

Ordinance 779

An ordinance creating a new chapter of the Clallam County Code titled, "Courthouse Complex, Veterans' Center, and Juvenile and Family Services Facility Rules and Regulations"

BE IT ORDAINED BY THE BOARD OF CLALLAM COUNTY COMMISSIONERS:

Section 1. Purpose, is created to read:

The purpose of this ordinance is to establish rules and regulations regarding the care, governing, control, supervision, and operation of the County Courthouse Complex, Veterans' Center, and Juvenile and Family Services facilities and grounds.

Section 2. Audio devices; creating a nuisance, is created to read:

The operation or use of any audio device, including: a radio, stereo system, public address system (other than those in meeting rooms or courtrooms where they are used for the purpose of conducting meetings), television set, musical instrument, or device producing noise, in such a manner or at such a time so as to unreasonably annoy or endanger persons in these facilities, or in such a manner so as to be heard by those not wishing to hear such noise and beyond 30 feet of such noise-producing equipment, is prohibited.

Creating a nuisance by fighting, threatening, menacing, or in any way intimidating or coercing another; acting in a belligerent, boisterous, or threatening manner; inciting or participating in any riotous act; using profane, obscene, or abusive actions or language; committing any lewd, licentious, or vicious act; or deliberately annoying another person by making unreasonably loud or obnoxious noises, is prohibited.

Section 3. Dogs, cats, and other pets, is created to read:

Dogs, cats, and other pets, including but not limited to reptiles, birds, exotic animals, etc., are prohibited inside all buildings and structures. This does not apply to guide dogs performing as such, or law enforcement trained and credentialed dogs performing their duties.

Dogs, cats, and other pets are prohibited, unless crated, caged, or on a leash not more than 8 feet in length or otherwise under physical restrictive control of owner at all times, on County grounds outside of County buildings addressed in this Chapter.

Pet owners are responsible for cleaning up all pet waste from grounds associated with County buildings and placing it into proper waste disposal containers or otherwise removing it from County grounds.

Section 4. Explosives and fireworks, is created to read:

The use of explosives or any type of fireworks is prohibited.

Section 5. Metal detection, is created to read:

The use of metal detectors is prohibited except for exploration of utility lines in performance of construction projects, or by a locating service, or for authorized law enforcement, court security, and corrections use.

Section 6. Preservation of public property, is created to read:

The possession, destruction, injury, defacement, removal, or disturbance in any manner of any building, sign, equipment, monument, statue, marker, or other structure, or plant matter and direct or

indirect products thereof, including but not limited to building grounds or historic feature, or of any other public property of any kind is prohibited without prior permission of the County.

Entering, climbing upon, or tampering with County-owned motor vehicles and motorized or power equipment parked on site is prohibited, except by authorized County employees in the performance of their duties.

Section 7. Closures, is created to read:

The Commissioners may establish a reasonable schedule of open hours for all or portions of these facilities and close to public use all or any portion of facilities when necessary for the protection of any area or for the safety and welfare of persons or property by the posting of appropriate signs indicating the extent and scope of such closure.

Use of or being inside these facilities outside the designated times is prohibited unless attending an authorized public meeting or use, or an employee performing their duties as assigned.

Off-hours use shall be set by policy by the Board of Clallam County Commissioners.

Section 8. Bicycles, skateboards, and roller blades, is created to read:

Use or possession of bicycles inside any County facility is prohibited. Use of skateboards or roller blades on County facility sidewalks, curbs, benches, planters, roadways, or parking areas or inside facilities is prohibited. Chaining, locking, tying, or otherwise connecting a bicycle, motorcycle, trailer, or other piece of equipment or vehicle to any structure, building, post, or fence, other than a bicycle rack designed specifically for such purpose, is hereby prohibited.

Section 9. Parking and camping, is created to read:

Parking is prohibited except in designated parking areas. Leaving bicycles, vehicles, or other personal articles in a parking lot or facility, or abandoning such items for more than 48 hours without proper authorization is prohibited. The authorizing official shall be the Parks, Fair and Building Maintenance Division Manager.

Overnight parking or camping in County facility parking lots, roadways, or grounds is prohibited unless it is an authorized County vehicle stored at such site, or is an employee's vehicle parked for the purpose of performing their duties, or approved through a Special Use Permit.

