

RULES AND REGULATIONS OF THE BUCHANAN COUNTY CONSERVATION BOARD

2.01 DEFINITIONS: Pursuant to the authority of Iowa Code Chapter 350 and Section 331.307, the Buchanan County Conservation Board hereby promulgates and places into effect the following regulations. The following terms, as used in this Chapter, have the meanings assigned hereto, unless a different meaning is clearly indicated.

1. "Board" shall mean the Buchanan County Conservation Board.
2. "Director" shall mean the Executive Director of the Conservation Board.
3. "Authorized representative" shall include park rangers and other persons designated from time to time by the Director.
4. "Area" shall mean all or any part of the land and/or water owned, leased, managed or by any other means under the control of the Board.
5. "Special use permit" shall mean any use permit issued by the Director pursuant to authority delegated by the Board, and signed by the Director or his authorized representative.
6. "Camp" or "camping" shall mean the use of a shelter such as a tent, trailer, motor vehicle, tarpaulin, or sleeping bag for temporary residence at a campground.
7. "Campground" shall mean any area designated by the board for camping.
8. "Campsite" shall mean a segment of a campground designated by the Conservation Board for camping by a camping unit or party.
9. "Camping unit" shall mean either a single tent not larger than 144 square feet in size at its base, pickup camper, motor vehicle, recreation trailer, tarpaulin, or sleeping bag used by a camping party. Camping is restricted to one basic unit per site except that a small tent or other type of camping unit may be placed on the site so long as the persons occupying the second unit are under 18 years of age and dependent members of the immediate family occupying the larger unit.
10. "Camping party" shall mean any individual, family, or informal unorganized group of not more than five persons occupying one campsite.
11. "Youth group" shall mean a group consisting of minor members of an established organization and chaperoned by at least one competent, mature adult for each 10 minors in the group using any number of

- camping units or occupying a group campground.
12. "Capacity" shall mean the maximum number of camping parties or camping units that the Board shall from time to time determine may occupy an area, campground, or campsite.
 13. "Official signs" shall mean signs provided for by the Iowa DOT Manual on Uniform Traffic Control Devices for Iowa streets and highways and other signs designated from time to time by the Board.
 14. "Noise" shall mean any loud, confused, or senseless shouting or outcry; a sound lacking in agreeable musical quality or which is noticeably unpleasant or excessively loud as to disturb others.
 15. "Department" shall mean the Buchanan County Conservation Department.
- 2.02 GENERAL REQUIREMENTS.** The following provisions shall apply to the use of all areas:
1. Fees and charges for services or for the use of land, facilities, equipment, materials or supplies, shall be established by the Board and collected by the Director or his Designee.
 2. Persons desiring camping privileges shall produce means of photographic identification upon request of the Director or a Designee.
 3. It shall be unlawful for any person or persons to enter or use any facilities for which entrance or user fees are prescribed without payment of same, except those persons on official business or authorized by special permits.
- 2.03 REMOVAL OF NATURAL FEATURES.** Mushrooms, asparagus, nuts, fruits, and berries may be harvested. Any other plant material, bird nests, rock formations, or cultural artifacts may not be altered or removed. Use of chain saws is prohibited.
- 2.04 USE OF FIREARMS PROHIBITED.** Possession of firearms is prohibited between May 15 and October 1 in areas that the Board shall designate as multi-use areas. The use by the public of firearms, and weapons of all kinds is prohibited on all Board controlled property except those areas designated as hunting areas by the Board pursuant to Section 2.06; provided, however, that use of BB guns and archery equipment shall be permitted when such use is for educational purposes and the Director or the Director's designee shall have inspected the educational shooting range prior to such use.
- 2.05 ANIMALS ON LEASH.** It shall be unlawful for any person to permit a privately owned animal to run at large in an area. Such animals shall be deemed to be running at large unless the owner or handler carries such animal, leads it by a leash or chain not

- exceeding six (6) feet in length, or keeps it confined in or attached to a vehicle; provided, however, that it shall be lawful to permit dogs to run at large for the purpose of training or exercising them in or on all areas that the Board shall designate as hunting areas. Training of dogs is prohibited between March 15 and July 15. The Director or Designee may, in the interest of public safety, order the removal of any animal at any time from any area.
- 2.06 HUNTING.** Hunting shall be permitted only in such areas that the Board shall have designated for that purpose and shall conform to the requirements of Iowa law and regulation promulgated by the Iowa Department of Natural Resources. Hunting privileges may be revoked by any law enforcement officer for violation of Iowa law or regulation in this Chapter. In instances where a violation of this Section is alleged and appropriate circumstances exist, the County reserves the right to request that, upon conviction, the Court impose judgement on the violator for liquidated damages in amounts consistent with Iowa Code Section 481A.130, in addition to any other penalties provided by law. The proceeds of liquidated damages imposed pursuant to this Section shall be remitted to the Treasurer of the State of Iowa as provided in Iowa Code Section 481A.131.
- 2.07 CAMPING.**
1. Registration is on a self-serve basis at the Fontana, Jakway, and Lime Creek areas. Instructions are posted at depositories located in those campgrounds.
 2. Campers must register and pay fees within one hour of arrival. Campsites are not reservable.
 3. When any campground is open and in usable condition all charges and fees shall be in effect and shall be enforced as set forth in the official fee schedule approved by the Board.
 4. No camping party or camping unit of any kind shall occupy any campground more than 14 days out of any 28-day period without prior written approval by the Director.
 5. A member of a registered camping party shall occupy each campsite or camping unit on the first night of the camping period and no campsite or camping unit shall be left unoccupied by the camping party for more than 24 hours. Unattended camping equipment still in place beyond the 24-hour limit is subject to impoundment. Camping equipment which may be impounded shall be removed and disposed of as provided by law.
 6. Violation of any park regulation or state law by any member of a camping party shall be cause for

