

**ORDINANCE #2018-1, AN AMENDED AND RESTATED ORDINANCE REGULATING
PARKS IN THE COUNTY OF ANOKA PARK SYSTEM, STATE OF MINNESOTA**

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CHAPTER I - PURPOSE/AUTHORITY/DEFINITIONS

Section 1 - Purpose

The purpose of the Anoka County Parks and Recreation System is to positively impact the quality of life in Anoka County by providing natural resource based parks and outdoor recreation services for the public. The mission encompasses protection of the natural environment, improving the health of citizens and supporting a strong local economy. In accomplishing that mission, the Anoka County Parks and Recreation Department seeks to preserve, enhance and interpret natural resources and create user-friendly facilities, services and opportunities for public enjoyment. The Department also seeks to provide safe, clean, and well-maintained facilities that accommodate a broad and diverse population of users.

Section 2 - Policy

In order to accomplish this purpose, the Anoka County Board of Commissioners deems it reasonable, necessary, and desirable to provide an ordinance specifying rules and regulations in order to provide for: the safe and peaceful use of parklands; the education and recreation of the public; the protection and preservation of the property, facilities, and natural resources; and the safety and general welfare of the public.

Section 3 - Authority

The ANOKA COUNTY BOARD OF COMMISSIONERS, under Minnesota Statutes § 398.31-398.35, in performing its primary duty of the acquisition, development, and maintenance of parks, wildlife sanctuaries, forest, and other resources, and providing the means for public access to historic sites, lakes, rivers, streams, and other natural phenomena; is granted full power and authority to acquire and establish parks and to operate, maintain, protect, and improve a park system and conduct a recreational program. As an aid to the accomplishment of these duties, the Board is granted the authority to enact ordinances and to declare that the violation thereof shall be a misdemeanor.

Section 4 - Definitions

- a. “Alcoholic Beverage” includes any intoxicating beverage as defined by Minnesota law and includes beer and wine as further defined in this ordinance.

- b. “Amusement Devices” means any contrivance, device, gadget, machine, or structure designed to test the skill or strength of the user or to provide the user with any sort of ride, lift, swing, or fall experience including, but not limited to, ball throwing contest device, pinball type device, electronic videos, animal ride devices, dunk tank, ball and hammer device, trampoline devices, and the like.
- c. “Area” or “areas” means a specified place within a park.
- d. “Authorized Employee” means any regular, temporary, seasonal, or intermittent employee vested with the authority to enforce the Park Ordinances.
- e. “Beach” means that part of a body of water and shore designated for swimming.
- f. “Beer” means any alcoholic malt beverage, including 3.2 beer.
- g. “Bicycle” means a vehicle with one to three wheels and a seat that is human powered, and includes a bicycle with an attached electric motor to assist with pedaling.
- h. “Board” means the appointed and elected members of the Anoka County Board of Commissioners.
- i. “Contractor” means any person or company contracted by Anoka County to provide specific services.
- j. “Constitutionally protected rights of expression” means a political, religious, or other constitutionally protected expression or activity of a non-commercial or non-business character as is specified under the United States and Minnesota Constitutions.
- k. “Conservation Area” means an individually designated unit within the Anoka County Park System established by the Anoka County Board of Commissioners for the purpose of natural resources restoration and management and open to hunting consistent with the Laws of the State of Minnesota.
- l. “Controlled substance” means any drug substance or immediate precursor in schedules 1 through 5 of Minnesota Statutes Section 152.02.
- m. “Director” means the person appointed by the Board to serve in the capacity of directing the Anoka County Parks and Recreation System.
- n. “Disc Golfing” means a game played much like traditional golf. Instead of using a ball and clubs, players use a flying disc from a tee area to an elevated target basket which is the “hole.”
- o. “Dog Park” means an enclosed area of land where dogs are permitted to be off leash.
- p. “Employee” means any full or part-time regular, temporary, or seasonal worker, or authorized volunteer, in the employ of Anoka County working in the Parks and Recreation System.
- q. “Enforcement Officer” means a conservation officer or other peace officer that has the authority to arrest, without a warrant, any person detected in the actual violation of Anoka County Ordinance #2018-1.
- r. “Geocaching” means an outdoor recreational activity that involves the use of a Global Positioning System (GPS) receiver to find an object or geocache placed at a pre-determined location. The Internet is often used to provide the direction and coordinates of the geocache.
- s. “Glass Container” means any receptacle or holder used to contain or transport a liquid.
- t. “Glue” means any substance that releases vapors and which is used by a person for the purpose of inducing symptoms of intoxication, elation, excitement, confusion, dizziness, paralysis, irrational behavior, or in any manner changing, distorting or disturbing the balance or coordination of a person’s audio, visual or mental processes.
- u. “Hiking” means traveling by foot; i.e., walking, jogging, running, or with an electric personal assistive mobility device.
- v. “Horse” means a horse, mule, hinny or donkey.
- w. “Horseback Riding” is the riding, leading, or tethering of a horse, mule, hinny or donkey.
- x. “Law Enforcement Officer” means any “Peace Officer” licensed by the Board of Peace Officer Standards and Training (POST) and meeting the definition assigned to it in Minnesota

Statutes Section 626.84, subdivision 1 (c). See “Peace Officer” below.

