

Chapter 14.12 - COUNTY PARKS

Sections:

14.12.010 - Definitions—Interpretation.

- A. As used in this Chapter, unless otherwise apparent from the context:
1. "Bicycle" means any device with two or more wheels that is human powered, including but not limited to mountain bikes, cruisers, and street bicycles.
 2. "County" means the County of Monterey.
 3. "County park" means:
 - a. An area owned by the County of Monterey and designated by it for public park purposes;
 - b. An area owned by some other public entity and used or operated by the County of Monterey for public park purposes.
 4. "Horse" includes mule and donkey, or other rideable animal.
 5. "Parks Department" means the Monterey County Parks Department and its employees. This definition shall also apply to the Monterey County Sheriff's Department and its safety employees when acting in an official capacity at Monterey County park sites.
 6. "Sheriff's Department" means the Monterey County Sheriff's Department and its safety employees.
 7. "Shooting range" means a public rifle and pistol range at Laguna Seca Recreation Area.
 8. "Vehicle" means a device by which any person or property may be propelled, moved, or drawn upon a highway, excepting a device moved by human power.
- B. Words used in the present tense include the future as well as the present. Words used in the masculine gender include the feminine and neuter. The singular number includes the plural and the plural the singular.
- C. "Shall" is mandatory and "may" is permissive.
- D. Section headings, when contained in this Chapter shall not be deemed to govern, limit, modify or in any manner affect the scope, meaning or intent of the provisions of any section.

(Ord. 3646, 1992; Ord. 3327 §§ 1, 2, 1988; Ord. 1712 § 1 1970)

14.12.020 - Permit and fee schedules.

All permits, certificates, or decals issued by the Parks Department authorizing the use of a County park or any of its areas or facilities, and the fees, if any, for the same, shall be in accordance with schedules adopted, from time to time, by resolution of the County Board of Supervisors.

(Ord. 3646, 1992; Ord. 1712 § 6(a), 1970)

14.12.030 - Permit and fee required—Refund.

- A. No person shall enter or use any County park, or any of its facilities, without first paying the prescribed fee, if any, to the Parks Department at an established point of entry or collection and receiving an

appropriate permit, certificate, or decal. No person shall, upon leaving a park, refuse to exhibit to the Parks Department, upon its demand, any permit which has been issued to him or her.

- B. No fee shall be refunded unless refunds have been authorized by resolution of County Board of Supervisors.

(Ord. 3646, 1992; Ord. 1721 § 6(b), (c), 1970)

14.12.040 - Permit and fee—Exemptions.

The following persons are exempt from the permit and fee requirements of this Chapter: officers, employees, agents, and contractors (and employees of the latter) of any governmental entity, while engaged in the performance of their duties; concessionaires of the County and their agents, employees, suppliers, and contractors, while on the business of the concessionaire; employees of public utilities while in the performance of their duties; such other persons as may be designated by resolution of the County Board of Supervisors.

(Ord. 3646, 1992; Ord. 1712 § 6(f), 1970)

14.12.050 - Annual permit.

- A. Annual permits shall be valid for the calendar year in which issued, terminating on December 31st thereof, unless sooner revoked for cause.
- B. Annual vehicle permits shall be issued to an individual for use by him or her and/or his or her immediate family only.

(Ord. 3646, 1992; Ord. 1721 § 6(d), (e), 1970)

14.12.060 - Permit revocation.

- A. The Parks Department or the Sheriff's Department is authorized to revoke any permit, certificate, or decal which has been issued when:
 - 1. Such permit, certificate, or decal was issued unlawfully or erroneously; or
 - 2. Either department has reasonable grounds to believe that the person to whom such permit, certificate, or decal was issued, or any person who enters the park using such permit, certificate, or decal, has violated any provision of this Chapter or of State laws, in which latter case the Parks Department or Sheriff's Department may also expel such persons forthwith from the park.
- B. No person who has been ordered expelled from a County park shall remain therein.
- C. The Parks Department may, in its discretion, refuse to admit to a County park any person, who, or vehicle, vessel, or equipment which, has been expelled from a County park within the immediately preceding six months.
- D. Camping permits may be issued so as to expire after a maximum of fifteen (15) consecutive days, and campground occupancy by the same person(s), equipment, or vehicle(s) at any camping facility shall not exceed thirty (30) total days per year, unless otherwise extended at the discretion of the Parks Director or his designee. After the first fifteen (15) day permit has expired, the occupant(s) equipment, and vehicle(s) must vacate the campground for a minimum of two consecutive days before a second permit may be issued. All camping permits expire at two p.m. on the expiration day.

