

April 7, 1983

District Service area; and

WHEREAS, the Russell County Board of Supervisors, or an appointed representative, has reviewed this plan;

THEREFORE BE IT RESOLVED, that the Russell County Board of Supervisors adopts this plan as written.

THE VOTE WAS:

AYE: J. L. Porter
Dr. Roy R. Smith
H. B. Mitchell

ABSENT: Danny Brown

NAY: None

AERIAL PHOTOS FOR TAX ASSESSOR
OFFICE

Motion was made by J. L. Porter, seconded by Dr. Roy R. Smith and duly passed by the Board of Supervisors that County Tax Assessor be authorized to order a new set of aerial photos for tax purposes.

The Vote was:

AYE: J. L. Porter
Dr. Roy R. Smith
H. B. Mitchell

ABSENT: Danny Brown

NAY: None

RUSSELL COUNTY PARKS REGULATIONS
ORDINANCE

Public hearing having been duly held pursuant to law and upon motion made by J. L. Porter and duly passed by the Russell County Board of Supervisors that the following ordinance with corrections be and hereby is adopted:

Regulation No. 1. Definition of Terms. Whenever used in any Russell County Parks Regulation, the following respective terms unless otherwise therein expressly defined, shall have the meaning given herein.

- (a) "Park": The term park or parks, unless specifically limited, shall be deemed to include all designated public parks, historical sites, natural areas, and other recreational areas under the jurisdiction of the Russell County Board of Supervisors.
- (b) "County": The Russell County Board of Supervisors or its appointed agent, the Russell County Recreation and Park Commission.
- (c) "Regulation": Any regulation duly adopted by the Russell County Board of Supervisors or Russell County Recreation and Park Commission pursuant to the powers contained in Virginia Code Section 15.1-1232(q).
- (d) "Owner": Any person, firm, association, partnership or corporation owning, leasing, operating, or having the exclusive use of a vehicle, animal or any other property under a lease or otherwise.
- (e) "Foot Path or Trail": Any path or trail maintained for pedestrians or handicapped persons.

(f) "Bicycle Path": Any path maintained for bicycles.

(g) "Permits": Any written license issued by or under authority of the Board of Supervisors or the Russell County Recreation and Park Commission, permitting the performance of a specified act or acts.

(h) "Person": Any natural person, corporation, company, association, organization, firm or partnership.

(i) "Motor Vehicle": Any wheeled conveyance, whether motor powered animal-drawn. The term shall include any trailer in tow of any size, kind or description.

(j) "Camping Unit": Shall mean a tent, sleeping bag, etc., and shall not mean tent trailer, travel trailer, camping trailer, pick-up camper, motor home or any other type of temporary living quarters or shelter, whether motor driven or designed to be attached to or drawn by a vehicle.

CONSTRUCTION AND SCOPE OF REGULATIONS

Regulation No. 2. Construction. In the interpretation of Russell County Park Regulation, their provisions shall be construed as follows: (1) Any terms in the singular shall include the plural; (2) Any term in the masculine shall include the feminine and the neuter; (3) Any requirements or prohibition of any act shall extend to and include the causing or procuring, directly or indirectly of such act; (4) When not inconsistent with the context, words in the present tense include the future; (5) No provision hereof shall make unlawful any act necessarily performed by any officer, employee of the County, or agent of the County in the property and necessary execution of the terms of any agreement with the County; (6) Any act prohibited by Russell County Parks Regulations, provided it is not otherwise prohibited by law of local ordinance, shall be lawful if performed under, by virtue of and strictly within the provision of a permit so to do, and to the extent authorized thereby, and (7) These regulations are in addition to and supplement the Virginia Game, Inland Fish and Boat Laws which are incorporated herein and made a part hereof.

Regulation No. 3. All Russell County Parks Regulations shall be effective within and upon all public county parks, historical sites and natural areas, and other recreational areas in Russell County which may be under the jurisdiction of the Russell County Board of Supervisors and shall regulate the use thereof by all persons.

PRESERVATION OF THE PARK

Regulation No. 4. Flowers, plants, minerals, etc.