- y. “Leash” means a cord, rope, strap, harness, or other tether, which shall be securely fastened to the collar or harness of a dog or other pet or service animal and shall be of sufficient strength and length to keep such a dog or other animal under the handler’s immediate control.
- z. “Motorized Recreational Vehicle” means any self-propelled, off the road or all-terrain vehicle including, but not limited to, snowmobile, mini-bike, amphibious vehicle, motorcycle, go-cart, trail bike, dune buggy, motorized skateboard, or all-terrain cycle. See also OPDMD below.
- aa. “Natural Resources” means all flora and fauna within parks and the physical factors upon which they depend; including air, water, soil, and minerals.
- bb. “OPDMD” means Other Power-Driven Mobility Devices and includes mobility devices powered by batteries, fuel, or other engines that are used by individuals with mobility disabilities for the purpose of locomotion, but that is not a wheelchair. The OPDMD that are likely to be used for these purposes are categorized as: 1) Single-user Electric (e.g., Segways, electric-assist bicycles, electric foot scooters, or electric track chairs); 2) Single-user Internal Combustion (e.g., motorized bicycles and mopeds, gas-powered foot scooters, off-highway motorcycles); Class 1 ATV, and Golf Cart; 3) Class 2 ATV; 4) Off-Road Vehicle; 5) Highway Licensed Vehicle; 6. Snowmobile.
- cc. “Park” means any land or water area and all facilities thereon including trails, under the jurisdiction, control, or ownership of Anoka County and designated by the Board as a unit of the Anoka County Parks and Recreation System.
- dd. “Parks and Recreation Department” means an operating unit of Anoka County responsible for the acquisition, development, programming, operation, and maintenance of the Anoka County Parks System.
- ee. “Peace Officer” means an employee of a law enforcement agency who is licensed by the Board of Peace Officer Standards and Training (POST), charged with the prevention and detection of crime and the enforcement of the general criminal laws of the state and who has the full power of arrest. Civil or peace officers include the Minnesota State Patrol, Sheriffs or Deputy Sheriffs, district or local police, and state conservation officers, whose duty it is to preserve the public peace.
- ff. “Permit” means the written permission that must be obtained from the Parks and Recreation Department to carry out a given activity.
- gg. “Person” or “Persons” means individuals, firms, corporations, societies, or any group or gathering whatsoever.
- hh. “Pest” means any plant, animal, or organism that is determined to be undesirable because it conflicts with park management objectives, creates an annoyance to park guests, or has the potential to create a health hazard.
- ii. “Pesticide” means a chemical or biological substance intended to control, prevent or destroy a pest, and/or a substance to be used as a plant regulator, defoliate, or a desiccant. Repellents are not considered a pesticide.
- jj. “Pet” means a dog or house cat that is tamed and domesticated and kept as a companion. See definition of Service Animal below, which is not a Pet for purposes of this Ordinance.
- kk. “Pollutant” means any substance, liquid, solid, or gas, which could cause contamination of air, land, or water so as to create or cause a nuisance or render unclean or noxious or impure, so as to be actually or potentially harmful or detrimental or injurious to public health, safety, welfare, or that of wildlife or vegetation.
- ll. “Possession” - Physical Possession: Having a controlled substance on one’s person with knowledge of the nature of the substance; or Constructive Possession: Having once possessed a controlled substance, continuing to exercise dominion and control over the substance up to the time of arrest, aiding and abetting another in possessing a controlled substance.

- mm. “Property” means any land, waters, facilities, or possessions of Anoka County designated by the Board as a component of the Anoka County Parks and Recreation System.
- nn. “Regular Park Hours” means the hours of the day when the parks are open to general park use, as designated by this ordinance.
- oo. “Responsible Person” means the parent, guardian, or person having lawful custody and control of another person, including juveniles.
- pp. “Roller Skater” or “Roller Skating” is any person riding or propelling oneself by human power or gravity on wheeled devices that are worn on a person’s feet or stood upon by a person. Such devices include, but are not limited to, roller skates, in-line skates, roller skis, skateboards and non-motorized scooters.
- qq. “Service Animals” are defined by the Americans with Disabilities Act (ADA) as dogs that are individually trained to do work or perform tasks for people with disabilities, including physical, psychiatric, sensory, or other mental disabilities.
- rr. “Skijoring” is a sport in which a skier is towed across a frozen surface by a dog.
- ss. “Special Use Permit” means a permit issued by the Parks and Recreation Department allowing exclusive or special use of park areas, trails, buildings or facilities, as described in this Ordinance and by Parks and Recreation Department policies.
- tt. “Park Services Manager” means an employee of Anoka County that directs and supervises ordinance enforcement for the Parks and Recreation Department.
- uu. “Trout Lake” means that part of the Anoka County Parks and Recreation System designated by the Board and recognized by the Minnesota Department of Natural Resources, allowing for legal trout fishing during the established trout fishing season.
- vv. “Unmanned Aerial Vehicle (UAV)” or “Drone” means an aircraft without a human pilot aboard, commonly referred to as a drone, which is operated by a ground-based or programmed controller.
- ww. “Vehicle” means every device in, upon or by which any person or property is or may be transported or drawn upon a designated road or parking lot, except devices moved by human power or used exclusively upon stationary rails or tracks.
- xx. “Watercraft” means any contrivance used or designated for navigation on water.
- yy. “Water Park” means an aquatic recreation area with water-based facilities such as pools, slides with flowing water, play features, and related support facilities.
- zz. “Weapon” means any device including, but not limited to, firearms, bows, paint-ball guns, electronic weapons, slings, and pellet or BB guns from which a shot or projectile of any type is discharged or propelled by means of an explosive, gas, compressed air, or other means. An electronic weapon means a portable device which is designed, used, or intended to be used, offensively or defensively, to immobilize or incapacitate persons by the use of an electric current.
- aaa. “Wildlife” means any living creature, not human, wild by nature, endowed with sensation, power of voluntary motion, including, but not limited to, mammals, birds, fish, amphibians, reptiles, crustaceans, and mollusks.
- bbb. “Wine” means a vinous alcoholic beverage containing not more than 14 percent alcohol by volume.