(Ord. 5109 § 1, 2008; Ord. 3646, 1992; Ord. 3327 §§ 3, 4, 1988; Ord. 1721 § 7, 1970)

14.12.070 - Camping regulations.

- A. No person shall camp within a County park without a valid, unexpired, unrevoked permit therefor. The Parks Department may, at any time, revoke the camping permit of any person if the campsite occupied by such person is not maintained by him or her in a reasonably clean, sanitary, and attractive manner.
- B. No person shall camp within a County park except within designated camping areas.
- C. The holder of a camping permit shall affix it to his or her campsite marker. No person shall move, mutilate, or destroy any campsite marker or permit without prior consent of the Parks Department.
- D. Camping permits may be issued so as to expire after a maximum of fifteen (15) consecutive days, and campground occupancy by the same person(s), equipment, or vehicle(s) at any camping facility shall not exceed thirty (30) total days per year, unless otherwise extended at the discretion of the Parks Director or his designee. After the first fifteen (15) day permit has expired, the occupant(s) equipment, and vehicle(s) must vacate the campground for a minimum of two consecutive days before a second permit may be issued. All camping permits expire at two p.m. on the expiration day.
- E. No person shall, without prior approval of the Parks Department, park more than two motor vehicles, or one motor vehicle and one boat trailer, at any one campsite in a County park.
- F. Quiet shall be observed in all camping areas of a County park between the hours of ten p.m. and seven a.m. No person shall make any loud or boisterous noise of such a nature as to disturb other persons in such areas between said hours.
- G. No person under the age of eighteen (18) shall camp within a County park unless accompanied by an adult.
- H. No person shall camp below the high water line of any lake in a County park unless authorized by the Parks Department.
- I. Campsites must be physically occupied at least once every twenty-four (24) hours by the permittee or his or her designee.

(Ord. 5109 § 2, 2008; Ord. 3646, 1992; Ord. 1721 § 8, 1970)

14.12.080 - Boating regulations.

- A. The Parks Department is authorized to establish and designate such restricted boating areas and speed zones on any lake in a County park as are reasonably necessary for the safety of persons and property.
- B. The Parks Department is authorized to designate parts of a lake in a County park for the exclusive use of such specific classes of boats and during such specific times as will, in its judgment, best serve the interests of the boating public.
- C. The Parks Department is authorized to inspect and reinspect any boat in a County park to assure its compliance with all regulations applicable to it, and is authorized to revoke, for noncompliance, any boat permit previously issued by it.
- D. Boat permits shall be affixed to the outboard side of the boat, approximately midboat on the port side, or on the port side of the boat windshield, and are not transferable to other boats owned concurrently by the same or other owners.
- E. Boats owned by governmental agencies or by concessionaires of the County shall not be required to obtain boat permits under this Chapter, but shall be subject to all other provisions of this Chapter.
- F. No person shall place, use, or operate any boat on a lake or stream in a County park which:
 - 1. Fails to comply with all safety requirements;
 - 2. Lacks a valid decal, State registration, license and County decal or day use permit;