No person shall remove, destroy, cut down, carve, mutilate, transplant, take or gather in any manner any tree, flower, fern, shrub, rock or plant, historical artifact, or mineral in any park. Nor shall any person attach any rope, wire or other contrivance to any tree or plant. A person shall not dig in or otherwise disturb grass areas, or in any other way injure or impair the natural beauty or usefulness of any area.

Regulation No. 5. Building, signs, structures, etc.

No person shall in any manner deface, disturb, destroy, or disfigure any part of any park, nor any building, sign, equipment, bridges, tables, benches, fireplaces, railings, paving or paving material, water lines or other public utilities or parts or appurtenances thereof, signs, notices of placards whether temporary or permanent, monuments, stakes, posts, or other boundary markers, or other structures or equipment, facilities or park property or appurtenances whatsoever, either real or personal.

REFUSE AND RUBBISHRegulation No. 6. Disposal of refuse, garbage, etc.

No person shall discharge, deposit in any part of any park or body of water in or adjacent to any park any garbage, sewage, refuse, waste, vegetables, food stuffs, boxes, tin cans, paper, litter or any other waste or obnoxious material, except in proper trash receptacles where these are provided.

Regulation No. 7. Pollution of waters.

No person shall bathe dogs or other animals, wash vehicles or clothing in the streams, or other waters of any park, or throw, discharge or otherwise cause to be placed into streams, or other waters of the park or in any storm sewer or drain flowing into said waters, any substance, matter or thing, liquid or solid, which may or shall result in the pollution of said waters.

DISORDERLY CONDUCTRegulation No. 8. Disorderly conduct prohibited.

No person shall disobey a lawful order of a Park Supervisor, Patrolman, or other duly authorized officer or agent; nor commit a nuisance; nor use abusive, profane, or insulting language; nor unreasonably disturb or annoy others; or do any act tending to or amounting to a breach of the peace nor conduct himself in any disorderly manner whatsoever.

Regulation No. 9. Gambling.

Gambling in any park is prohibited.

Regulation No. 10. Intoxicating liquors or beverages.

No person shall have in his possession or be under the influence of intoxicants while in the confines of any park.

Regulation No. 11. Illegal drugs.

No person shall have in his possession or be under the influence of illegal drugs.

HOURSCEDAR CREEK PARK - OLD RUSSELL COUNTY COURTHOUSERegulation No. 12.

No person except employees or officers of the County shall be allowed within the confines of Cedar Creek Park or the Old Russell County Courthouse from sunset of one day until dawn of the following day, except campers or persons with special permits for such purpose.

HOURSALL OTHER PARKSRegulation No. 13. All Other Parks.

No person except employees or officers of the County shall be allowed within the confines of the park after normal operating hours during the regular sports season or in the confines of the park from sunset of one day until dawn of the following day when the park is not being used for the regular scheduled sports program of the Russell County Recreation and Parks Commission except for use of buildings and events specifically designated by the Commission or its Agents.

Regulation No. 14. Bathing prohibited.

No person shall swim in any waters in any park.

Regulation No. 15. Firearms.

No person except designated employees, policy officers, or special police officers shall carry or possess firearms of any description, or slingshot, bow and arrow, dart device, or other device designated for high-speed missile projection.

Regulation No. 16. Explosives.

No person shall bring into or have in any park any explosive or explosive substance.

Regulation No. 17. Fires, lighted cigarettes, etc.

No person shall kindle, build, maintain or use a fire other than in places provided or designated for such purposes except by special permit. Any fire shall be continuously under the care and direction of a competent person over sixteen years of age from the time it is kindled until it is extinguished. No person within the confines of any park shall throw away or discard any lighted match, cigarette, cigar, or other burning object. Any lighted match, cigarette, cigar, or other burning object must be entirely extinguished before being properly disposed of.

Regulation No. 18. Smoking.

No person shall smoke in any structure or place in any park where smoking is prohibited. No smoking is allowed when walking nature trails. Smoking may be forbidden by the County or its authorized agent in any part of any park when it is deemed that the fire hazard makes such action advisable.

HUNTING AND FISHINGRegulation No. 19. Hunting.

No person within the confines of any park, shall hunt, pursue, trap, shoot, injure, kill or molest in any way any bird or animal, nor shall any person have any wild bird or animal in his possession within the park. Shooting into park area from beyond the park boundaries is prohibited.