CHAPTER II - REGULATION OF PUBLIC USE

Section 1 - Park Hours

It shall be unlawful for any person to enter or remain in a park outside of regular hours unless:

- a. Participating in a County led program that occurs outside of regular park hours, camping in a park, being in a park area or facility specifically designated by the County for use outside of

regular park hours, or in possession of a valid Permit allowing said use. Parks shall be open to the public daily from 5:00 a.m. until 10:00 p.m. and this time frame shall be known as regular park hours; or,

- b. To be in any park or portion thereof at any time that has been closed by the authorization of the Director or designee for the protection of park property or for the health, safety, or welfare of the public.

Section 2 - Permits

It shall be unlawful for a person to violate any provisions of a Permit. Permits shall be required:

- a. For the exclusive or special use of park areas, buildings, trails, or facilities.
- b. For races, runs, and special events not conducted by the County.
- c. For any entertainment, tournament, exhibition, or special use.

Issuance of Permits shall be established through regulations established by the Director.

Section 3 - Use Fee, Failure to Pay

It shall be unlawful for any person to use, without payment, any facility for which a fee is charged unless the payment is waived by the Director or designee.

Section 4 - Vehicle Entry Permits

It shall be unlawful for any person to enter a park with a motor vehicle without appropriately displaying a valid annual or daily entry permit unless at a park or in an area specifically exempted from such requirement or by permission granted by the Director or designee.

CHAPTER III - REGULATION OF GENERAL CONDUCT - PERSONAL BEHAVIOR

Section 1 – Drug, Alcohol, and Tobacco Use

It shall be unlawful for any person to:

- a. Serve, possess or consume any alcoholic beverage within a park in violation of Minnesota Statutes; or,
- b. Serve, possess, or consume any alcoholic beverage, except beer and wine within a park, unless otherwise authorized by Special Permit; or,
- c. Use, manufacture, possess, constructively possess, sell, give away, barter, exchange, distribute, or otherwise transfer any controlled substance, except on a lawful prescription by a person licensed by law to prescribe and administer controlled substances; or,
- d. Inhale, breathe, drink, or be or become intoxicated by reason of inhaling, breathing, or drinking any substance defined as “glue”; or,
- e. Sell, barter, furnish, or give alcoholic beverages to a person under 21 years of age; or,
- f. Purchase or attempt to purchase any alcoholic beverage, if under the age of 21; or,
- g. Induce a person under the age of 21 years to purchase or procure any alcoholic beverage; or,
- h. Possess or bring beer or wine into a park, in large quantities (e.g., kegs, barrels, case lots) for personal consumption without a Special Permit; or,
- i. Sell, buy, give, receive, or consume beer or wine in parking areas, on park roadways, or on park trails; or,
- j. Consume or display any alcoholic beverage at sites where the Parks and Recreation Department or its agent is a licensed vendor of alcoholic beverages, unless purchased at that site, or authorized by Special Permit; or,
- k. Use any form of tobacco product, including e-cigarettes, in or around Anoka County park facilities or in other locations as designated by the Director.

Section 2 - Gambling

It shall be unlawful for any person to gamble or participate in any game of chance for a consideration of items of value; excepting private social bets or chance drawings not incidental to organized, commercialized, or systematic gambling.

Section 3 - Public Nuisance/Personal Conduct

It shall be unlawful for any person to:

- a. Expose his or her genitals, pubic area, buttocks, or female breast below the top of the areola, with less than a fully opaque covering within a park.
- b. Conceal their identity in a public place by means of a robe, mask, or other disguise, unless incidental to amusement or entertainment or weather protection. Nothing in this provision is intended to prevent individuals from wearing a hijab, veil, headscarf, or other articles of clothing in conformity with their religion or culture.
- c. For purposes of this ordinance, Minnesota Statutes Chapter 609, Sections 609.705, 609.71, 609.713, 609.715, 609.72, 609.74, are hereby incorporated by reference and are listed as follows:
 - i. 609.705 Unlawful Assembly - When three or more persons assemble, each participant is guilty of unlawful assembly, which is a misdemeanor, if the assembly is:
 1. With intent to commit any unlawful act by force; or,
 2. With intent to carry out any purpose in such manner as to disturb or threaten the public peace; or,
 3. Without unlawful purpose, but the participants so conduct themselves in a disorderly manner as to disturb or threaten the public peace.
 - ii. 609.71 Riot - When three or more persons assembled disturb the public peace by an intentional act or threat of unlawful force or violence to person or property, each participant therein is guilty of riot (third degree) and may be sentenced to imprisonment for not more than one year or to payment of a fine of not more than \$1,000, or both; or if the offender, or to the offender's knowledge any other participant, is armed with a dangerous weapon, they are guilty of riot (second degree) and may be sentenced to imprisonment for not more than five years or to payment of a fine of not more than \$10,000, or both; or if death results, and one of the persons is armed with a dangerous weapon, they are guilty of riot (first degree) and may be sentenced to imprisonment for not more than 20 years or to payment of a fine for not more than \$35,000, or both.
 - iii. 609.713 Threats of Violence

Subdivision 1. Threaten violence; intent to terrorize.

