

RESOLUTION No. _____

DATE ADOPTED: _____

DATES PUBLISHED: _____

A RESOLUTION AMENDING CHAPTER 20, ARTICLE IV OF THE SEDGWICK COUNTY CODE RELATING TO RULES AND REGULATIONS FOR THE USE OF SEDGWICK COUNTY PARKS, LAKES AND RECREATIONAL FACILITIES AND THE ENFORCEMENT THEREOF.

WHEREAS, on the 25th day of August, 1993, Sedgwick County, Kansas ("County") approved Resolution 159-1993 which adopted the Sedgwick County Code;

WHEREAS, Chapter 20, Article IV of the Sedgwick County Code sets forth the rules, regulations and fees for the use of Sedgwick County parks, lakes and recreational facilities, and for the enforcement thereof;

WHEREAS, the County has authority to enact and provide procedures for the enforcement of the Sedgwick County Code in the unincorporated area of Sedgwick County as provided in K.S.A. 19-101, et seq.;

WHEREAS, it has come to the attention of the County that portions of Chapter 20, Article IV should be amended to provide better management and more efficient use of such facilities;

WHEREAS, it has come to the attention of the County that fees for certain uses of Sedgwick County parks, lakes and recreational facilities are no longer adequate to contribute to the costs incurred by the County when the parks, lakes and recreational facilities are utilized for various events and activities;

WHEREAS, current fees are no longer consistent with regional market rates for similar facilities and services;

WHEREAS, amending fees for certain uses of the parks, lakes and recreational facilities will better enable Sedgwick County to continue to provide high quality facilities;

WHEREAS, it has come to the attention of the County that rules and regulations for possessing firearms should be revised to comply with state law which preempts counties from regulating possession of firearms;

WHEREAS, the County wishes to establish rules and regulations for the use and enjoyment of Northeast Sedgwick County Park, which was established as a county park in Resolution 30-2011; and

WHEREAS, the County is authorized pursuant to K.S.A. 19-101, et seq., to enact and

enforce this resolution; more specifically, K.S.A. 19-2803a allows the County to adopt, by resolution, reasonable rules and regulations regulating and licensing the use and enjoyment of any park, lake or other recreational area by the public and for the protection and preservation of such property.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SEDGWICK COUNTY, KANSAS that:

SECTION I. Sedgwick County Code Sections 20-106, 20-107, 20-109, 20-110, 20-112, 20-113, 20-117, and 20-120 are hereby repealed.

SECTION II. Sedgwick County Code Section 20-106 shall read as follows:

Sec. 20-106. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Alcoholic liquor means alcohol, spirits, wine, beer and every liquid or solid, patented or not, containing alcohol, spirits, wine or beer and capable of being consumed as a beverage by a human being, but shall not include any cereal malt beverage.

Amusement ride means any inflatable or mechanical or electrical device, whether temporarily or permanently affixed, that carries or conveys passengers along, around or over a fixed or restricted route or course or within a defined area for the purpose of giving its passengers amusement, pleasure, thrills or excitement and shall include, but not be limited to:

- (1) Rides commonly known as ferris wheels, carousels, parachute towers, bungee jumping, reverse bungee jumping, tunnels of love and roller coasters;
- (2) Equipment generally associated with winter activities, such as ski lifts, ski tows, j-bars, t-bars, chair lifts and aerial tramways;
- (3) Equipment not originally designed to be used as an amusement ride, such as cranes or other lifting devices, when used as part of an amusement ride;
- (4) Kiddie rides; and
- (5) Dunk tanks.

Angler means any person who fishes.

Beer means a beverage, containing more than three and two-tenths (3.2) percent alcohol by weight, obtained by alcoholic fermentation of an infusion or concoction of barley, or other grain, malt and hops in water and includes beer, ale, stout, lager beer, porter and similar beverages having such alcoholic content.

Bicycle means every device propelled by human power upon which any person may ride, having two (2) tandem wheels either of which is more than fourteen (14) inches in diameter.

Boating means the operation of any vessel upon water.

Camper means any person employing a sleeping bag, tent, travel trailer, vehicle, motor vehicle, motorcycle, motor-driven cycle, motor home or other similar device for the establishment of a temporary overnight accommodation.

Camping means employing a sleeping bag, tent, travel trailer, vehicle, motor vehicle, travel trailer, motor home or other similar device for the establishment of a temporary overnight accommodation.

Camping area means an area defined by the park superintendent as having particular geographic or natural boundaries and containing one (1) or more campsites.

Campsite means the area or location within which camping occurs by use of any one (1) tent, travel trailer, vehicle, motor vehicle, motor home or other similar device and that area adjacent thereto not exceeding four hundred (400) square feet; or in the case in which only a sleeping bag(s) or other similar device(s) is utilized, means the area or location in which such camping occurs which shall be limited to an area not exceeding four hundred (400) square feet, either of which may not be inhabited by more than ten (10) individuals.

Cereal malt beverage means any fermented but undistilled liquor brewed or made from malt or from a mixture of malt and/or malt substitute but shall not include any such liquor which is more than three and two-tenths (3.2) percent alcohol by weight.

Excessive noise means noise that disturbs the peaceful enjoyment of the use of any park, lake, or recreational area by any other user of such.

Firearm has the meaning as that term is defined in K.S.A. 21-5111, and amendments thereto.

Fishing vessel means any vessel used particularly for fishing.

Float tube means a device used by an individual which is worn on the body and has an attached flotation device or tube attached thereto.

Inflatable means any structure fabricated from flexible material, kept inflated by one or more blowers which rely on air-pressure to maintain their shape and used by participants to bounce, slide, run, jump or climb. Such term includes, but is not limited to: bounce houses, mazes, obstacle courses, inflatable slides, moon walks, inflatable climbing walls, or other similar types of amusement apparatus.

Limited stay area means a geographic area designated by the park superintendent in which a camper may remain for a maximum of fourteen (14) consecutive days.

Motor vehicle means every vehicle other than a motorized bicycle or a motorized wheelchair that is self-propelled.

Motorboat means any vessel propelled by machinery, whether or not such machinery is the principal source of propulsion.

Motorcycle means every motor vehicle designed to travel on not more than three (3) wheels in contact with the ground, except any such vehicle as may be included within the term "tractor."

Motor-driven cycle means every motorcycle, including every motor scooter, with a motor which produces not more than five (5) brake horsepower, and every bicycle with motor attached.

Nonresident means any person whose any one (1) vehicle, motor vehicle, motorcycle, motor-driven cycle, travel trailer, motor home, vessel, or any of them, is registered in any other state or county other than the county when in any county park, lake or recreational area.

Noodling means fishing without the use of poles, lines, hooks, or other equipment.