3. Is not in a clean and sanitary condition;
 4. Is not, in the judgment of the Parks Department, of safe design and construction;
 5. Possesses an operable sink drain or toilet;
 6. Is of such size as to constitute, in the judgment of the Parks Department, an unreasonable hazard, in which case it may, in the discretion of said department, be confined to lake areas designated by it.
- G. No person shall, within a County park:
1. Operate a boat without a valid and unrevoked permit to do so from the Parks Department;
 2. Operate a boat within a prohibited area when such area has been so designated by official Parks Department waterway markers;
 3. Operate a boat in violation of sailing patterns and buoy markings posted or placed by the Parks Department;
 4. Operate a boat at a speed greater than five miles per hour within two hundred (200) feet of any boat landing dock, ramp, logboom, or regular beaching area; or within one hundred (100) feet of any boat that is not under way;
 5. Operate a boat in a restricted or special speed zone at a speed in excess of that posted by official Parks Department waterway markers;
 6. Operate a boat within two hundred fifty (250) feet astern of any trolling fishing boat;
 7. Operate or occupy any boat while afloat during hours of darkness, without prior approval of the Parks Department;
 8. Keep any boat on shore overnight, except in an area designated by the Parks Department;
 9. Leave a boat which is in his or her care, custody and control unattended, at a dock, for a period of more than fifteen (15) minutes; or, at any other place while afloat, for a period of more than eight hours, without prior written approval of the Parks Department;
 10. Launch any boat at any place other than a launching area designated by the Parks Department;
 11. Land or beach any boat, except at docks, ramps, or other places designated by the Parks Department;
 12. Operate any boat bilge pump, except in an emergency;
 13. Allow waste from boat washing to discharge into a lake or stream or onto any shore or bank thereof, except at such places as may be designated by the Parks Department;
 14. Engage in any boat race, regatta, tournament, or exhibition, or operate a boat for hire, or engage in sales promotion activities of any kind, without first obtaining the consent of the Parks Department;
 15. Allow any boat which is in his or her custody, care, or control to be operated by any person who is not competent to do so safely.
- H. Any boat which has been left unattended in violation of a provision of this Chapter may be towed to a suitable storage area by the Parks Department, at the expense of the owner or other person responsible for such boat. The charges made by the Parks Department for such towing and storage shall be those established by resolution of the Board of Supervisors, and the County shall have a possessory special lien on such boat until such charges are paid. Such lien may be foreclosed in the manner provided by law.

(Ord. 3646, 1992; Ord. 1927 (part), 1972; Ord. 1721 § 9, 1970)

14.12.090 - Waterskiing regulations.

No person operating a motor boat shall tow more than two waterskiers at the same time, unless prior approval to do so has been granted by the Parks Department.

(Ord. 3646, 1992; Ord. 1972 (part), 1972; Ord. 1721 § 10, 1970)

14.12.100 - Motor vehicle regulations.

A. No person shall, within a County park:

1. Drive a vehicle at a speed greater than five miles per hour in a picnic area, campground, or parking lot, or at a speed greater than fifteen (15) miles per hour in any other area, unless a different maximum speed, not more than thirty-five (35) miles per hour, has been established by the Parks Department and signs have been erected giving notice thereof;
2. Drive a vehicle on other than established vehicular roads, trails, parking areas or boat launching areas;
3. Drive a vehicle unless he or she then holds a valid driver's license issued to him or her by this State, another State, or foreign jurisdiction of which he or she is a resident;
4. Drive a vehicle which has not been licensed by the motor vehicle licensing authority of this State, another State, or a foreign jurisdiction;
5. Park or leave unattended any vehicle or trailer in other than a single parking stall or area designated by the Parks Department for such parking; or on any boat launching ramp or so near thereto as to hinder or impede the drivers of other vehicles;
6. Drive any vehicle in willful or wanton disregard for the safety of person or property;
7. Drive a motorcycle which is not equipped with an effective spark arrester.

B. The Parks Department or the Sheriff's Department is authorized to move or remove any vehicle or trailer which has been illegally parked in violation of this Chapter.

(Ord. 3646, 1992; Ord. 3327 § 5, 1988; Ord. 1721 § 11, 1979)

14.12.110 - Pets.

A. The Parks Department shall refuse to admit into a County park any person who proposes to enter with a dog, unless such person can exhibit either a current license or a certificate of rabies inoculation of the dog. Upon presentation of either such license or such certificate, the Department is directed to register such dog and to collect a fee for its admission. Upon payment thereof, the Department shall give the dog owner or custodian a copy of the pet regulations established by this Chapter.