Whoever threatens, directly or indirectly, to commit any crime of violence with purpose to terrorize another or to cause evacuation of a building, place of assembly, vehicle or facility of public transportation or otherwise to cause serious public inconvenience, or in a reckless disregard of the risk of causing such terror or inconvenience may be sentenced to imprisonment for not more than five years or to payment of a fine of not more than \$10,000, or both. As used in this subdivision, "crime of violence" has the meaning given "violent crime" in section 609.1095, subdivision 1, paragraph (d).

Subd. 2. Communicates to terrorize.

Whoever communicates to another with purpose to terrorize another or in reckless disregard of the risk of causing such terror, that explosives or an explosive device or any incendiary device is present at a named place or location, whether or not the same is in fact present, may be

sentenced to imprisonment for not more than three years or to payment of a fine of not more than \$3,000, or both.

Subd. 3. Display replica of firearm.

(a) Whoever displays, exhibits, brandishes, or otherwise employs a replica firearm or a BB gun in a threatening manner, may be sentenced to imprisonment for not more than one year and one day or to payment of a fine of not more than \$3,000, or both, if, in doing so, the person either:

- (1) causes or attempts to cause terror in another person; or,
- (2) acts in reckless disregard of the risk of causing terror in another person.

(b) For purposes of this subdivision:

(1) "BB gun" means a device that fires or ejects a shot measuring .18 of an inch or less in diameter; and,

(2) "replica firearm" means a device or object that is not defined as a dangerous weapon, and that is a facsimile or toy version of, and reasonably appears to be a pistol, revolver, shotgun, sawed-off shotgun, rifle, machine gun, rocket launcher, or any other firearm. The term replica firearm includes, but is not limited to, devices or objects that are designed to fire only blanks.

iv. 609.715 Present at Unlawful Assembly - Whoever without lawful purpose is present at the place of an unlawful assembly and refuses to leave when so directed by a law enforcement officer is guilty of a misdemeanor.

v. 609.72 Disorderly Conduct

Subdivision 1. Whoever does any of the following in a public or private place, including on a school bus, knowing, or having reasonable grounds to know that it will, or will tend to, alarm, anger or disturb others or provoke an assault or breach of the peace, is guilty of disorderly conduct, which is a misdemeanor.

- (a) Engages in brawling or fighting; or,
- (b) Disturbs an assembly or meeting, not unlawful in its character; or,
- (c) Engages in offensive, obscene, abusive boisterous, or noisy conduct or in offensive, obscene, or abusive language tending reasonably to arouse alarm, anger, or resentment in others.

A person does not violate this section if the person's disorderly conduct was caused by an epileptic seizure, Tourette Syndrome, or similar uncontrollable condition.

Caregiver; penalty for disorderly conduct. A caregiver, as defined in section [609.232](#), who violates the provisions of subdivision 1 against a vulnerable adult, as defined in section [609.232](#), may be sentenced to imprisonment for not more than one year or to payment of a fine of not more than \$3,000, or both.

vi. 609.74 Public Nuisance - Whoever by an act or failure to perform a legal duty intentionally does any of the following is guilty of maintaining a public nuisance, which is a misdemeanor:

1. Maintains or permits a condition which unreasonably annoys, injures or endangers the safety, health, morals, comfort or repose of any considerable number of members of the public; or,
2. Interferes with, obstructs or renders dangerous for passage, any public highway or right-of-way, or waters used by the public; or,
3. Is guilty of any other act or omission declared by law to be a public nuisance and for which no sentence is specifically provided.

Section 4 - Property of Others

It shall be unlawful for any person to intentionally disturb, harass, or interfere with a park

visitor's property or the property of an Anoka County employee, agent, or an authorized contractor working in the Anoka County Parks System.

Section 5 - Littering/Dumping

It shall be unlawful for any person to:

- a. Deposit, scatter, drop, dispose, or abandon in a park: any waste, bottles, cans, charcoal, ashes, sewage, waste, or other material, except in receptacles provided for such purposes; or,
- b. Dispose of any household or yard waste or commercial waste in a park, except at county designated compost sites, in accordance with compost site rules and regulations; or,
- c. Leave or store personal property in any park outside of regular park hours without a Permit.

Section 6 - Possession and Use of Firearms/Dangerous Weapons/Fireworks/Hunting

It shall be unlawful for any person to:

- a. Have in their possession, fire, discharge, or cause to be fired or discharged across, in, or into any portion of a park, any gun or firearm, spear, bow and arrow, crossbow, sling shot, air or gas weapon, or any other dangerous weapon or projectile, except in areas and at times designated by the Board or the Director for such use, or where an individual carries a recognized Permit, unless prohibited by state or federal laws; or,
- b. Possess, set off, or attempt to set off or ignite any firecracker, fireworks, smoke bombs, rockets, black powder guns, or other pyrotechnics or explosives without authorization from the Board or Director; or,
- c. Engage in hunting or the taking of wild animals as defined in Minnesota Statutes § 97A, subdivisions 55, 47 and 26, within any park, except in areas provided and designated for that purpose or, without having a Permit from the Board or the Director.

Section 7 - Interference with Employee Performance of Duty

It shall be unlawful for any person to impersonate any employee or contractor of Anoka County or interfere with, harass, or hinder any employee or contractor in the lawful discharge of their duties.

