

ORDINANCE NO. 328
(AS AMENDED THROUGH 328.1A)
AN ORDINANCE OF THE COUNTY OF RIVERSIDE AMENDING ORDINANCE
NO. 328 PRESCRIBING RULES AND REGULATIONS FOR THE
GOVERNMENT OF COUNTY OR DISTRICT OWNED OR OPERATED PARKS
AND OPEN-SPACE AREAS

The Board of Supervisors of the County of Riverside, State of California, ordains as follows:

Section 1. That within the limits of any park or open-space area belonging to or operated by the County of Riverside ("County") or the Riverside County Regional Park and Open-Space District ("District"), and lying within the unincorporated territory of said County, it shall be unlawful for any person to do or commit, or for any person, firm or corporation to cause or permit to be done or committed, any act specified in Section 2 of this Ordinance.

Section 2. That within the boundaries of any such park or open-space area it shall be unlawful:

- a. To drive or otherwise operate a vehicle or to ride a bicycle upon any surface other than those appropriately signed, maintained and open to the public for purposes of such travel, except that vehicles may use such temporary parking areas as may be designated by appropriate signs. This provision does not apply to any vehicle being used for authorized County or District business, nor to any police or other emergency vehicle performing an authorized mission, nor to a vehicle which is within a park or open-space area pursuant to written permission of the County or District. This provision does not apply to any wheelchair carrying a physical incapacitated person.
- b. To throw upon, along, or across any public highway or driveway any snowball or any object capable of causing personal injury or damage to personal property, or to throw any such snowball or object at or toward or in the vicinity of any vehicle standing or moving along, upon, or across any such highway or driveway.
- c. To hitch or pull by any vehicle upon, along or across any public highway or driveway, a toboggan, sled, skis or any other type of winter sports equipment; or for any person to use an toboggan, sled, skis or any other type of winter sports equipment upon, along or across any public highway or driveway; or for any person to hitch or pull by any vehicle anyone on a skateboard or skates.
- d. To operate or drive any vehicle at a speed in excess of 15 miles per hour or in a reckless manner.

- e. To leave standing for more than 144 hours any unoccupied tent or unoccupied trailer, except in areas designated for the storage of unoccupied tents and trailers.
- f. To practice, carry on, conduct, or solicit for any trade, occupation, business, or profession; or to sell or offer for sale any merchandise, article, or anything whatsoever. This provision shall not apply to any person acting pursuant to written authorization granted by the County or District.
- g. To cause, permit, or allow any animal owned or possessed by anyone, or any animal in the custody or control of any person, to be present except:
 - 1. Equine animals being led or ridden under reasonable control upon a bridle path or trail authorized and provided for such purpose;
 - 2. Equine or other animals which are hitched or fastened at a place expressly authorized and designated for such purpose;
 - 3. Dogs or cats when caged, or when led by a cord or chain not more than six feet long, or when confined by the interior of a vehicle;
 - 4. Dogs which have been specially trained and are being used by blind or disabled persons to aid and guide them in their movements;
 - 5. Small pets which are continuously kept on the person of the possessor at all times;
 - 6. In connection with activities authorized by the County or District and in accordance with all conditions attached to such authorization;
 - 7. Fowl or animals turned loose at the direction or with the written permission of the County or District.
- h. To own, or have custody, possession, or control of any animal and to fail to collect, pick up, and remove all fecal matter or debris promptly after it has been deposited by the animal. This provision shall not apply to guide dogs for the blind or disabled persons.
- i. To disturb the peace and quiet therein by any undue loud or unusual noise, or by tooting, blowing, or sounding any automobile siren, horn or signal or any noise making device, or by any tumultuous conduct.
- j. To cut, break, injure, deface, or disturb any tree, shrub, plant, rock, building, cage, pen, monument, fence, bench, structure, apparatus, or property; or to pluck, pull up, cut take, or remove any shrub, bush, plant, or flower; or to mark or write upon, paint, or deface in any manner any building, monument, fence, bench, or other structure. This

provision shall not apply to any employee or contractor of the County or District acting within the scope of such employment or contract.

- k. To violate any regulation for any park or open-space area as established by the County or District.
- l. To cut or remove, any wood, turf, grass, soil, rock, sand, gravel, or fertilizer. This provision shall not apply to any employee or contractor of the County or District acting within the scope of such employment or contract.
- m. Commercial solicitations in any manner or for any purpose therein, or to sell or offer for sale any goods, wares, or merchandise therein, or to distribute or to pass out any handbill, advertising matter or literature therein for a commercial purpose provided that the provisions of this subsection shall not be deemed nor construed to prohibit the doing of any such act by any concession operating under lease granted by the Board of Supervisors of the County of Riverside.
- n. To make or kindle a fire except in stoves, fire circles, or other facilities specifically provided by the County or District for such purpose. No fire shall be lit or maintained between the hours of 10 p.m. and 6 a.m. except by written permission of the County or District.
- o. To be present before or after the posted closing time, except when lawfully in attendance at an event approved by the County or District or as a paid camper.
- p. To cook any meal except in areas authorized and provided by the County or District for such use.
- q. To dispose of dishwasher or other waste liquids, or dispose of any garbage, empty container, or other solid waste material other than in receptacles or other facilities provided for such disposal.
- r. To play or bet at or against any game which is played, conducted, dealt, or carried on with cards, dice, or other device for money, chips, shells, credit or any other thing of or redeemable for value; or to maintain or exhibit any gambling table or other instruments of gambling or gaming. This provision shall not apply to simulated gambling games or to bingo games when conducted by a nonprofit organization during fund raising events pursuant to written permission of the County or District and in compliance with all other applicable law.
- s. To discharge a firearm, or play or engage in model airplane flying, driving of golf balls, archery, or any game of a hazardous nature, except at such location as shall be specifically set apart and authorized by the County or District for such purpose.
- t. To act in a riotous, boisterous, threatening or indecent manner, or to use abusive, threatening, profane or indecent language in such a manner as to disturb the public peace or to materially disrupt the quiet enjoyment of such park or open-space area or of nearby properties.
- u. To distribute any handbill or circular, or to post, place or erect any bill, notice, paper, or advertising device or matter of any kind, except pursuant to written permission of the County or District.