Owner means a person, other than a lienholder, having the property in or title to a vessel. The term includes a person entitled to the use or possession of a vessel subject to an interest in another person, reserved or created by agreement and securing payment or performance of an obligation, but the term excludes a lessee under a lease not intended as security.

Operate means to navigate or otherwise use a motorboat, vessel, vehicle or bicycle.

Operator means the person who operates or has charge of the navigation or use of a motorboat, vessel, vehicle, or bicycle.

Park superintendent means the superintendent, assistant superintendent, or designated representative of the park superintendent, of each specified park.

Passenger means any individual who obtains passage or is carried in or on a vessel, vehicle or bicycle.

Pavilion means a structure at a county park, lake, or recreational area that contains picnic tables and may be offered to the public use for payment of a rental fee.

Personal watercraft means a vessel which uses an inboard motor powering a jet pump as its primary source of propulsion and which is designed to be operated by a person sitting, standing or kneeling on the vessel, rather than the conventional manner of sitting or standing inside the vessel.

Power boat means any boat or vessel having all of the following: (1) an open engine compartment; (2) a header exhaust system; (3) either prop or jet propelled; and (4) an inboard, automotive-type engine which may be either a high performance engine, or capable of two hundred (200) or more horsepower.

Resident means any person who shows proof of residency in the county.

Roadway means that portion of a highway designed, improved, or ordinarily used for vehicular travel, exclusive of the berm or shoulder.

Sailboard means a surfboard using for propulsion a free sail system comprising one (1) or more swivel-mounted rigs (mast, sail and booms) supported in an upright position by the crew and the wind.

Self-pay station means a location at which individuals may register for and purchase boating, camping and fishing permits during such times when the park office is not open to the public.

Senior citizen means any person possessing proof of age of said person being sixty-two (62) years or older.

Shelter house means a structure at a county park, lake or recreational area that contains picnic tables and may be offered to the public use for payment of a rental fee.

Specialty prop-craft means a vessel which is similar in appearance and operation to a personal watercraft but which is powered by an outboard or propeller driven motor.

Spirits means any beverage which contains alcohol obtained by distillation, mixed with water or other substance in solution, and includes brandy, rum, whiskey, gin, or other spirituous liquors, and such liquors when rectified, blended or otherwise mixed with alcohol or other substances.

Trailer means every vehicle without motive power designed to carry property or passengers wholly on its own structure and to be drawn by a motor vehicle.

Unattended means that no individual eighteen (18) years of age or above is present.

Undocumented vessel means a vessel which is not required to have, and does not have, a valid marine document issued by the United States Coast Guard or federal agency successor thereto.

Vehicle means every device in, upon, or by which any person or property is or may be transported or drawn upon a public highway, except devices moved by human power or used exclusively upon stationary rails or tracks.

Vessel means any watercraft designed to be propelled by machinery, oars, paddles or wind action upon a sail for navigation on the water.

Weapon means any air rifle, BB or pellet gun, archery equipment, or other item which will or is designed to or may readily be converted to expel a projectile by force of air, gas or spring action.

Wine means any alcoholic beverage obtained by the normal alcoholic fermentation of the juice of sound, ripe grapes, fruits, berries or other agricultural products, including such beverages containing added alcohol or spirits or containing sugar added for the purpose of correcting natural deficiencies.

SECTION II. Sedgwick County Code Section 20-107 shall read as follows:

Sec. 20-107. Violations.

(a) *Uniform complaint and notice to appear.* Whenever the park superintendent, any county code enforcement officer or any county law enforcement officer authorized under this article has probable cause to believe that a person is committing or has committed a violation of any provision of this article, the park superintendent, code enforcement officer or law enforcement officer may serve upon such accused person a uniform complaint and notice to appear, or in the alternative, may sign a complaint against the accused person and cause a notice to appear to be issued according to the provisions of K.S.A. 19-4701 et seq., the code for the enforcement of county codes and resolutions.

(b) *Procedures.* Procedures for prosecution of violations of this article shall be pursuant to chapter 8 of this Code.

(c) *Classification of offenses and schedule of fines.* Any accused person who shall be convicted in district court for violation of any provision of this article shall be deemed guilty of a violation thereof in accordance with K.S.A. 19-4716, and shall be subject to payment of a fine which shall be fixed by the court at a sum not to exceed five hundred dollars (\$500.00); provided further, the minimum fine for any violation of this article shall be assessed according to the classification of violation and schedules of fines pursuant to section 8-5, as amended, and subject to the enhancements contained therein. Every violation of this article shall be classified according to the classification indicated in the violation.

(d) *Separate offense.* Each day that any violation of this article occurs shall constitute a separate offense and shall be punishable as a separate violation. Provided, however, that if any person is found guilty of a violation hereunder and it shall appear to the court that the violation complained of as prescribed in this article is continuing, then in addition to the penalty set forth, the court shall enter such order as it deems appropriate to cause the violation to be abated.

SECTION III. Sedgwick County Code Section 20-109 shall read as follows:

Sec. 20-109. Fees, deposits, and permits.

(a) *Lake Afton Park.*

- (1) *Lake Afton Park shelter house and pavilion permit fees and deposits.* The permit fee and the deposit fee shall be paid to the park superintendent, by the permittee who shall be a person over the age of twenty-one (21) years. The deposit and permit fee must be paid at least thirty (30) days in advance of the use date. Failure of a proposed permittee to pay the deposit fee and the permit fee thirty (30) days in advance of the use date shall cause a forfeiture of the use date. A permit fee shall be non-refundable, except upon the permittee's proof of extraordinary circumstances acceptable to the park superintendent. The deposit fee may be refunded after the use date to the permittee upon restoration of the premises to pre-use condition, subject to the park superintendent's approval of the restoration and the refund. The park superintendent shall issue to shelter permittee, at no additional cost, a reasonable number of recreational permits corresponding to the date of permittee's shelter rental. Lake Afton Park shelter house permit fees shall be as follows:

Shelter #1: Thirty (30) feet by seventy (70) feet; two (2) bathrooms, kitchen and fireplace; capacity, one hundred forty (140):

Deposit . . . \$300.00

Rental per day (or any portion thereof) . . . \$175.00

Shelter #2: Forty-two (42) feet by twenty-seven (27) feet; two (2) twelve-foot, standup tables, air-conditioning; capacity, seventy-six (76):

Deposit . . . \$300.00

Rental first day (or any portion thereof) . . . \$80.00

Each consecutive day (or any portion thereof) thereafter . . . \$40.00

Shelter #4: Six (6) picnic tables; capacity, fifty (50):

Rental first day (or any portion thereof) . . . \$35.00

Each consecutive day (or any portion thereof) thereafter . . . \$17.50

Shelter #5: Thirty (30) feet by forty (40) feet; air-conditioning; capacity, seventy-five (75):

Deposit . . . \$300.00

Rental first day (or any portion thereof) . . . \$90.00

Each consecutive day (or any portion thereof) thereafter . . . \$45.00

Pavilion: Includes kitchen; capacity, one hundred ten (110):

Deposit . . . \$300.00

Per day (or any portion thereof) . . . \$175.00

A day means the period of time between 8:00 a.m. and the 12:00 midnight immediately following.