CHAPTER IV - REGULATIONS PERTAINING TO GENERAL PARK LAND OPERATION

Section 1 - Commercial Use/Solicitation/Advertising/Photography

It shall be unlawful for any person to:

- a. Solicit, sell, or otherwise peddle any goods, wares, merchandise, services, liquids, or edibles in a park except by authorized concession or written permission granted by Permit from the Board, the Director or designee; or,
- b. Operate a still, motion picture, video, or other camera for commercial purposes in a park without a Permit issued by the Director or designee; or,
- c. Expose, distribute, or place any sign, advertisement, flyers, notice, poster, or display in a park without a Special Permit issued by the Director or designee.

Section 2 - Pets in Parks

It shall be unlawful for any person to:

- a. Permit a pet or companion animal, except for a trained service animal, to enter or be in a park except in parking lots, in campsites, on approved trails, or in dog parks without authorization from the Director or designee; or,
- b. Bring a pet into a park, unless in a designated area and controlled on a leash, or unless in a dog park established for off-leash uses; or,
- c. Permit a pet to disturb, harass, or interfere with any park visitor or a park visitor's property,

- property of a park employee, contractor of the county, or park wildlife; or,
- d. Tether any animal to a tree, plant, building, or park equipment; or,
- e. Operate a dog sled, skijoring device, or any other sled/ski equipment pulled by a pet or other animal except on designated trails for dog sleds at dates and times designated by Special Use Permit; or,
- f. Have custody or control of any pet in a park without possessing an appropriate device for cleaning up pet feces and disposing of the feces in a sanitary manner; or,
- g. Permit animal(s) to be brought into a park, except a pet, unless expressly permitted by the Director or designee; or,
- h. For any person to intentionally abandon or release any animal, living or deceased, within the boundaries of Anoka County Parks; or,
- i. For any person to intentionally leave any animal in circumstances likely to endanger the health and safety of the animal or to disturb, anger, alarm, or annoy other park users.

Note: Service Animals, as defined by this Ordinance and the ADA, may generally accompany people with disabilities in all areas of a park or facilities where the public is normally allowed to go. Service animals must be harnessed, leashed, or tethered, unless these devices interfere with the service animal's work or the individual's disability prevents using these devices. In that case, the individual must maintain control of the animal through voice, signal, or other effective controls.

Section 3 - Noise/Amplification of Sound

It shall be unlawful for any person to:

- a. Install, use, or operate or permit the use or operation within park boundaries any of the following devices:
 - i. Loudspeaker or sound amplifying equipment without authorization by Permit; or,
 - ii. Radios, compact disc players, digital music player, audio or video devices, televisions, musical instruments, or other machine or device for the production or reproduction of sound in such a manner as to be disturbing or a nuisance to reasonable persons of normal sensitivity within the area of audibility without authorization by Permit; or,
 - iii. Willfully make or continue, or cause to be made or continued, any loud, unnecessary or unusual noise which disturbs the peace and quiet within any park or which causes discomfort or annoyance to any reasonable park visitor of normal sensitivity.

The standards which shall be considered in determining whether a violation of the provisions of this section exists shall include, but not be limited to, the following:

- i. Level of the noise.
- ii. The intensity of the noise.
- iii. Whether the nature of the noise is usual or unusual.
- iv. The level and intensity of the background noise, if any.
- v. The type of area within which the noise emanates.
- vi. The intensity of human use of the area during the time at which the noise emanates.
- vii. The time of the day or night the noise occurs.
- viii. The duration of the noise.
- ix. Interpretation of these criteria by assigned staff of the Parks and Recreation Department shall allow, deny, or control level of sound amplifying equipment by park users.

Section 4 - Fires

It shall be unlawful for any person to:

- a. Start a fire in a park, except in a designated area, and then only in fire rings, portable stoves or grills; or any other use exclusively allowed by Permit; or,
- b. Leave a fire unattended or fail to fully extinguish a fire; or,
- c. Scatter or leave unattended lighted matches, burning tobacco, paper, or other combustible material.

Section 5 - Aviation

It shall be unlawful to use park property for a starting or landing field for aircraft, hot air balloons, parachutes, hang gliders, unmanned aerial vehicle (drone), or other flying apparatus, unless otherwise authorized by Permit.

Section 6 - Assembly, Meetings, Speeches, Demonstrations, Religious Activities, Parades

It shall be unlawful for any person to conduct public meetings, assemblies, worship services, entertainment, parades, promotions or demonstrations within a park without a Special Permit.

Section 7 - Amusement Devices

It shall be unlawful to bring in, set up, construct, manage, or operate any amusement or entertainment device without a Permit.

Section 8 - Unlawful Occupancy

It shall be unlawful for any person to enter any park, building, facility, or area that may be under construction, locked or closed to public use; or to enter or be upon any building, facility, or area after the posted closing time, before the posted opening time, or contrary to posted notice in any park without a Permit.

Section 9 - Engine-Powered Models and Toys

It shall be unlawful for any person to start, fly, or use any powered model aircraft, unmanned aerial vehicle (UAV) or drone, model boat or model car, or rocket or like-powered toy or model without a Special Permit.

CHAPTER V - PROTECTION OF PROPERTY, STRUCTURES AND NATURAL RESOURCES

Section 1 - Disturbance of Natural Features

It shall be unlawful for any person to:

- a. Intentionally remove, alter, injure, or destroy any tree, plant, rock, soil, mineral, or other natural feature without a Permit; or,
- b. Dig trenches, holes, or other excavations in a park without a Permit; or,
- c. Introduce any plant or other agent within a park without a Permit.

Section 2 - Disturbance of Wildlife

It shall be unlawful for any person to:

- a. Kill, trap, hunt, remove, harass, annoy, pursue, or in any manner disturb or cause to be disturbed, any species of wildlife, except as permitted in designated areas; or,
- b. Release or abandon any animal within a park without a Permit; or,
- c. Feed any wildlife in a park without permission of the Director or designee; or,
- d. Remove any animal, living or dead, from a park or conservation area without a Permit or contrary to the provisions of this ordinance or the laws of the State of Minnesota.