B. The Department shall refuse to issue a camping permit when it appears that there will be more than two dogs per campsite.

C. The Parks Department may refuse to admit to any County park any person who possesses:

1. A pet that appears to be dangerous; or
2. More than two pets per vehicle; or
3. A pet which, in the judgment of the Parks Department, is likely to disturb unreasonably other persons in such park.

D. No person shall, within a County park:

1. Allow any dog or other pet in his or her custody to run unrestrained or upon a secure leash over seven feet long, or to be upon any beach, trail, or other public assembly area posted by the Parks Department;
2. Allow any dog or other pet in his or her custody to molest or annoy any person;
3. Allow any dog or other pet in his or her custody to be or remain tied up and left unattended outside of a tent, trailer, or vehicle in a camp area or day-use area during daylight hours;
4. Allow any dog or other pet in his or her custody to be or remain tied up at night outside of a tent, trailer, or vehicle in a camp area;
5. Abandon in the park any animal in his or her custody.

(Ord. 3646, 1992; Ord. 2144, 1976; Ord. 1721 § 2, 1970)

14.12.120 - Firearms and other weapons.

- A. No person shall, within a County park, possess, use, or discharge any firearm, pellet gun, bow and arrow, crossbow, slingshot, or missile launching device, except:
 1. A peace officer while on duty;
 2. A person, other than a peace officer, who is employed by, or in the service of, a governmental agency which authorizes him or her to carry or use any of said weapons or devices in the performance of his or her official duty and who is on official duty;
 3. As otherwise provided in Subsections B or C of this Section.
- B. At the firearm shooting range at Laguna Seca Recreation Area,
 1. It is lawful to possess, use, or discharge a firearm or firearms thereon during such times as the shooting range is open for public use, and it is lawful to transport an unloaded firearm or firearms between such range and the park entrance.
 2. Drugs and alcohol are prohibited at the shooting range and adjacent parking area. Any person under the influence of or suspected to be under the influence of drugs or alcohol or both shall be subject to arrest and removal from the shooting range area.
 3. No person may carry a loaded firearm on his or her person or in a vehicle under his or her control while entering or leaving the shooting range area or County park.
 4. Fully automatic firearms and armor-piercing, incendiary, or tracer ammunition are prohibited at the shooting range.
 5. The Parks Department is authorized to inspect and prohibit the use of all firearms and ammunition which are, in the judgment of the Parks Department, unsafe or hazardous at the shooting range.
 6. Minors under six years of age are not permitted to use firearms at the shooting range and are not permitted inside the firing enclosure.
 7. Minors under fourteen (14) years of age are not permitted to fire handguns at the shooting range.
 8. Minors under sixteen (16) years of age are not permitted to use the shooting range unless accompanied by an adult.
- C. When an archery range has been established by the County in a County park, it is lawful to possess, use, or discharge a bow and arrow or crossbow thereon during such times as it is open for public use, and it is lawful to transport such archery equipment between the archery range and the park entrance.
- D. The Parks Department is authorized to establish and post notices of the times when the shooting range or archery range shall be open or closed to public use.

- E. The Parks Department may establish a checking service at park entrances and take temporary custody of any firearm or other weapon whenever its possession in a County park is prohibited by any provision of this Section.

(Ord. 3646, 1992; Ord. 1721 § 13, 1970)

14.12.130 - Miscellaneous prohibited acts.