- (2) *Recreational permit.* Except as provided herein, a valid recreational permit is required to use a motor vehicle within Lake Afton Park and shall be prominently displayed on the vehicle. The park superintendent shall issue daily and annual recreational permits.

- a. *Purchase of permits.* Permits may be purchased from a designated fixed location within the park at the following rates:

1. Daily recreational permit (valid until noon of the calendar day following purchase) . . . \$5.00
2. Annual recreational permit (valid for the calendar year) . . . \$30.00
Additional vehicles having same ownership . . . \$15.00
3. Daily recreational permits purchased from park employees not at a fixed location will be assessed an additional five dollars (\$5.00) per permit.

b. *Exceptions.*

1. A recreational permit shall not be required for the following vehicles: motor vehicles used in the operation or maintenance of the parks or other county areas; emergency vehicles; county-owned vehicles; law enforcement vehicles; vehicles towing a vessel or boat which has a boat permit; vehicles used by boy/girl scout groups; or private or government motor vehicles being operated on official business for a governmental agency or being operated during an emergency situation at the park.
2. A recreational permit shall not be required for the following vehicles: vehicles operated by staff, residents, vendors and visitors of the Lake Afton Judge Riddel Boys Ranch, Lake Afton Public Shooting Range, or Lake Afton Public Observatory unless those persons are actively involved in recreation on the Lake Afton premises.
3. Persons participating in an event which is duly licensed for exclusive use of the park (or a portion thereof) shall not be required to display a recreational permit if they are directly participating in the event within the event organizer's area of exclusive use.
4. Persons participating in events at the Lake Afton Public Shooting Range and the Lake Afton Public Observatory shall not be required to purchase or display a recreational permit.

(3) *Lake Afton Park boating permit fees.* Fees for a Lake Afton boating permit purchased at the park office or at the self-pay station shall be as follows:

- a. Any unpowered vessel:
Per day (or any portion thereof) . . . \$4.00
Annual resident permit . . . \$35.00
- b. Electric--Up to 20 HP:
Per day (or any portion thereof) . . . \$5.00
Annual resident permit . . . \$40.00
- c. 21 HP--99 HP:
Per day (or any portion thereof) . . . \$6.00
Annual resident permit . . . \$55.00
- d. 100 HP and above:
Per day (or any portion thereof) . . . \$7.00
Annual resident permit . . . \$65.00
- e. Boat dealers for demonstration and testing purposes only:
Calendar year... \$150.00

- f. Permit purchased from park employee. Boating permits are available for purchase in the park from park employees at an additional five dollars (\$5.00) per day for each permit.
- (4) *Lake Afton Park camping permit fees.* Fees for a Lake Afton Park camping permit purchased at the park office or at the self-pay station shall be as follows. Fees indicated with an asterisk (*) apply only from March 1 through October 31:
- a. Rates:
 - Primitive, per day (or any portion thereof) . . . \$8.00
 - *Primitive, per week . . . \$48.00
 - Electric, per day (or any portion thereof) . . . \$12.00
 - *Electric, weekly (or any portion thereof) . . . \$72.00
 - *Electric, monthly . . . \$270.00
 - b. Senior citizens' rates:
 - Primitive, per day (or any portion thereof) . . . \$7.00
 - *Primitive, per week . . . \$42.00
 - Electric, per day (or any portion thereof) . . . \$10.00
 - *Electric, weekly (or any portion thereof) . . . \$60.00
 - *Electric, monthly . . . \$225.00
 - c. Permit purchased from park employee. Camping permits purchased in the park from a park employee shall be assessed an additional five dollars (\$5.00) per day.
 - d. Water hookup permits. Campers may obtain water hookups for an additional charge of one dollar (\$1.00) per day at some campsites.
 - e. Lake Afton Park large group discounts. Large groups wishing to camp at Lake Afton Park may contact the park superintendent about reduced rates. Advance notice to the park superintendent must be given and a deposit to be determined by the park superintendent based on the size of the group.
 - f. Recreational permit. Recreational permits corresponding to the dates of the camping permits will be issued by the park superintendent at no additional cost.
 - g. Use of dump station. The fee for use of a dump station is \$5.00 per day which will be waived with purchase of a recreational permit.
 - h. Camping fees are waived for boy/girl scouts camping in areas designated by park superintendent.
 - i. One (1) enclosed trailer is allowed at no additional fee provided it is not connected to electricity. An additional trailer is \$1.00 per day.

- j. Outdoor lighting at night with one bulb (100 watt maximum) is allowed. Additional lighting (more than one bulb, bulb over 100 watts or during day) is \$.50 per day.
- (5) *Lake Afton Special Event fees.* Special Event fees are in addition to Large Event fees and shelter fees/deposits. Daily fees for special events at Lake Afton Park shall be as follows:
- a. Car shows . . . \$250.00
 - b. GoKart/road races (within West Side) . . . \$375.00
 - c. Special Event without shelter – up to 499 people . . . \$175.00/day
 - d. Vendor/promotional booths. If any of the above activities involves the presence of vendor or promotional booths, an additional booth fee will apply. This additional fee will be determined by the park superintendent based on the number of displays and/or the organization's revenue projections. If a non-profit organization presents written proof to the park superintendent of 501(c)(3) status, said organization will be given consideration for exemption from this fee.
- (6) *Lake Afton Park large event fee.* In addition to all other fees, large events at Lake Afton Park shall be assessed a large event fee as follows:
- 500-1000 people - \$250.00
 - 1001-3000 people - \$500.00
 - 3001-5000 people - \$750.00
- Non-profit groups (proof of 501c3 status required):
- Runs/walks/bicycle/cross country meets - \$100.00
 - Runs/races (with use of Pavilion or Shelter #1) - \$200.00
 - Runs/races (with use of Shelter #2) - \$150.00
 - Runs/races (with use of Shelter #5) - \$160.00
 - Other events by non-profit organizations – fees negotiated at the discretion of park superintendent.
- (7) Except as otherwise provided in subsection (a), each and every person using Lake Afton Park shall be charged the same fees and other charges.
- (b) *Sedgwick County Park.*
- (1) *Sedgwick County Park shelter house permit fees and deposits.* The permit fee and a deposit fee shall be paid to the park superintendent by the permittee (who shall be a person over the age of twenty-one (21) years) at least thirty (30) days in advance of the use date. Failure of a proposed permittee to pay the deposit fee and the permit fee thirty (30) days in advance of the use date shall cause a forfeiture of the use date. A permit fee shall be non-refundable, except upon the

permittee's proof of extraordinary circumstances acceptable to the park superintendent. The deposit fee may be refunded after the use date to the permittee upon restoration of the premises to pre-use condition, subject to the park superintendent's approval of the restoration and the refund. Sedgwick County Park shelter house fees are as follows:

- Small open-sided shelter #5, per day (or any portion thereof) . . . \$ 25.00
- Medium open-sided shelter #1, 2, 3, per day (or any portion thereof) . . . \$50.00
- Large open-sided shelter #4, per day (or any portion thereof) . . . \$75.00
- "Horseshoe" enclosed shelter, per day (or any portion thereof) . . . \$125.00
- "Plum" enclosed shelter, per day (or any portion thereof) . . . \$250.00
- "Sunflower" or "Cottonwood" enclosed shelters, per day (or any portion thereof) . . . \$175.00
- BBQ grill rental, per day (or any portion thereof) . . . \$40.00
- Deposit for Horseshoe, Plum, Sunflower and Cottonwood shelters . . . \$300.00

Rental for a day means the period from 8:00 a.m. until the 10:00 p.m. immediately following.

- (2) *Sedgwick County Park special event fees.* Special event fees are in addition to large event fees and some shelter fees/deposits. Daily fees for the following special events shall be as follows:
- a. Car show . . . \$250.00
 - b. Festivals, carnivals, Pow Wows, etc. . . . \$350.00
 - c. Remote control boat race events . . . \$100.00
 - d. Special Event without shelter – up to 499 people . . . \$175.00/day
 - e. Vendor/promotional booths. If any of the above activities involves the presence of vendor or promotional booths, an additional booth fee will apply. This additional fee will be determined by the park superintendent based on the number of displays and/or the organization's revenue projections. If a non-profit organization presents written proof to the park superintendent of 501(c)(3) status, said organization will be given consideration for exemption from this fee.

Rental for a day means the period of time from 8:00 a.m. until the 10:00 p.m. immediately following.

- (3) *Sedgwick County Park large event fee.* In addition to all other fees, large events at Sedgwick County Park shall be assessed a large event fee as follows:

500-1000 people - \$250.00
1001-3000 people - \$500.00
3001-5000 people - \$750.00
No events allowed over 5,000 people

Non-profit organizations (proof of 501c3 status required):

Runs/walks/bicycle/cross country meets -	\$100.00
Runs/races (with use of Horseshoe Shelter) -	\$160.00
Runs/races (with use of Sunflower or Cottonwood Shelter) -	\$200.00
Runs/races (with use of Plum Shelter) -	\$250.00
Other events by non-profit organizations –	
fees negotiated at the discretion of park superintendent.	

- (4) *Sedgwick County Park informational sign rental.* An informational sign may be rented from the park superintendent. Sign rental fees are as follows:

One week - \$60.00

No other signage may be placed on park property. Placing signage on park property may cause forfeiture of the deposit.

- (5) Except as otherwise provided in subsection (b), each and every person using Sedgwick County Park shall be charged the same fees and other charges.

SECTION III. Sedgwick County Code Section 20-110 shall read as follows:

Sec. 20-110. Hours of operation; quiet hours; orders of park superintendent; tree trimming; damage or destruction of park property; loitering in restroom.

- (a) *Hours of operation.*

- (1) Sedgwick County Park shall be open to the public for its use and enjoyment in accordance with the rules and regulations set out in this article during the following hours:

January 1 through December 31, 6:00 a.m. to 10:00 p.m.

Exception: The hours of operation of Sedgwick County Park may be altered by the park superintendent for special events or by the board of county commissioners pursuant to any use resolution or written agreement.

Exception: Bike paths in Sedgwick County Park may be used at all hours.

- (2) Northeast Sedgwick County Park shall be open to the public for its use and enjoyment in accordance with the rules and regulations set out in this article during the following hours:

January 1 through December 31, sunrise to sunset

- (3) During the hours Sedgwick County Park and Northeast Sedgwick County Park are not open to the public, it is prohibited for anyone except park personnel, duly authorized code enforcement officers, law enforcement officers, or other persons specifically authorized by the board of county commissioners to be in these parks.
- (4) All other county parks, lakes, and recreational areas, excluding Sedgwick County Park and Northeast Sedgwick County Park, shall be deemed open to the public at all times unless otherwise directed by the board of county commissioners with reasonable notice to the public.
- (b) *Quiet hours.* Quiet hours shall be observed at any county park, lake, and recreational area between the hours of 10:00 p.m. and 7:00 a.m. The production, making, or maintaining of excessive noise during quiet hours is prohibited.
- (c) *Orders of park superintendent.* Orders of the park superintendent to any person to leave any county park, lake or recreational area or orders revoking any permit shall be obeyed.
- (d) *Tree trimming.* Trees within any county park, lake or recreational area shall not be trimmed, cut or destroyed without the express written permission of the park superintendent.
- (e) *Damage or destruction of park property.* Park property shall not be damaged, defaced or destroyed without the express written permission of the park superintendent.
- (f) *Loitering in restroom.* No person may loiter, loaf, wander, camp or remain idle in a restroom in any county park, lake or recreational area.
- (g) *Selling merchandise.* No person shall sell or offer for sale any merchandise, article or thing without having prior written permission of the park superintendent.
- (h) *Violations.*
 - (1) *Be in park after hours.* It is a violation of this article for any unauthorized person to be in any county park, lake or recreational area at any time other than hours the particular park, lake or recreational area is open to the public. Be in park after hours is a class G violation.
 - (2) *Fail to observe quiet hours/make excessive noise.* It is a violation of this article for any person to fail to observe quiet hours or to produce, make or maintain excessive noise at any county park, lake or recreational area. Fail to observe quiet hours/make excessive noise is a class G violation.
 - (3) *Disobey park superintendent.* It is a violation of this article for any person to fail to obey an order of the park superintendent to leave any county park, lake or recreational area or to violate revocation of any permit ordered revoked thereby. Disobey park superintendent is a class G violation.

- (4) *Tree trimming.* It is a violation of this article for any person to cause the trimming, cutting or destruction of trees within the parks without the express written permission of the park superintendent. Tree trimming is a class H violation.
- (5) *Damage or destruction of park property.* It is a violation of this article for any person to damage, deface or destroy park property without the express written permission of the park superintendent. Damage or destruction of park property is a class H violation.
- (6) *Loitering in restroom.* It is a violation of this article for any person to loiter, loaf, wander, camp or remain idle in a restroom in any county park, lake or recreational area. Loitering in restroom is a class H violation.
- (7) *Selling Merchandise.* It is a violation of this article for any person to sell or offer to sell any merchandise, article or thing without having the prior written permission from the park superintendent. Selling merchandise is a class H violation.