Section 3 - Destruction/Defacement of Park Property/Signs

It shall be unlawful for any person to:

- a. Intentionally deface, vandalize, or otherwise cause destruction to park property; or,
- b. Intentionally deface, destroy, cover, damage, or remove any placard, notice or sign, or parts thereof, whether permanent or temporary, posted or exhibited by the Parks and Recreation Department; or,
- c. Remove any cultural artifacts from any park by any means, except by Permit.

Section 4 - Release of Harmful or Foreign Substance

It shall be unlawful for any person to:

- a. Place any debris or other pollutant in or upon any body of water in or adjacent to a park or any tributary, stream, storm sewer, or drain flowing into such waters; or,
- b. Release a pesticide in or upon any park land except as permitted by the Board or the Director; or,
- c. Discharge any wastes in a park, without approval for that purpose; or,
- d. Discharge any waste water except into a designated dumping station; or,
- e. Bring any material into a park which has been deemed by the State of Minnesota, or any other agency with lawful powers, to be a hazard to the natural environment, park facilities, or visitors.

Section 5 - Interference of Park Property

It shall be unlawful for any person to build an encroaching structure on, or otherwise alter, any park property except by authorized Permit.

CHAPTER VI - REGULATION OF RECREATIONAL ACTIVITY

Section 1 - Camping

It shall be unlawful for any person to:

- a. Camp in a park except in areas provided and designated for that purpose; or,
- b. Camp without a Permit issued by the Parks and Recreation Department, except in those campsites which do not require a Permit; or,
- c. Occupy camp sites in a park contrary to a Permit or otherwise violate provisions of a Permit or posted rules; or,
- d. Operate any vehicle within a campground during posted curfew hours, except in emergencies; or,
- e. Camp overnight in a park, if under 18 years of age, unless accompanied by parent, legal guardian or by Special Permit from the Director or designee; or,
- f. Conduct any activities at a campground or any designated campsite without a Permit to camp, or,
- g. Camp in a park campground for more than seven (7) nights in a 30-day period without written permission from the Director or designee.

Section 2 - Picnicking

It shall be unlawful for any person to:

- a. Assume use of a picnic shelter at any time of the day if that shelter is reserved by a permitted group for the same day; or,
- b. Conduct picnic activities at reservation picnic sites contrary to a Permit or otherwise violate provisions of a Permit or posted rules; or,
- c. Conduct picnic activities at a campground or any designated campsite without first obtaining

- a Permit to camp, or,
- d. Set up temporary shelters, tents, tarps, canopies, and other such devices without a Permit; or,
- e. Set up a hammock in a manner that damages natural resources or in a manner outside of recommended safety guidelines; or,
- f. Destroy or remove a Permit posted at a park facility.

Section 3 - Swimming/Beaches/Aquatic Facilities

It shall be unlawful for any person to:

- a. Fail to obey posted safety rules established by the Board or the Director at any swimming area, beach, or water park; or,
- b. Wade or swim within a park except in such areas specifically designated by signs and buoys for such use; and only between the dates and hours posted; or,
- c. Occupy a swimming area which is designated for the exclusive use by a contractor, licensee and/or lessee of Anoka County, including, but not limited to, designated day camp swimming facilities without permission of the exclusive-use operator or the Director; or,
- d. Take glass containers, or glass of any kind, except eyeglasses into any designated swimming area, beach, or aquatic facility; or,
- e. Use within a designated swimming beach area, any inner tube, life raft, or other inflatable or buoyant object or flotation device intended to support a person, except:
 - 1. United States Coast Guard approved Type I, II, III, or V personal flotation device when it is properly secured, of the proper size, and undamaged,
 - 2. Persons with disabilities who require use of a flotation device in order to participate in swimming, or by special permission from the Director or designee;or,
- f. Throw sand, mud, rocks, or any other dangerous objects on the beach or in the water which could cause injury to others; or,
- g. Swim beyond boundary buoys or markers; or,
- h. Set up temporary shelters, tents, umbrellas, or other such devices on a beach that are designed to accommodate more than two individuals or otherwise obstructs access to facilities; or,
- i. Bring a pet or companion animal into a designated swimming beach, except for trained Service Animals; or,
- j. Fish or operate boats or watercraft within an area designated for swimming.

Section 4 - Scuba Diving and Snorkeling

It shall be unlawful for any person to:

- a. Scuba dive or snorkel in a park in violation of Minnesota Statutes Chapter 86B "Water and Watercraft Safety"; or,
- b. Scuba dive or snorkel in a designated swimming area, pool, or aquatic facility unless authorized by Permit; or,
- c. Scuba dive or snorkel within 100 feet of watercraft access point; or,
- d. Conduct scuba diving instruction from a park without a Permit.

Section 5 - Boating

It shall be unlawful for any person to:

- a. Launch or land any watercraft upon any waters within a park except at designated locations and times or by Permit; or,
- b. Leave any watercraft unattended except in designated areas; or,
- c. Operate any watercraft within a designated swimming area or in any other prohibited area; or,
- d. To launch or operate a watercraft in a park in such a way that it causes the introduction

and/or transport of invasive species in violation of Minnesota Statutes Chapter 84D, and rules/regulations adopted based thereon; or,

- e. Tow a person on water skis, inner tube, or any other device; or use a surfboard,
- f. kneeboard, or other water recreation device in a designated swimming area, boat launching area, or other unauthorized area; or,
- g. Launch or operate any watercraft in violation of rules and regulations controlling surface water use as established by the Board or Minnesota Department of Natural Resources; or,
- h. Load a watercraft in a manner that damages park property or disrupts the bottom of the water body at the launch site; or,
- i. Operate a watercraft in such a manner that its wash or wake will endanger, harass, or interfere with any person or property.