A. No person shall, within a County park:

1. Throw, dump, or deposit upon the surface of the ground, except in containers placed by the Parks Department, any trash, refuse, garbage, litter, or waste material;
2. Throw, dump, or deposit into the waters of any lake or stream, or upon the shore or banks thereof, any trash, refuse, garbage, litter, waste material, petroleum product, or any noisome, nauseous, or offensive matter of any kind;
3. Throw or deposit any burning substance into or onto any combustible place or area, except into an authorized firepit or incinerator;
4. Bring into such park any vehicle, trash, refuse, garbage, litter, or waste material for the purpose of leaving it therein;
5. Build, kindle or use any cooking or similar fire, except in a camping or picnicking area in a firepit, stove, incinerator, or other similar facility provided by, or approved by, the Parks Department;
6. Leave unattended any fire kindled by him or her;
7. Smoke in any area of the park which the Parks Department has determined to be a hazardous fire area, provided signs are in place giving notice thereof;
8. Hunt, kill, injure, or molest any animal or bird, or allow any child or animal in his or her care and custody to do so;
9. Possess or use any fireworks or other explosives;
10. Operate any noise-producing equipment, whether or not electrically amplified, which disturbs other people, except in accordance with the terms and conditions of a permit therefor issued by the Parks Department;
11. Land any aircraft on a lake in any County park, except in an emergency or when authorized;
12. Sell or advertise any product or service, or carry on any other commercial activity; or distribute any handbill, tract, or other literature, without authorization by the County Board of Supervisors;
13. Make any oration, harangue, or other public demonstration without prior approval of the County Board of Supervisors;
14. Perform or participate in any political rally or meeting, religious service or function, or any fund raising activity, without prior approval of the Board of Supervisors; for the purposes of this Chapter a wedding service or reception shall not be considered a religious service or function, provided however a permit for a wedding service or reception shall be obtained from the Director of Parks who shall impose reasonable conditions on the granting of the permit;
15. Bring into the park a horse, without first obtaining the permission of the Parks Department;
16. Allow any horse which is permitted to be in a County park to be in any camping or picnicking area thereof, or in any part of such park outside of established equestrian trails or designated equestrian areas;
17. Cut, pick, mutilate, remove, or destroy any vegetation, or remove soil or rock or natural material, except as authorized by the Parks Department;

18. Clean fish, except at such places as may be designated therefor by the Parks Department;
19. Possess or use live bait in a fishing area;
20. Bring into, or receive in, any recreation area any fish, amphibian animal, or aquatic plant for the purpose of propagation or use as fish bait, without the approval of the Parks Department and the State Department of Fish and Game;
21. Enter any area of the park when signs have been erected by the Parks Department forbidding such entry;
22. Enter any fenced utility area, or remove, destroy, or tamper with any valve, switch, or control of any telephone, electrical, water, or sewer line or system owned or operated by any public entity or public utility;
23. Commit any act of vandalism, including, but not limited to, removing fixtures or equipment, or destroying, painting, marking, tagging, or defacing any building, sign, fixture, or other equipment;
24. Engage in any riotous, boisterous, threatening, or indecent conduct, or use profane or indecent language, or operate a radio or musical instrument in such a manner as to disturb other persons;
25. Willfully fail or refuse to comply with any lawful order, signal, or direction of any authorized Parks Department employee or Sheriff's Department safety employee or refuse to submit to any lawful inspection under this Chapter;
26. Fish within a distance of three hundred (300) feet from a point where fish have been planted within a period of twenty-four (24) hours after such plant. The Parks Department shall post such areas with appropriate and visible "No Fishing" signs at the time of plant, and such signs shall remain in place during the period fishing in such area is prohibited;
27. Operate any machine, mechanism, device, or contrivance which produces sound exceeding fifty (50) decibels as measured at a distance of fifty (50) feet on a sound level meter using the A weighted network. Notwithstanding the foregoing, sound levels for Sports Car of America events, all track rentals and all use by racing teams at the Raceway at Laguna Seca Recreation Area, as well as other motorized wheel events at Laguna Seca Recreation Area, shall be established by the County of Monterey and such sound levels shall be made a condition of a permit or agreement authorizing such event. A violation of such condition shall constitute a violation of this Chapter.

Major spectator races allowed under Monterey County use permit with the Sports Car Racing Association of the Monterey Peninsula at Laguna Seca Recreation Area, the Rifle and Pistol Range at Laguna Seca Recreation Area, all other events authorized under the concession agreement for special events at any County Park, and boating activities on San Antonio Lake are excluded from the provisions of this Subsection.