SECTION IV. Sedgwick County Code Section 20-112 shall read as follows:

Sec. 20-112. Boating In General.

- (a) *Boating prohibited; exception.* Boating at any county park, lake or recreational area is prohibited unless performed in compliance with the rules and regulations set forth in this section.
 - (1) The board of county commissioners specifically reserves the right to set aside certain days and times when Lake Afton shall be used exclusively or nonexclusively for races and other water events. At such times, Lake Afton may be cleared of all vessels and the designated speed limit for all parts of Lake Afton shall not apply to those registered participants in the races and other water events.
 - (2) The park superintendent shall have the authority to prohibit any boating or vessel practice or conduct not specifically prohibited by these rules and regulations if in his or her opinion the practice or conduct constitutes a hazard to public health or safety.
 - (3) In addition to compliance with the provisions of the Sedgwick County Code, any person operating a vessel shall comply with any and all boating laws of the state. Should a particular provision herein be more stringent than state laws, these provisions shall apply in addition to state law provisions.
 - (4) A person may not leave a vessel unattended in a park for more than 48 consecutive hours.
- (b) *Boating at Lake Afton Park; Rules and Regulations.* It shall be unlawful for:
 - (1) Any person to operate any vessel at Lake Afton in violation of the boating laws, rules and regulations of the state.

- (2) Any person to operate a vessel unless the vessel has been numbered in accordance with the vessel numbering laws of the state (K.S.A. 32-1110 et seq.), and is in compliance with all requirements related thereto.
- (3) Any person to operate on Lake Afton a vessel without obtaining a current Lake Afton boating permit from the park superintendent or from the self-pay station. The operator shall have the Lake Afton boating permit available for inspection by the park superintendent at any time the vessel is on Lake Afton and shall have the Lake Afton boating permit on the vessel at all times it is on Lake Afton; however, any person operating a vessel for fishing purposes only need not obtain a boat permit. Boat dealers shall obtain a current Lake Afton boat dealer's demonstration and testing permit before any vessel is allowed on Lake Afton, shall have said permit available for inspection by the park superintendent at any time any vessel is on Lake Afton, and shall have said permit on the vessel being demonstrated or tested at all times it is on Lake Afton.
- (4) Any person to operate a vessel between sunset and sunrise, however, a person may operate a fishing vessel on Lake Afton between sunset and sunrise provided the vessel is equipped with proper lights and moves at no-wake speed.
- (5) Any person to launch a vessel on or remove a vessel from Lake Afton at an area not designated by the park superintendent for such activity.
- (6) Any person to operate a fishing vessel, kayak, sailboat, sailboard, rowboat or canoe except in coves.
- (7) Any person to operate a vessel in any area marked by buoys indicating a swimming area.
- (8) Any person to operate a vessel in excess of forty (40) miles per hour on Lake Afton or in excess of five (5) miles per hour in Lake Afton harbor and cove areas from March 1 to November 1. It is also unlawful for any person to operate a vessel in excess of no-wake speed between November 1 and March 1.
- (9) Any person is prohibited from operating a vessel with an unmuffled exhaust system; however, a person may operate a vessel with an unmuffled exhaust system when participating in an event or other activity previously approved by the board of county commissioners.
- (10) Any person to operate a vessel by failing to keeping to the right and/or failing to travel in a counterclockwise direction making full and complete laps.
- (11) Any person to operate a vessel towing more than two (2) skiers at one time.
- (12) Any person to operate a vessel, whether towing a skier or not, in such a manner as to bring the vessel and/or the skier closer than one hundred fifty (150) feet to the shoreline or to any other obstruction, including, but not necessarily limited to, buoys, docks, spillways and gates.

- (13) Any person to operate a personal watercraft; however, a person may operate a personal watercraft when participating in an event or other activity previously approved by the board of county commissioners.
 - (14) Any person to fail to obey the directions and instructions of the park superintendent relating to clearing of Lake Afton for races and other water events specifically allowed by the board of county commissioners.
 - (15) Any person to fail to obey the directions and instructions of the park superintendent relating to any boating or vessel practice or conduct not specifically prohibited by these rules and regulations if such directions and instructions are based on the park superintendent's opinion that said practice or conduct constitutes a hazard to public health or safety.
 - (16) Any person to operate a power boat.
- (c) *Violations.*
- (1) *Fail to comply with state law.* It is a violation of this article for a person operating any vessel to fail to comply with the boating laws, rules and regulations of the state. Fail to comply with state law is a class G violation.
 - (2) *Fail to number vessel.* It is a violation of this article for a person operating any vessel to do so without having the vessel numbered in accordance with the vessel numbering laws of the state (K.S.A. 32-1110 et seq.), and in compliance with all requirements related thereto. Fail to number vessel is a class H violation.
 - (3) *Fail to obtain, retain, or display boating permit.* It is a violation of this article for any person to operate a vessel on Lake Afton without having obtained a current Lake Afton boating permit from the park superintendent or from the self-pay station; to fail to retain said Lake Afton boating permit on the vessel at all times when the vessel is on Lake Afton; or to fail to display said boating permit when requested by the park superintendent at any time the vessel is on Lake Afton. It shall not be a violation of this article for a person to operate a vessel without a permit if the vessel is used for fishing purposes only. Fail to obtain, retain or display boating permit is a class G violation.
 - (4) *Fail to obtain, retain or display boat dealer's demonstration and testing only permit.* It is a violation of this article for any person to operate a vessel on Lake Afton without having obtained a current Lake Afton boat dealer's demonstration and testing only permit from the park superintendent, or to fail to retain that permit on the vessel at all times it is on Lake Afton, or to fail to display that permit for inspection by the park superintendent at any time the vessel is on Lake Afton. Fail to obtain, retain or display boat dealer's demonstration and testing only permit is a class G violation.
 - (5) *Unlawfully obtain boating permit.* It is a violation of this article for any person to obtain a boating permit from a self-pay station without paying the required fee(s) set forth herein. Unlawfully obtain boating permit is a class G violation.