Section 6 - Fishing

It shall be unlawful for any person to:

- a. Fish in a park in violation of any provisions of Minnesota Statutes Chapter 97C or county regulations; or,
- b. Fish in a prohibited area; or,
- c. Leave any structure, shelter, or ice house upon a frozen body of water in a park after sunset, except in such areas and times as may be designated by the Director; or,
- d. Clean fish and dispose of the remains except at a facility provided for that purpose.

Section 7 – Horseback Riding

It shall be unlawful for any person to:

- a. Ride, lead, or allow a horse within a park except in designated areas or on designated trails; or,
- b. Ride, lead, or allow a horse within a park except during designated hours; or,
- c. Ride, lead, or allow a horse to cross any surface, roadway, or trail except at designated trail crossings; or,
- d. Ride a horse in a reckless manner so as to create a nuisance or endanger the safety or property of any park visitor; or,
- e. Tether a horse to a tree, other plant, building, or park equipment in situations likely to endanger natural habitat; or,
- f. Allow a horse to graze on growing grasses or browse on seedlings, trees, shrubs, or bushes.

Section 8 - Bicycling

It shall be unlawful for any person to:

- a. Operate a bicycle, except on designated trails and roadways and except as close to the right-hand side of bike trail or roadway as conditions permit; or,
- b. Operate a bicycle in violation of Minnesota Statutes Chapter 169, “Minnesota Traffic Code”; or,
- c. Ride or operate a bicycle in a careless manner or at a speed faster than is reasonable and safe with regard to the safety of the operator and other persons in the immediate area; or,
- d. Ride a bike in excess of a posted speed limit; or,
- e. Park or leave a bicycle on any beach, in any county building, or in any picnic shelter, or in any other area where likely to endanger the health and safety of the public.

Section 9 - Snowmobiling

It shall be unlawful for any person to:

- a. Operate a snowmobile in a park except on designated trails and then only on the right-hand side of the trail; or,

- b. Operate a snowmobile in a park contrary to rules and regulations established by the Director; or,
- c. Operate a snowmobile in a park in excess of posted speed limits, at a rate of speed greater than reasonable or proper under current conditions, or in a careless, reckless, or negligent manner so as to endanger the person or property of another or to cause injury or damage thereto; or,
- d. Operate a snowmobile in violation of Minnesota Statutes Section 84.81-84.90 “Snowmobile Laws” and Minnesota Rule 6100 “Snowmobile Rules and Regulations” (all rules and regulations therein pertaining to ‘public land and water’ shall apply on park property); or,
- e. Tow another person or thing, except in emergencies and only through the use of a rigid tow bar attached to the rear of the snowmobile; or,
- f. Operate a snowmobile in violation of any posted trail sign.

Section 10 - Cross-Country Skiing and Skijoring

During the cross-country ski season, it shall be unlawful for any person to:

- a. Cross-country ski or skijor in any park except on designated trails at designated times; or,
- b. Conduct a race or event on park cross-country ski trails or skijor trails without a Permit from the Director or designee; or,
- c. Cross-country ski or skijor in a park in violation of Minnesota Statutes, 1983 Supplement, Section 85 - “Cross-Country Ski License”; or,
- d. Use a designated cross-country ski trail or skijor trail for any purpose other than cross-country skiing or skijoring except by Special Permit or on those trails and times designated by the Director; or,
- e. Operate a dog sled or any motorized recreation vehicle on cross-country ski trails, or operate a motorized recreation vehicle on a skijor trail except by Special Permit from the Director or their designee; or,
- f. Cross-country ski or skijor on park trails contrary to rules and regulations issued by the Director or in violation of any posted trail sign.

Section 11 - Other Winter Activities

It shall be unlawful for any person to ice skate, sled, snowboard, or downhill ski except at times and places designated by the Director or designee.

Section 12 - Golfing

It shall be unlawful for any person:

- a. To strike or propel a regulation golf ball, plastic type golf ball, or similar object using a golf club or comparable device in any area of a park not designated for such purpose.
- b. Violate the rules and regulations established by the Director or designee for use of golf course property.

Section 13 - Roller Skating/In-line Skating/Skateboarding

It shall be unlawful for any person to roller skate, in-line skate or skateboard:

- a. Except on paved bike trails unless posted otherwise; or,
- b. Except in a prudent and careful manner and at a speed that is reasonable and safe with regard to the safety of the operator and other persons in the immediate area; or,
- c. Except as close to the right-hand side of the authorized trail as conditions permit; or,
- d. In such a manner as to damage any park facility; or,
- e. In or upon any park building, stairway, railing, picnic table, or other park facility or structure.

Section 14 - Geocaching

It shall be unlawful for any person to geocache in a park except in areas and at times designated by the Board or the Director.

Section 15 - Disc Golfing and Horseshoes

It shall be unlawful for any person to:

- a. Play disc golf or horseshoes except in those areas and at times specifically designated for such purposes, or,
- b. Conduct disc golf or horseshoe tournaments, leagues, or organized play without a Permit from the Director or designee.