28. Ride, use, or be in possession of a bicycle on any trail not authorized for such use by the Parks Department.
29. Ride, use, or be in possession of a bicycle without having positive identification in his or her possession.
30. Ride a bicycle on any authorized dirt trail without wearing a protective helmet that is certified by ANSI, SNELL, or both.
31. Ride a bicycle or horse in willful or wanton disregard for the safety of persons or property.
32. No person shall enter or remain in any day-use park area after the posted closing time without prior approval of the Parks Department.

(Ord. 3646, 1992; Ord. 3327 § 6, 1988; Ord. 2753, 1981; Ord. 2483, 1979; Ord. 2485, 1979; Ord. 2033, 1974; Ord. 1721 § 14, 1970)

14.12.135 - Alcohol consumption—Day-use facilities.

- A. No person shall, within a day-use County Park, drink, use, consume, or be in possession of any opened, sealed, or unsealed container of any beer, wine, or other alcoholic beverage, as defined in Section 23004 of the California Business and Professions Code (hereinafter referred to as "alcohol"), unless such possession or consumption has been specifically authorized by first obtaining a valid, unexpired, unrevoked Alcohol Use Group Permit issued from the Parks Department.
- B. Any person found to be under the influence of or suspected to be under the influence of alcohol, or in the possession of any opened, sealed, or unsealed container of alcohol in a day-use County Park without a valid, unexpired, unrevoked Alcohol Use Group Permit issued from the Parks Department shall be subject to arrest, citation, and/or removal from the day-use County Park.
- C. No person shall possess, use, or consume alcohol in a day-use County Park except in the specified group picnic area designated by the Director of Parks, as limited and conditioned by the valid, unexpired, unrevoked Alcohol Use Group Permit.
- D. Alcohol Use Group Permits shall be issued on a first-come, first serve basis, and are subject to the availability of facilities and to the scheduling limitations and obligations of the Parks Department, and are limited and restricted to a limited number of group picnic areas at the applicable day-use County Park, as designated by the Director of Parks.
- E. In addition to the basic group picnic area site fee, Alcohol Use Group Permits are subject to an additional fee surcharge in accordance with the Monterey County Fee Resolution.
- F. No Alcohol Use Group Permit may be transferred, assigned, sublet, or utilized in an undesignated group picnic area or other location in the day-use County Park unless approved in writing by the Parks Director.
- G. The availability of Alcohol Use Group Permits shall be regulated as follows:
 - 1. For each day of use, the Parks Department may issue up to two daily Alcohol Use Group Permits for the Toro Regional Park, and one daily Alcohol Use Group Permit for each of the Royal Oaks, Manzanita Regional Park, and Jack's Peak Regional Parks for the specified group picnic area sites designated by the Director of Parks.
 - 2. No Alcohol Use Group Permit shall be required in San Lorenzo Regional Park, the Laguna Seca Recreation Area, for Lake Nacimiento, or for Lake San Antonio.
 - 3. No Alcohol Use Group Permit shall be required for the residential areas within a County Park (e.g. employee housing, live-on volunteer housing sites).
 - 4. The Director of Parks may issue two additional Alcohol Use Group Permits per day for day-use parks and sites as necessary.
- H. As determined by the Director of Parks, in addition to any group picnic area site fee and Alcohol Use Group Permit fee, a clean up and damage deposit may be charged proportionate to the number of anticipated participants in the activity subject to the use of the Alcohol Use Group Permit. Upon completion of the activity, all or any unused portion of the damage deposit shall be refunded to the permittee after final cost for clean up or repair of the site has been determined.

(Ord. 4016, 1999)

14.12.140 - Enforcement—Power to direct public.

Employees of the Parks Department or safety employees of the Sheriff's Department are authorized to direct the visiting public in County parks in its use of all facilities in the parks according to law, and, in the event of a fire or other emergency, or to expedite traffic or ensure safety, or to prevent pollution of any lake or stream, may direct the public as conditions may require notwithstanding the provisions of this Chapter.

(Ord. 3646, 1992; Ord. 3327 § 7, 1988; Ord. 1721 § 5, 1970)

14.12.150 - Enforcement—Park closure.