- (6) *Possess, retain or display an unlawfully obtained boating permit.* It is a violation of this article for any person to possess, display or retain a boating permit that was unlawfully obtained from a self-pay station. Possess, retain or display an unlawfully obtained boating permit is a class G violation.
- (7) *Operate a vessel between sunset and sunrise.* It is a violation of this article for a person operating a vessel to operate a vessel between sunset and sunrise. Operate a vessel between sunset and sunrise is a class G violation.
- (8) *Fail to launch/remove vessel properly.* It is a violation of this article for a person operating a vessel to launch a vessel on or remove a vessel from Lake Afton at any area not designated by the park superintendent for such activity. Fail to launch/remove vessel properly is a class G violation.
- (9) *Operate vessel except in coves.* It is a violation of this article for an operator of a fishing vessel, kayak, sailboat, sailboard, rowboat, or canoe to operate the same except in coves. Operate vessel except in coves is a class G violation.
- (10) *Operate vessel in buoyed areas.* It is a violation of this article for a person to operate a vessel in any area marked by buoys indicating a swimming area. Operate vessel in buoyed areas is a class G violation.
- (11) *Operate vessel at excessive speed.* It is a violation of this article for any person to operate a vessel in excess of forty (40) miles per hour on Lake Afton and in excess of five (5) miles per hour in Lake Afton harbor and cove areas from March 1 to November 1, and it is a violation of this article for any person to operate a vessel in excess of no-wake speed between November 1 and March 1. Operate vessel at excessive speed is a class G violation.
- (12) *Operate vessel with unmuffled exhaust.* It is a violation of this article for any person to operate a vessel with an unmuffled exhaust system. Operate vessel with unmuffled exhaust is a class G violation.
- (13) *Fail to operate vessel in proper direction.* It is a violation of this article for any person to fail to operate a vessel by keeping to the right and traveling in a counterclockwise direction making full and complete laps. Fail to operate vessel in proper direction is a class G violation.
- (14) *Tow more than two (2) skiers.* It is a violation of this article for any person to operate a vessel towing more than two (2) skiers at one time. Tow more than two (2) skiers is a class G violation.
- (15) *Operate vessel or skier too close to shore.* It is a violation of this article for any person to operate a vessel, whether towing a skier or not, in such a manner as to bring the vessel and/or the skier closer than one hundred fifty (150) feet to the shoreline or to any other obstruction, including, but not necessarily limited to, buoys, docks, spillways and gates. Operate vessel or skier too close to shore is a class G violation.

- (16) *Operate personal watercraft.* It is a violation of this article for any person to operate a personal watercraft. Operate personal watercraft is a class G violation.
- (17) *Fail to obey park superintendent.* It is a violation of this article for any person to fail to obey the directions and instructions of the park superintendent relating to clearing of Lake Afton for races and other water events specifically allowed by the board of county commissioners. Fail to obey park superintendent is a class G violation.
- (18) *Fail to obey park superintendent regarding health and safety.* It is a violation of this article for any person to fail to obey the directions and instructions of the park superintendent relating to any boating or vessel practice or conduct not specifically prohibited by these rules and regulations if such directions and instructions are based on the park superintendent's opinion that said practice or conduct constitutes a hazard to public health or safety. Fail to obey park superintendent regarding health and safety is a class G violation.
- (19) *Operate power boat.* It is a violation of this article for any person to operate a power boat. Operate power boat is a class G violation.
- (20) *Operate vessel in a park.* It is a violation of this article for any person to operate any vessel in a park unless specifically authorized by this article. Operate vessel in a park in a manner not specifically authorized by this article is a class G violation.
- (21) *Abandon vessel in a park.* It is a violation of this article for any person to leave a vessel unattended in a park for more than 48 hours. Abandon vessel in a park is a class G violation.

SECTION V. Sedgwick County Code Section 20-113 shall read as follows:

Sec. 20-113. Camping.

- (a) *Camping prohibited; exceptions.* Camping at any county park, lake or recreational area is prohibited; however, camping in Sedgwick County Park may be allowed with prior written permission of the board of county commissioners, subject to applicable laws, rules and regulations; and camping in Lake Afton Park is allowed by current camping permit, subject to applicable laws, rules and regulations.
- (b) *Camping at any county park, lake or recreational area; rules and regulations.*
 - (1) A camper shall be prohibited from establishing a campsite unless a camper of that campsite has obtained the prior written permission of the board of county commissioners or obtained a current camping permit from the park superintendent or from the self-pay station.
 - (2) A camper shall be prohibited from camping in any playground, beach or other area not designated for camping by the park superintendent.

- (3) A camper shall be prohibited from leaving a campsite unattended for a period exceeding forty-eight (48) consecutive hours.
- (4) A camper shall be prohibited from failing to pay all removal and storage fees incurred as a result of leaving a campsite unattended for a period exceeding forty-eight (48) consecutive hours.

Notice: After forty-eight (48) consecutive hours, an unattended campsite shall be removed and all property in and around said campsite shall be stored by the park superintendent for a fee chargeable to the camper, which fee shall be thirty dollars (\$30.00) for the removal and two dollars (\$2.00) per day (or any portion thereof) for storage. All property so stored by the park superintendent shall be deemed to have been abandoned at the conclusion of thirty (30) days from the date of storage if not redeemed by the camper pursuant to this subsection. All such property shall thereupon become the property of the county and shall be disposed of according to Sedgwick County Code Chapter 16, Article III. Any person who camps at any county park shall be deemed to have agreed to such removal, storage, fee payment, and abandonment policy and shall be deemed to have released the park superintendent and the county from any and all liability for damages to such property incurred during or by virtue of the removal, storage and disposal.

- (5) A camper shall be prohibited from erecting, using, or maintaining electrical lines that interfere with or are strung across roadways or trailways.
- (6) A camper shall be prohibited from using any portable generator without prior written approval of the park superintendent.
- (7) A camper shall be prohibited from erecting, using, or maintaining any clothes line or wire unless it is affixed to a vehicle owned by the camper.
- (8) A camper shall be prohibited from establishing a campsite within one hundred fifty (150) feet of electrical service without paying the applicable rate for electrical service, regardless of whether such service is utilized by the camper.
- (9) Persons reserving shelters 1, 2 and 5 at Lake Afton Park may also reserve campsites near the relevant shelter(s) but only if fees for those campsites are paid in advance.
- (10) A camper shall be prohibited from establishing a campsite at any one (1) camping area or limited stay area for longer than fourteen (14) consecutive days. Failure of a camper to move from a camping area or limited stay area after the fourteenth consecutive day may result in the assessment of a camping fee against the camper equal to three (3) times the daily rate established herein.

- (11) A camper shall be prohibited from re-establishing a campsite in a camping area or limited stay area within seven (7) days after camping in such area for more than five (5) consecutive days.
- (12) A camper shall be prohibited from camping at a county park, lake or recreational area for more than two hundred seventy (270) days in any calendar year.
- (13) Dumping sewage from a recreational vehicle is permitted only at designated dump stations. Any other use of dump stations is prohibited.