- revocation of such camping privileges and the entire camping party may be directed to leave the premises, at the discretion of the Director or Designee.
7. It shall be unlawful to park any motor vehicle outside the parking area designated at each campsite, and not more than two licensed vehicles are permitted at any campsite.
 8. Any non-registered person visiting a camping party in the campground must vacate the campground area by 10:30 p.m.
 9. Camping is permitted only in areas and locations designated.
 10. It shall be unlawful for any person to obtain a camping permit for use by a camping party of which he or she is not a member; provided, however, that parents and group leaders shall obtain a camping permit for use by youth groups. Persons under age 18 shall not be allowed to camp alone unless the Director or his authorized representative is contacted in advance by the parent or legal guardian and permission is granted.
 11. Campers shall restore their campsites to the same approximate condition or better than when they found it.
 12. Check out time for all campgrounds is 5:00 p.m.
 13. The fee charged for use of the Fontana Park dump station by non-registered campers shall be equal to the fee charged to campers using electrical service at the Fontana Park campground.
- 2.08 NOISE PRODUCING DEVICES.** It shall be unlawful for any person in or on an area to:
1. Create, generate, or permit unreasonable or excessive noise between the hours of 10:30 p.m. and 6:00 a.m. For purposes of this paragraph, "unreasonable or excessive noise" shall be defined as sound that can be detected by the unaided ear at a distance of 120feet or more or from a distance equivalent to three campsites.
 2. Use any radio, television, telephone, stereo, musical instrument, electric generator, or similar equipment under any circumstances between the hours of 10:30 p.m. and 6:00 a.m.
 3. Operate or use any fixed, portable or vehicular-mounted public address system or device, except when such use has been approved in writing by the Director or Designee.
- 2.09 RECREATION USES ONLY.** It shall be unlawful for any person to occupy any portion of any area for washing or repairing vehicles, advertising, political campaigning, hawking, peddling, or any other commercial activity or any other purpose not primarily recreational.

2.10 ATV'S & SNOWMOBILES RESTRICTED. Operation of any motorized vehicle shall be restricted to designated roadways and parking areas. The maximum speed shall be 15 miles per hour. All roadways are considered to be public roads and governmental rules and regulations apply to all vehicles, including licensing requirements.

It shall be unlawful to operate any snowmobile, tote bike, air sled, swamp buggy, all-terrain vehicle, or any other land conveyance propelled by gasoline or electrical engine and run on wheels, tracks, or runners in or on any area, except for those trails and roads which the Board shall from time to time designate.

2.11 FISHING. All fishing done on lands and waters under the jurisdiction of the Board shall be done according to Iowa Department of Natural Resources regulations, Iowa law, and size limits posted by the Board. The privilege of fishing in an area under the jurisdiction of the Board may be revoked by any law enforcement officer for violation of Iowa law and/or this Chapter.

2.12 TRAPPING RESTRICTED. It shall be unlawful to trap or attempt to trap any wild animal in or on any area not designated as a hunting area by the Board, except those areas designated from time to time by the Board. All trapping done on lands and waters under the jurisdiction of the Board shall be done according to Iowa Department of Natural Resources regulations and Iowa law.

2.13 SWIMMING RESTRICTED. It shall be unlawful for any person to swim in waters under the jurisdiction of the Board. The Board assumes no responsibility for death or injury of persons resulting from swimming or wading in waters under its jurisdiction.

2.14 RESERVING PARK FACILITIES. Two of the three picnic shelters and the chapel area at Fontana Park may be reserved in advance for meetings, reunions, or similar gatherings by obtaining a special use permit at least five days in advance of the event at the Board's office at Fontana Park during normal business hours. Reservation fees are required in advance and are non-refundable. Picnic shelters which are not reserved will be available on a first come, first served basis.

2.15 DOMESTIC REFUSE NOT PERMITTED. It shall be unlawful for any person to transport garbage, refuse, or litter onto an area with intent to dispose of such garbage, refuse, or litter in or on an area.

