, or remain on any property, while in the possession of, under
4 the influence of, or consuming alcoholic beverages. Special event permits for alcohol
5 must be obtained in advance through the appropriate office.

6 h) To utilize, operate, or bring any outside entertainment apparatus, including
7 but not limited to: bounce houses, slip and slides, inflatable pools, slack-line equipment,
8 or remote-controlled devices without prior CSA and/or Zone approval.

9 i) To smoke or vape any type of substance (legal or illegal) or to possess
10 any narcotics at any time.

11 j) To possess any weapons or firearms including but not limited to: paintball,
12 air soft, BB guns, pellet guns, or wrist rockets.

13 k) To hold a music concert or other amplified musical event without CSA
14 and/or Zone approval. To play music at decibel levels that infringe upon passive use of
15 public parks. Special event permits for concert events must be obtained in advance
16 through the appropriate office.

17 l) To light or maintain any fire except in CSA and/or Zone provided free-
18 standing barbeques or visitor-provided propane stove.

19 m) To exceed the posted playground manufacturer age restrictions on any
20 equipment. Adult supervision required as posted.

21 n) To use as a restroom any area besides a permanent or portable restroom
22 as designated. Failure to use the proper facility will result in the maximum penalty.

23 o) To lead or let loose any animal, domestic or non-domestic, of any kind.
24 To ride or lead horses or other animals through, or across any property unless
25 specifically authorized to be used for such purpose. This shall not apply to domestic
26 animals (dogs or cats) when led by a leash or chain not more than six feet long and
27 under full control of the owner or custodian. Owners are responsible for the behavior of
28 their pet(s), must clean up animal waste and dispose of it in the proper receptacle, and

1 may not leave animals unattended. Owners will also be held responsible for reparation
2 of damages done by their animals. In parks with dedicated Dog Park Areas, dogs are
3 restricted to those areas and must follow the rules posted for use.

4 p) To park, drive, or repair any vehicle on any road, path, or any area except
5 those designated by the CSA and/or Zone.

6 q) To drive in excess of 5 miles per hour unless otherwise posted.

7 r) To misuse, destroy or mutilate any park property or flora. To kill, molest, or
8 capture any wildlife or disturb its habitat.

9 (B) A CSA and/or Zone may adopt reasonable rules and standards, subject to the
10 approval of the Board of Supervisors, which may authorize the Director of Special
11 Districts or designee to issue permits to groups to engage in specified recreational
12 activities in specified parks or areas owned or governed or used by the CSA and/or
13 Zone.

14
15 (C) EXCEPTIONS. The provisions of this ordinance shall not be construed to
16 prohibit persons from engaging in organized recreational activities conducted and
17 scheduled by the CSA and/or Zone or to prohibit the CSA and/or Zone from conducting
18 such activities.

19
20 SECTION 2. This ordinance and various parts, sections and clauses hereof are
21 hereby declared to be severable. If any part, sentence, paragraph, section or clause is
22 judged unconstitutional or invalid by a court of record, the remainder of this ordinance
23 shall not be affected thereby.

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25 SECTION 3. Any person violating any provision of this ordinance, as determined
26 by the Director of Special Districts, or authorized representatives, may be denied the
27 use of the parks and park facilities under the jurisdiction of this ordinance.

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SECTION 4. Penalty: Any person found to be in the violation of the provisions of this ordinance shall be subject to a fine up to \$1,000. If found guilty, a person may be refused future access to all parks and park facilities under the jurisdiction of this ordinance.

SECTION 5. This ordinance shall be effective thirty (30) days from the date of adoption.

CURT HAGMAN, Chairman
Board of Supervisors

SIGNED AND CERTIFIED THAT A COPY
OF THIS DOCUMENT HAS BEEN DELIVERED
TO THE CHAIRMAN OF THE BOARD

LYNNA MONELL, Clerk of the
Board of Supervisors

1 STATE OF CALIFORNIA)
2 COUNTY OF SAN BERNARDINO) ss.
3)

4 I, LYNNA MONELL, Clerk of the Board of Supervisors of the County of San
5 Bernardino, State of California, hereby certify that at a regular meeting of the Board of
6 Supervisors of said County and State, held on the _____ day of _____, 2020,
7 at which meeting were present Supervisors: _____

8 and the Clerk, the foregoing ordinance was passed and adopted by the following vote,
9 to wit:

10 AYES: SUPERVISORS:

11 NOES: SUPERVISORS:

12 ABSENT: SUPERVISORS:

13 IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official
14 seal of the Board of Supervisors this ____ day of _____, 2020.

15 LYNNA MONELL, Clerk of the
16 Board of Supervisors of the
17 County of San Bernardino,
18 State of California

19 _____
20 Deputy

21 Approved as to Form:

22 MICHELLE D. BLAKEMORE
23 County Counsel

24 By: _____
25 KENNETH C. HARDY
26 Supervising Deputy County Counsel

27 Date: _____
28