(c) *Violations.*

- (1) *Fail to obtain camping permit.* It is a violation of this article for a camper to fail to obtain the prior written permission of the board of county commissioners or to obtain a current camping permit from the park superintendent or from a self-pay station. Fail to obtain camping permit is a class G violation.
- (2) *Unlawfully obtain camping permit.* It is a violation of this article for any person to obtain a camping permit from a self-pay station without paying the required fee(s) set forth herein. Unlawfully obtain camping permit is a class G violation.
- (3) *Possess, show or retain unlawfully obtained camping permit.* It is a violation of this article for any person to possess, show or retain a camping permit that was unlawfully obtained from a self-pay station. Possess, show or retain unlawfully obtained camping permit is a class G violation.
- (4) *Fail to camp in designated area.* It is a violation of this article for a camper to camp in any playground, beach or other area not designated for camping by the park superintendent. Fail to camp in designated area is a class G violation.
- (5) *Leave campsite unattended.* It is a violation of this article for a camper to leave a campsite unattended for a period exceeding forty-eight (48) consecutive hours. Leave campsite unattended is a class G violation.
- (6) *Fail to pay removal and storage fees.* It is a violation of this article for a camper to fail to pay all removal and storage fees incurred as a result of leaving a campsite unattended for a period exceeding forty-eight (48) consecutive hours. Fail to pay removal and storage fees is a class G violation.
- (7) *Cause interference by electrical lines.* It is a violation of this article for a camper to erect, use, or maintain electrical lines that interfere with or are strung across roadways or trailways. Cause interference by electrical lines is a class G violation.
- (8) *Use portable generator.* It is a violation of this article for a camper to use any portable generator without prior written approval of the park superintendent. Use portable generator is a class G violation.

- (9) *Use clothes line.* It is a violation of this article for a camper to erect, use, or maintain any clothes line or wire unless it is affixed to a vehicle owned by the camper. Use clothes line is a class G violation.
- (10) *Fail to pay electrical rate.* It is a violation of this article for a camper to establish a campsite within one hundred fifty (150) feet of electrical service without paying the applicable rate for electrical service, regardless of whether such service is utilized by the camper. Fail to pay electrical rate is a class G violation.
- (11) *Fail to abide by seasonal permit conditions.* It is a violation of this article for a camper to utilize any seasonal permit except from March 1 through October 31 of the year of issuance, to stay longer than fourteen (14) days in each calendar month at any one (1) camping area, or to stay any additional days in the same calendar month without changing camping areas and paying in addition to the seasonal permit rate the regular daily rate. Fail to abide by seasonal permit conditions is a class G violation.
- (12) *Establish campsite in excess of fourteen (14) days.* It is a violation of this article for a camper to establish a campsite at any one (1) camping area or limited stay area for longer than fourteen (14) consecutive days. Establish campsite in excess of fourteen (14) days is a class G violation.
- (13) *Re-establish campsite within seven (7) days.* It is a violation of this article for a camper to re-establish a campsite in a camping area or limited stay area within seven (7) days after camping in such area for more than five (5) consecutive days. Re-establish campsite within seven (7) days is a class G violation.
- (14) *Camping in excess of maximum stay.* It is a violation of this article for a camper to camp at a county park, lake or recreational area for more than two hundred seventy (270) days in any calendar year. Camping in excess of maximum stay is a class G violation.
- (15) *Improper use of dump station.* It is a violation of this article for any person to use a dump station for anything other than disposing of sewage from a recreational vehicle. Improper use of dump station is a class G violation.

SECTION VI. Sedgwick County Code Section 20-117 shall read as follows:

Sec. 20-117. Fires.

- (a) *Definitions.* For the purposes of this section, the following terms shall have the meanings provided below.

Barbequing means cooking food over an open fire.

Burn ring means an open-top, man-made, fire-retaining device.

Container means a manufactured steel or metal burn ring or other metallic receptacle capable of retaining fire but shall not include: a rock ring; a rock pile; on the open ground; or a hole in the ground.

Fire means combustion of any material manifested in light, flame, smoke or heat.

Open means having no enclosing or confining area on all or nearly all sides.

(b) *Fires prohibited; rules and regulations.* The building, maintaining or usage of fires at any county park, lake or recreational area is prohibited unless the following rules and regulations are complied with:

- (1) A person is permitted to build, maintain or use any fire which is in an oven, stove, fireplace or portable grill or other container as defined in subsection (a).
- (2) Building and maintaining of ceremonial fires may be allowed with prior written permission of the board of county commissioners and a valid permit issued by the Sedgwick County Fire Department #1.
- (3) Building, maintaining or using any fire which contains coated electric wire, wood pallets or treated lumber is prohibited.

(c) *Violations.*

- (1) *Build, maintain or use prohibited fire.* It is a violation of this article for a person to build, maintain or use any fire except in an oven, stove, fireplace, portable grill, or other containers designated for that purpose. Build, maintain or use a fire in violation of this section area is a class G violation.
- (2) *Build, maintain or use fire containing prohibited materials.* It is a violation of this article for a person to build, maintain or use any fire which contains coated electric wire, wood pallets or treated lumber. Build, maintain or use fire containing prohibited materials is a class G violation.

SECTION VII. Sedgwick County Code Section 20-120 shall read as follows:

Sec. 20-120. Motor vehicles and roadways; firearms; weapons; equipment; roads, paths or trails.

- (a) *Prohibited acts.* The following acts are prohibited in any county park, lake or recreational area, subject to the exceptions set out in subsection (c):
- (1) Operating any motor vehicle, motorcycle, motor-driven cycle, including but not limited to, any automobile, dune buggy, minibike, motor bike and bicycle, except upon the county roadways provided.
 - (2) Operating any motor vehicle, motorcycle, motor-driven cycle, including but not limited to, any automobile, dune buggy, minibike, motorbike and bicycle while

towing any person or animal on any sled, sled-board, sleigh, sledding saucer, snowboard or on or in any other device, toy, or apparatus.

- (3) Operating any all-terrain motor vehicle, regardless of the number of wheels, unless the operator is an employee of the county operating the same in conjunction with the operator's duties as an employee.
 - (4) Operating any truck in excess of one and one-half (1½) tons unless the operator is operating the same for the purpose of making deliveries pursuant to a request of the county.
 - (5) Discharging, shooting, firing, or otherwise expelling a projectile from a firearm or weapon; however, this subsection shall not apply when said action is in defense of self, another human being, or one's property or as otherwise authorized by law, nor shall this subsection apply to a law enforcement officer (as defined by K.S.A. 74-6502, and amendments thereto).
 - (6) Possessing any weapon as defined in Sedgwick County code sec. 20-106.
 - (7) Installing or operating any amusement ride or inflatable without prior approval by the park superintendent.
 - (8) Permanently painting, marking or defacing any asphalt road, path or trail without prior approval by park superintendent.
 - (9) Leaving for more than 48 hours a motor vehicle on property open to use by the public.
 - (10) Leaving a motor vehicle on a public highway when the motor vehicle interferes with public highway operations.
 - (11) Feeding wildlife is prohibited except in areas which have been so designated by the park superintendent.
- (b) *Operation of a vehicle.* The registered owner of any vehicle located in any county park, lake or recreational area shall be considered to be the operator of said vehicle for purposes of the enforcement of this article. The operator shall comply with all other motor vehicle laws of the state, except when the rules and regulations herein adopted are more stringent, in which case those rules and regulations shall apply.
- (c) *Exceptions.*
- (1) The board of county commissioners specifically reserves the right to set aside certain days and times when roadways shall be used exclusively or non-exclusively for races and other events. At such times, the roadways may be cleared of all vehicles, and at that time, the designated speed limit for all parts of the roadways shall not apply to those registered participants, vehicular traffic may be allowed on non-roadways, and trucks in excess of one and one-half (1½) tons may be allowed in the park, lake or recreational area.