2.16 BOATS UNATTENDED NOT PERMITTED. It shall be unlawful to leave unattended any boat or

other form of water conveyance on or attached to any area, except those areas designated from time to time by the Board, for more than 12 consecutive hours. Any water conveyance left in violation of this section shall be removed and stored at the expense of its owner, which expense shall not be less than \$25.00. If not reclaimed within six months of its removal, such water conveyance shall be considered abandoned and shall thereafter be disposed of as provided by law.

2.17 MOTOR VEHICLES UNATTENDED NOT PERMITTED. It shall be unlawful to leave any motor vehicle unattended on any area for more than 24 hours without permission of the Director or his authorized representative. Any motor vehicle left in violation of this section shall be removed and stored at the expense of its owner, which expense shall not be less than \$25.00. If not reclaimed within six months of its removal, all such motor vehicles shall be considered to be abandoned and shall thereafter be disposed of as provided by law.

2.18 OFFICIAL SIGNS. It shall be unlawful for any person to enter, use, or occupy any area or facilities within said area in disregard of any official signs.

2.19 CONSUMPTION OF ALCOHOLIC BEVERAGES. Beer and light wine (wine or beverages containing an alcoholic content of 6.25 percent or less by volume) may be consumed in areas administered by the Board; provided, however, that consumption of alcoholic beverages is prohibited on roads, parking lots, or in the immediate vicinity of the Fontana wild animal display. No person or group shall have in his, her, or their possession beer in a keg or other container larger than one quart, unless such person or group shall have obtained a special use permit from the Director. All requests for special use permits shall be in writing and shall be submitted to the Director not less than two weeks prior to the date of the event or activity. Any beer possessed in violation of this rule shall be subject to seizure by the Director or the Director's designee and shall be destroyed. All requests for special use permits shall be accompanied by a deposit and fee in amounts to be determined by the Board from time to time. The deposit shall be refunded to the applicant provided no complaints shall have arisen concerning the activity and provided the area where such activity shall have occurred is left in good order.

2.20 CLOSING TIME. All areas shall be closed to the public between the hours of 10:30 p.m. and 6:00 a.m. unless otherwise specified by the Board, in which case official signs shall be erected giving

the public constructive notice of such change. The provisions of this section shall not apply to authorized camping by registered campers in designated camping areas.

2.21 EXCEPTIONS. Nothing in this Chapter shall prohibit or hinder the Board, the Director, park rangers or duly authorized agents or any other peace officer from performing his or her official duties.

2.22 SPEED RESTRICTIONS. The maximum speed of all vehicles operated in areas under the jurisdiction of the board shall be 15 miles per hour; but in no event shall any person operate a vehicle in such areas at a speed greater than is reasonable and proper, having due regard to the conditions then existing and the safety and welfare of other persons present in such areas.

2.23 HITCHING TO TREES. No horse or other animal shall be hitched or tied to any tree, shrub, or in such a manner as to result in injury to county property.

2.24 FIRES. No fire shall be built except in a place provided therefore, and such fire shall be extinguished when the site is vacated unless it is immediately used by some other party.

2.25 DISTURBANCE OF THE PEACE. It shall be unlawful for any person to engage in the following conduct in areas:

1. Quarreling, fighting, violent behavior, or other conduct that interferes with the use and enjoyment of such areas by persons lawfully engaged in activities approved for such areas.
2. Using profane, offensive, or obscene language that is intended to abuse the hearer.

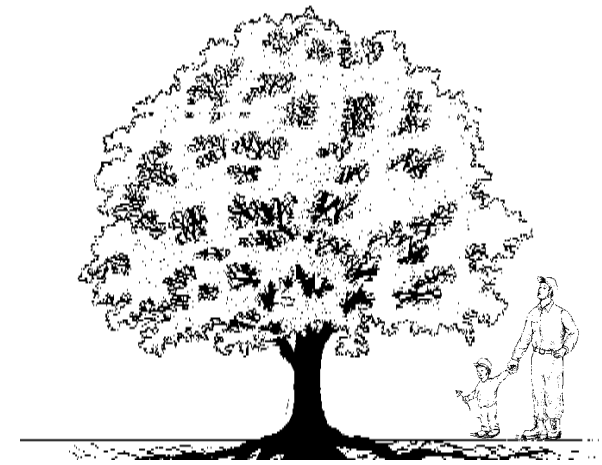
2.26 VANDALISM AND LITTERING. It shall be unlawful for any person to:

1. Intentionally or recklessly destroy or deface property under the jurisdiction of the Board.
2. Deposit garbage, refuse, or litter in a location in or on an area other than a container or receptacle designed for such purpose.

2.27 VIOLATIONS AND ENFORCEMENT. A violation of a provision of this Chapter shall be deemed a County infraction, pursuant to Section 331.307, Code of Iowa. The Director or his designee is hereby authorized to enforce the provisions of this Chapter.

Rules And Regulations

June, 2010



www.buchanancountyparks.com

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