Section 10. Special use permits, is created to read:

Specially requested activities that involve short-term use of County facilities and grounds for non-County-authorized activities or uses must obtain a special use permit, issued by the Parks, Fair, and Building Maintenance Division of Public Works.

Special use permits for such activities shall be issued only after a finding that the issuance of such permits will not be inconsistent with the purposes for which the facility is established and maintained and will cause the minimum possible interference with use of the area by the general public. The permit may contain such reasonable conditions and restrictions as to duration and area occupied as are necessary for the protection of the area and public use thereof.

Applications for a special use permit shall be received by the Parks, Fair and Building Maintenance Division not less than ten (10) days prior to the requested special activity and shall set forth the following:

- (1) The name of the applicant, the date, time, duration, nature, and place of the proposed activity,
- (2) An estimate of the number of persons expected to attend,
- (3) A statement of equipment and facilities to be used in connection therewith.

As a condition of the permit issuance, the County may require the filing of a bond with satisfactory surety payable to the County to cover costs such as restoration, rehabilitation and cleanup of the area used, and other costs resulting from the permittee's activity. In lieu of a bond, a permittee may elect to deposit cash equal to the amount of the required bond. A charge may also be required if staff is needed to control the special occasion or clean up after the event. Insurance shall be required of the event sponsor holding the County harmless and providing liability protection.

Section 11. Solicitation, is created to read:

Soliciting, selling, peddling, advertising, distribution, or posting for a commercial purpose or personal gain of any printed handbills, circulars, or signs, or erecting any signboard, sign, billboard, bulletin board, post, pole, or device of any kind for advertising is prohibited without prior written permission from the Board of Commissioners.

Section 12. Exceptions to regulations, is created to read:

Nothing in the foregoing regulations shall be considered as prohibiting the Clallam County Parks, Fair, and Building Maintenance Division of Public Works, Sheriff's Department, or duly appointed County agents or employees from the conduct of their assigned duties in the administration, maintenance, and development of County facilities and grounds.

In the event of natural disaster, state or municipal emergency, civil disorder, accident, or other similar situations wherein the conduct of activities otherwise permitted under these regulations may constitute a hazard to the public health, safety, or welfare, or inhibit rescue, recovery, post-disaster, or development operations, management personnel of the County are herewith specifically empowered and directed to take such reasonably necessary and temporary measures at their disposal to preserve the public health, safety, and welfare to expedite rescues, recover and operations, to include the temporary suspension of any or all activities contemplated in these regulations or any area or portion of facilities and the temporary closure and/or evacuation of any such area.

Section 13. Violation; penalties, is created to read:

Anyone concerned in the violation of this chapter, whether directly committing the act or making an omission which constitutes the offense, or who aids or abets the same, and whether present or absent; and anyone who directly or indirectly counsels, encourages, hires, commands, induces, or otherwise procures another to commit such offense, is and shall be a principal under the terms of this ordinance.

Any person, firm or corporation who violates any of the rules or regulations provided for in this chapter shall be deemed guilty of an infraction and, upon conviction thereof, shall be fined the sum of \$100 for each violation.

Any person who violates the provisions of this chapter or the rules and regulations promulgated by the County shall be removed from the County facility for a minimum of 24 hours. Repeated violations shall result in removal for a period of time up to one year, as determined by the Board of Commissioners.

Section 14. Severability, is created to read:

If any section, subsection, paragraph, sentence, clause, or phrase of this chapter is for any reason held to be invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the validity or constitutionality of the remaining portion of this chapter; it being hereby expressly declared that this chapter and each section, subsection, paragraph, sentence, clause, and phrase thereof would have been adopted irrespective of the fact that any one or more other sections, subsections, paragraphs, sentences, clauses, or phrases be declared invalid or unconstitutional.

Section 15. Effective Date, is created to read:

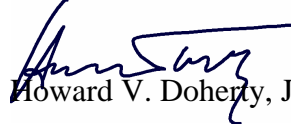
This ordinance shall take effect 10 days after adoption.

ADOPTED this sixth day of September 2005

BOARD OF CLALLAM COUNTY COMMISSIONERS



Michael C. Chapman, Chair



Howard V. Doherty, Jr.

ATTEST:



Trish Perrott, CMC, Clerk of the Board

Excused Absence

Stephen P. Tharinger