- v. To hold any meeting, service, concert, exercise, parade, or exhibition without prior written authorization from the County or District; except that this provision shall not be construed to deprive any person of a right protected by State or federal law.
- w. To hunt, frighten, chase, set a snare for, catch, injure, or maltreat any domestic or other animal, or to fish with hook and line, seine, trap, spear or net, or by any other means, in any pond, lake, stream, or water, except a place authorized and provided for such purpose. This provision shall not apply to law enforcement personnel, animal control officers, or County or District employees or contractors acting within the scope of their official duties or contract obligations.
- x. To urinate or defecate in other than a permanent or temporary restroom; or to use any restroom, washroom, or dressing facility when it has been designated for persons of the opposite sex. This provision shall not apply to children six years of age or younger when accompanied into such facility by an adult.
- y. To ride any skateboard or bicycle, except at or on locations authorized and provided for such purpose; and elsewhere within a park or open-space area skateboards shall be carried and bicycles shall be dismounted and pushed.
- z. To cause the amplification of sound, except pursuant to written permission of the County or District and in compliance with the following condition: The location of each bandstand or gathering and the position of each loudspeaker shall be as specified in writing by the County or District so as to cause the least amount of disturbance to other persons, both within and without the park or open-space area.

Section 3. Reservations.

- a. The District general manager shall be responsible for scheduling and controlling the use of parks and open-space areas, or portions thereof, for the benefit of and participation by interested public and private persons and groups.
- b. Persons or groups may request the County or District to reserve the use of a park or open-space area or portions thereof. Persons or groups from within the County shall be given priority over persons or groups from outside the County if a conflict in scheduling arises. Requests for such reservations shall be submitted to the District general manager upon District forms no less than 30 working days in advance of the requested reservation. The District general manager may permit a shorter advance request time for good cause shown. If the District general manager is satisfied that the request will not unreasonably interfere with the use of the park or open-space area by other persons, and without disturbing the peace of the surrounding neighborhood, then the reservation may be granted upon such conditions as the District general manager deems necessary.

The District general manager will issue reservation confirmations as necessary to verify the granting of such reservations. If a reservation request is denied, the District general manager shall specify in writing the grounds for such denial.

Section 4. Enforcement.

The District general manager shall have the primary responsibility for enforcement of this Ordinance. The County Sheriff's Department and other law enforcement agencies are hereby given permission to enter the public and restricted parts of all County or District parks and open-space areas to maintain public order or to prevent, remedy, or take other appropriate action with regard to violations of the provisions of this Ordinance or of other applicable laws or regulations.

Section 5. Penalty for Violation.

- a. Any person convicted of a violation of this ordinance shall be: (1) guilty of an infraction offense and punished by a fine of not less than fifty dollars (\$50) but not to exceed one hundred dollars (\$100) for a first violation; (2) guilty of an infraction offense and punishable by a fine of not less than one hundred dollars (\$100) for a second violation of this Ordinance within one year, The third and any additional violation of this Ordinance within one year shall constitute a misdemeanor offense and shall be punishable by a fine of not less than five hundred dollars (\$500) but not to exceed one thousand dollars (\$1000) or six months in jail or both. Notwithstanding the above, a first offense may be charged and prosecuted as a misdemeanor. Any person violating any provision of this Ordinance shall be deemed guilty of a separate offense for each and every day or portion thereof during which any violation of any provision of this Ordinance is committed, continued, or permitted. Payment of any penalty shall not relieve an individual from the responsibility for correcting the violation.
- b. In addition to any other penalty for violation of this Ordinance, the District general manager, County or District employees, or appropriate law enforcement officers may require the violator to immediately leave the park or open-space area and to remain out of all County or District parks and open-space areas for the remainder of the day on which the violation occurred or other appropriate period.

Section 6. Notice of Prohibitions.

The District general manager shall give public notice of the prohibitions set forth in Section 2 of the Ordinance by posting one or more signs in appropriate places within or at the entrance to each park or open-space area for which one or more of such prohibitions apply.

Section 7. Severability.

If any provision, clause, sentence, or paragraph of this Ordinance or the application thereof to any person or circumstances shall be held invalid, such invalidity shall not affect the other provisions or applications of the provisions of this Ordinance which can be given effect without the invalid provision or application; and the provisions of this Ordinance are hereby declared to be severable.

Section 8. Public Nuisance Declaration.

A violation of any provision of this Ordinance is hereby declared to be a public nuisance and may be abated by the Enforcement Officer (or other appropriate County or District employee) or may be enjoined by court action filed by the Health Officer (or other appropriate County or District employee) irrespective of, and in addition to, any other remedy herein provided.

Adopted: 328 04/21/1947 (Eff: 05/21/1947)

Amended: 328.1 Item 11.10 of 10/20/1992 (Eff: 11/19/1992)

328.1a Item 3.10a of 03/14/2000 (Eff: 04/13/2000)