(2) The board of county commissioners specifically reserves the right to allow discharging, shooting, firing or otherwise expelling a projectile from any firearm or weapon in conjunction with an organized safety program at the public firing range at Lake Afton Park or pertaining to the use by the county sheriff's office of the firing range at Lake Afton Park which is specifically reserved for use by law enforcement activities; and

(3) The board of county commissioners specifically reserves the right to allow discharging, shooting, firing or otherwise expelling a projectile from a firearm or weapon in conjunction with an organized theatrical or entertainment event at any county park, lake or recreational area. Application for permission under this section shall be made to the park superintendent. The park superintendent may grant such applications provided the following conditions are met:

- a. The party applying provides adequate assurance that activities will be conducted in a reasonably safe manner;
- b. The party applying agrees to indemnify the county for any liability arising out of the discharging, shooting, firing or otherwise expelling a projectile from a firearm or weapon; and
- c. The party applying carries and maintains general liability insurance in an amount to be determined by the park superintendent and the party provides a certificate of insurance naming "Board of County Commissioners of Sedgwick County, Kansas, and its officers, employees and agents" as additional insureds to the county counselor's office for approval not later than thirty (30) days prior to the first date of the event authorized under this subsection.

(4) Discharging, shooting, firing or otherwise expelling a projectile from a firearm or weapon is allowed in the Lake Afton Park public firing range during the hours it is open to the public.

(d) *Violations.*

(1) *Fail to operate vehicle on roadway.* It shall be a violation of this article for an owner or operator of any motor vehicle, motorcycle, motor-driven cycle, including but not limited to any automobile, dune buggy, minibike, motor bike and bicycle, to operate the same except upon the county roadways provided. Failing to operate a vehicle on a roadway shall be a class G violation.

(2) *Tow a sled.* It shall be a violation of this article for any person to operate any motor vehicle, motorcycle, motor-driven cycle, including but not limited to any automobile, dune buggy, minibike, motorbike and bicycle, while towing any person or animal on any sled, sled-board, sleigh, sledding saucer, snowboard or on or in any other device, toy, or apparatus. Towing a sled shall be a class G violation.

- (3) *Operate all-terrain vehicle.* It shall be a violation of this article for an owner or operator of any all-terrain motor vehicle, regardless of the number of wheels, to operate the same in any county park, lake or recreational area. Operating an all-terrain vehicle shall be a class G violation.
- (4) *Operate over-sized truck.* It shall be a violation of this article for an operator to operate any truck in excess of one and one-half (1½) tons in any county park, lake or recreational area unless the operator is operating the same for the purpose of making deliveries pursuant to a request by the county. Operating an over-sized truck shall be a class G violation.
- (5) *Fail to obtain or display recreational permit.* It is a violation of this article for a person to use a motor vehicle without a valid recreational permit as provided in this article. Fail to obtain or display a recreational permit is a class G violation.
- (6) *Improper discharge of firearm or weapon.* It is a violation of this article for any person within Lake Afton Park to discharge, shoot, fire or otherwise expel a projectile from any firearm or weapon unless such activity occurs within the confines of the Lake Afton Public Shooting Range and is not in violation of rules and regulations of the young hunter safety program. Improper discharge of a firearm or weapon is a class G violation.
- (7) *Possess weapon.* It is a violation of this article for any person to possess any weapon as defined by Sedgwick County code sec. 20-106. Possess weapon is a class H violation.
- (8) *Install or operate amusement ride or inflatable.* It is a violation of this article for any person to install or operate any amusement ride or inflatable without prior approval by the park superintendent. Install or operate amusement ride or inflatable is a class G violation.
- (9) *Paint, mark or deface asphalt road, path or trail.* It is a violation of this article for any person to permanently paint, mark or deface any asphalt road, path or trail without prior approval by park superintendent. Paint, mark or deface asphalt road, path or trail is a class G violation.
- (10) *Leave motor vehicle for more than 48 hours.* It is a violation of this article for any person to leave for more than 48 hours a motor vehicle on property open to use by the public. Leave motor vehicle for more than 48 hours is a class G violation.
- (11) *Leave motor vehicle on public highway.* It is a violation of this article for any person to leave a motor vehicle on a public highway when the motor vehicle interferes with public highway operations. Leave motor vehicle on public highway is a class G violation.
- (12) *Feed wildlife.* It is a violation of this article for any person to feed wildlife except in areas which have been so designated by the park superintendent. Feed wildlife is a class G violation.

SECTION VIII. PRESERVATION.

All rights and remedies of Sedgwick County and the citizens and residents thereof are expressly preserved and saved as to any and all violations of Chapter 20 of the Sedgwick County Code and enacting resolutions that have accrued at the time of the effective date of this resolution. The court shall have all the powers that existed prior to the effective date of this resolution as to all such accrued violations.

SECTION IX. SEVERABILITY.

Should any section, clause or provision of this resolution be declared by any court of competent jurisdiction to be invalid, the same shall not affect the validity of this resolution as a whole, or any part thereof, other than the part so declared to be invalid.

SECTION X. EFFECTIVE DATE.

This resolution shall take effect and be in force from and after its approval and adoption by the Board of County Commissioners of Sedgwick County, Kansas and upon its publication once each week in a newspaper of general circulation in the county for three consecutive weeks and upon the conspicuous posting at the entrance or entrances to the facilities covered hereby of the substance of these rules and regulations together with the penalties for violations hereof.

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Commissioners present and voting were:

DAVID M. UNRUH	_____
TIM R. NORTON	_____
KARL PETERJOHN	_____
RICHARD RANZAU	_____
JAMES M. HOWELL	_____

Dated this _____ day of _____, 2015.


BOARD OF COUNTY COMMISSIONERS
OF SEDGWICK COUNTY, KANSAS

ATTEST:

KELLY B. ARNOLD, County Clerk

RICHARD RANZAU, Chairman
Commissioner, Fourth District

APPROVED AS TO FORM:



KAREN L. POWELL
Assistant County Counselor

KARL PETERJOHN, Chair Pro Tem
Commissioner, Third District

DAVID M. UNRUH
Commissioner, First District

TIM R. NORTON
Commissioner, Second District

JAMES M. HOWELL
Commissioner, Fifth District