Regulation No. 20. Fishing.

Fishing is permitted in the designated areas of such parks possession fishable waters. All persons fishing must have a State Fishing License where required by law and comply with the Game and Inland Fisheries rules and regulations. No commercial fishing is allowed.

DOGS AND OTHER ANIMALSRegulation No. 21. Animals at Large.

No person shall cause or permit any animal owned by him, in his custody, or under his control, except an animal restrained by a leash not exceeding six feet in length, to enter any park, and each such animal found at large may be seized and disposed of as provided by the law.

MODEL ROCKETS OR AIRPLANESRegulation No. 22. Certain activities prohibited.

No person shall engage in the flying of powered model rockets or airplanes

TRAFFIC AND PARKINGRegulation No. 23. Vehicles, when prohibited.

No person shall drive a motor vehicle in any park within or upon a safety zone, walk, bicycle path, nature trail, fire truck trail, service road or any part of any park not designated for, or customarily used by motor vehicles, except properly authorized individuals engaged in fire control, park maintenance, or other necessary park-related activities.

Regulation No. 24. Parking.

(a) In General. No owner or driver shall cause or permit a vehicle to stand any where in any park outside of designated parking spaces, except a reasonable time in a drive to receive or discharge passengers. Parking shall be in accordance with the posted direction at the parking area and/or with the instructions of any attendant who may be present.

(b) For Handicapped. No owner or driver shall cause or permit a vehicle to stand in any space designated for use by the handicapped in any park unless the vehicle displays a license plate or decal issued by The Commissioner of Motor Vehicles of Virginia, under authority of Section 46.1-104.1 or Section 46.1-149.1 of the Code of Virginia, or a similar identification issued by similar authority in some other state or The District of Columbia.

Regulation No. 25. Obstructing traffic.

No person shall cause or permit a vehicle to obstruct traffic by unnecessary stopping.

Regulation No. 26. Speed limit.

Rate of speed in excess of 15 miles per hour is prohibited.

Regulation No. 27. Excessive loads.

No person shall operate an excessively loaded vehicle anywhere in any park. The determination of whether a load is excessive will be made by the Park Official and will be based upon the load and the condition of the road.

AVIATIONRegulation No. 28. Aviation.

No person shall voluntarily bring, land or cause to descend or alight within or upon any park, any airplane, flying machine, balloon, parachute or other apparatus for aviation except under permit. "Voluntarily" in this connection shall mean any thing other than a forced landing.

CLOSED AREASRegulation No. 29.

No person shall enter or use an area posted as "Closed to the Public".

ENFORCEMENTRegulation No. 30. (a) Officials.

The Director and park attendatns shall, in connection with their duties imposed by law, diligently enforce the provisions of this Ordinance.

(b) Ejectment. The Director and any park attendant shall have the authority to eject from the park any person acting in violation of this Ordinance.

PENALTIESRegulation No. 31.

It shall be unlawful and constitute a misdemeanor for any person to violate any of the provisions of the Russell County Park Commission Rules, as promulgated under the authority of Virginia Code Section 15.1-1232(q).

Each day any person continues to act in violation of any of the rules shall constitute a separate offense.

Every person convicted of a misdemeanor for violation of any of the rules shall be punished by a fine of not less than ten dollars nor more than five hundred dollars, and the trial of all violations of this ordinance shall be enforced by proceedings before the Judge of the Russell County General District Court, in the manner and with like rights of appeal as is provided in misdemeanor cases; and the Sheriff and all deputies, Virginia Game Warden, and all policy officers of Russell County are hereby authorized to issue summons in writing to the violators of this ordinance to appear before said Court. All fines collected from any person for violating any portion of this ordinance, upon conviction thereof, shall be credited to the general revenue funds of the County of Russell and deposited by the Treasurer or Russell County in the same manner as provided for other county monies.

Regulation No. 32. Saving Clause.

If any section, phrase or part of this ordinance should for any reason be held invalid by a court of competent jurisdiction, such decision shall not effect the remainder of this ordinance; and every remaining section, phrase or part thereof shall continue in full force and effect.

Te Vote Was:

AYE: J. L. Porter
Dr. Roy R. Smith
H. B. Mitchell
ABSENT: Danny Brown

NAY: None