Section 16 - Use of Other Power-Driven Mobility Devices (OPDMD)

It shall be unlawful for any person to use an OPDMD in a park except by a person with a mobility disability, and then only in areas as designated by Special Permit and with the prior approval of the Director or designee.

CHAPTER VII - REGULATION OF MOTORIZED VEHICLES, TRAFFIC AND PARKING

Section 1 - Motorized Recreation Vehicles

It shall be unlawful for any person to use a self-propelled vehicle, including, but not limited to, motor vehicles as defined in Minnesota Statutes Chapter 169, other self-propelled vehicles, motorized skateboards and scooters, go-carts, snowmobiles and all-terrain vehicles (ATVs), within county parks, except on established roadways, trails or other areas designated for such purpose within said parks except by Special Permit from the Director or designee.

Section 2 - Vehicle Operation

It shall be unlawful for any person to:

- a. Operate a vehicle at a speed in excess of 25 miles per hour or posted speed limits; or,
- b. Operate any vehicle within a park except upon roadways, parking areas, or other designated locations; or,
- c. Operate a vehicle within a park in violation of posted regulations, Minnesota Statutes Chapter 169, municipal traffic codes, or orders or directions of traffic officers or park employees authorized to direct traffic; or,
- d. Operate a vehicle in a careless or reckless manner; or,
- e. Operate a vehicle which emits excessive or unusual noise, noxious fumes, dense smoke, or other pollutants; or,
- f. Operate a vehicle within a park area outside of regular park hours; or,
- g. Fail to yield right-of-way to pedestrians.

Section 3 - Parking Vehicles

It shall be unlawful to:

- a. Park or leave a vehicle standing except in a designated area and then only in a manner so as not to restrict normal traffic flow, unless authorized by the Director or designee; or,
- b. Leave a vehicle standing outside of regular hours in any area of a park without a Permit issued by the Director or designee; or in a campground outside of regular hours without a valid camping Permit; or at a boat launch except for the purpose of nighttime angling where permitted; or canoe camping by Special Permit; or at those areas and times as so designated by the Director; or,

- c. Park in a designated disability parking space, unless the vehicle is equipped with a visible and valid disability parking certificate, disability permit, or license plates for physically disabled persons as required by law; or,
- d. Park or leave a vehicle without a boat trailer in a parking space designated for vehicles with boat trailers; or,
- e. Park a vehicle with a boat trailer except in designated boat trailer parking areas.

Section 4 - Maintenance of Personal Vehicles

It shall be unlawful to:

- a. Wash, polish, grease, change oil, or perform other maintenance on any vehicle on park property; or,
- b. Conduct repairs on any vehicle except in emergencies and only when permitted by the Director or designee.

CHAPTER VIII - ENFORCEMENT

Section 1 - Officer Authority

- a. Any peace officer, including the Anoka County Sheriff, local police, and other law enforcement officers shall have the authority to enforce the provisions of this Ordinance; and,
- b. The Park Services Manager and all other authorized employees shall, in connection with their prescribed duties, uphold the provisions of this ordinance and, except as limited by the Director, issue warnings and eject from a park, persons acting in violation of this ordinance.

Section 2 - Fines and Penalties

A person guilty of violating any provision of this ordinance shall be guilty of a misdemeanor and may be punished by a fine and/or by imprisonment. All fines collected under this ordinance shall be deposited in the county park fund to the extent authorized by the State of Minnesota or other legally designated authority.

Section 3 - Additional Rules and Regulations

The Director shall have the right to issue rules and regulations relative to this ordinance.

Section 4 - Impoundment of Pets

Authorized employees and Enforcement Officers shall have the authority to restrain or seize pets found running at large on park property and shall turn the animal over to the proper authorities or County designated facilities.

Section 5 - Permit Revocation

The Director or his designee shall have the authority to revoke for good cause any Permit. Any Permit or reservation may be revoked upon violation by the permittee of any ordinance, rule, or regulation of Anoka County.

Section 6 - Employee Performance of Duty

Nothing in this ordinance shall prevent employees or agents of the county from performing their assigned duties.

Section 7 - Closing of Park Roads, Trails, and Other Areas

The Director or designee shall have the power to close any county park roadway, trail, or other area within the county park system, provided these areas are not part of:

1. The county highway system,
2. The county state aid highway system, or
3. A local road system.

CHAPTER IX - MISCELLANEOUS

Section 1 - Conflict

This ordinance amends and restates all previous Park ordinances, which are hereby repealed.

Section 2 - Enactment

This ordinance shall be in full force and effect from and after its passage approval and publication by the Anoka County Board of Commissioners.

Section 3 - Captions and Headings

The captions and headings used herein are for convenience of reference only and do not define or limit the contents of each paragraph.

Section 4 - Severability

The provisions of this ordinance shall be deemed to be severable and the invalidity or unenforceability of any provisions shall not affect the validity and enforceability of the other provisions hereof.

Section 5 - Amendments

This ordinance may be amended from time to time by the County Board and such amendment may be shown by either marking the section amended, attaching the amendment to this ordinance, reprinting the ordinance publication, or filling in the below schedule of information.

DATE	CHAPTER	SECTION	TITLE OR DESCRIPTION
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CHAPTER X - AMENDING/REPEALING OLD ORDINANCES/EFFECTIVE DATE

This ordinance amends and restates all previous ordinances relating to the use of county park property, thereby repealing said prior ordinances, and shall be in full force and effect from and after the time of its passage by the Anoka County Board of Commissioners and publication as required by law.

Passed by the Board of Commissioners of Anoka County, Minnesota, the 30th day of January 2018.