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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~~Within the limits of any public parks, or any property owned or governed by the Board of Supervisors for any County Service Area (CSA) and/or Zone providing recreation and park services, no person shall engage in any act hereinafter:~~

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.

~~To disturb, annoy or infringe upon other park users, or use profane language, fight or gamble~~To disrupt the use of the park by others.

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

3 f) To throw, discard, place or dispose of any garbage, refuse, biohazard or
4 hazardous material, in any place other than a garbage can or proper receptacle
5 maintained for that purpose. To forage or rummage through waste receptacles.
6 Garbage and refuse shall not be brought in from outside a park and deposited in park
7 garbage cans or receptacles.

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

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

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

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

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

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

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

26 n) To use ~~for~~as a restroom any area besides a permanent or portable
27 restroom as designated. Failure to use the proper facility will result in the maximum
28 penalty.

1 o) To lead or let loose any animal, domestic or non-domestic, of any kind.
2 ~~Riding or leading of~~To ride or lead horses or other animals through, or across any
3 property unless specifically authorized to be used for such purpose. This shall not apply
4 to domestic animals (dogs or cats) when led by a leash or chain not more than six feet
5 long and under full control of the owner or custodian. Owners are responsible for the
6 behavior of their pet(s), must clean up animal waste and dispose of it in the proper
7 receptacle, and may not leave animals unattended. Owners will also be held
8 responsible for reparation of damages done by their animals. In parks with dedicated
9 Dog Park Areas, dogs are restricted to those areas and must follow the rules posted for
10 use.

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

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

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

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

21
22 (C) EXCEPTIONS. The provisions of this ordinance shall not be construed to
23 prohibit persons from engaging in organized recreational activities conducted and
24 scheduled by the CSA and/or Zone or to prohibit the CSA and/or Zone from conducting
25 such activities.

26
27 SECTION 2. This ordinance and various parts, sections and clauses hereof are
28 hereby declared to be severable. If any part, sentence, paragraph, section or clause is

1 judged unconstitutional or invalid by a court of record, the remainder of this ordinance
2 shall not be affected thereby.

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

7
8 SECTION 4. Penalty: Any person found to be in the violation of the provisions of
9 this ordinance shall be subject to a fine up to \$1,000. If found guilty, a person may be
10 refused future access to all parks and park facilities under the jurisdiction of this
11 ordinance.

12
13 SECTION 5. This ordinance shall be effective thirty (30) days from the date of
14 adoption.

15
16

CURT HAGMAN, Chairman
Board of Supervisors

17
18 SIGNED AND CERTIFIED THAT A COPY
19 OF THIS DOCUMENT HAS BEEN DELIVERED
20 TO THE CHAIRMAN OF THE BOARD

21 LYNNA MONELL, Clerk of the
Board of Supervisors
22
23

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