- A. The Parks Department or Sheriff's Department is authorized to close to public use any County park, or portion thereof, or any lake or stream therein, or restrict the times when the same shall be open to such use, or limit or prohibit boating, fishing, or other recreational uses thereof, whenever, in its judgment, it deems it prudent to take any of said actions in order to safeguard the health or safety of the public or the safety of the park or any of its facilities.
- B. Good cause to take any of the actions outlined in Subsection A of this Section shall include, but not be limited to, the following: unreasonable fire hazard; dangerous weather or water conditions; sanitary protection of a watershed; construction or repairs in a park; conservation of fish and game; excessive boat traffic; unsafe or unsuitable shoreline, ramp, parking, or road conditions; the prevention of damage to the park or any of its facilities; or any dangerous, unsafe, or unhealthful condition.

(Ord. 3646, 1992; Ord. 3327 § 8, 1988; Ord. 1721 § 4, 1970)

14.12.160 - Enforcement—Arrest and citation authority.

- A. It is the duty of the Director of Parks, uniformed employees of the Parks Department, and safety employees of the Sheriff's Department, to enforce the provisions of this Chapter and, pursuant to Section 836.5 of the Penal Code, the Director, uniformed Parks Department employees, and safety employees of the Sheriff's Department are authorized to arrest a person without a warrant whenever the Director, uniformed Parks Department employees, or safety employees of the Sheriff's Department have reasonable cause to believe that the person to be arrested has committed a misdemeanor in his or her presence.
- B. In any case in which a person is arrested pursuant to Subsection A of this Section, and the person arrested does not demand to be taken before a magistrate, the public officer or employee making the arrest shall prepare a written notice to appear and release the person on his or her promise to appear, as prescribed by Chapter 5C (commencing with Section 853.6), Title 3, Part 2 of the Penal Code.

(Ord. 3646, 1992; Ord. 3327 § 9, 1988; Ord. 1927 (part), 1972; Ord. 1721 § 3, 1970)

14.12.170 - Penalty for violation.

Repealed.

(Ord. 3659 § 8, 1993)

14.12.180 - Fees.

- A. Park Schedule of Fees. A schedule of fees will be established by the County for the use of County Parks. These fees will be approved by the Board of Supervisors and established by resolution.

A schedule of fees will be established for each park and will address:

1. Day-use fees (eight persons or less per vehicle).
2. Campsites - regular.
3. Campsites - hookup (electric and water).
4. Campsites - full utility (electric, water and sewer).
5. Motorcycle.
6. Group picnic areas.

7. Extra vehicles accompanying campers.
8. Dogs (limit two per campsite). Must have in possession proof of rabies shot as required by County Code.
9. Youth group camping.
10. Firewood sales.
11. Disposal site fees for non-registered campers, for each sewage dump.
12. Group reservations.
13. Group camping.
14. Boating, annual and daily.
15. Bicycles.
16. Reservation fees.
17. Photography permits.

B. General Provisions:

1. Annual Day-Use Passes will be issued and valid at any Monterey County Park, but not valid when a special event fee is being charged.
2. Discount/Promotional Programs. The Director of Parks is authorized to approve limited term special discount programs and to reduce and/or waive fees for facilities used for promotional purposes.
3. Penalties. A penalty fee will be established and collected for nonpayment of day-use, camping, and boating fees.
4. Senior Citizen and Disabled Persons:
 - a. Vehicle Entrance Fees are waived at Toro, Royal Oaks, San Lorenzo and Jacks Peak Regional Parks and the Laguna Seca Recreation Area for senior citizens aged sixty-two (62) and over and for disabled persons. Waiver is good Monday through Thursday, except on public holidays.
 - b. Camping. A discount will be established for senior citizens and disabled persons in all types of camping which will be in effect seven days a week during the off-season September 15th to May 14th, and Sunday through Thursday during the season, May 15th through September 14th, except on public holidays.
5. Supervision. A fee for use of facilities during non-operating hours of the park based upon the hourly cost of employees along with associated benefits, may be charged if supervision is required.
6. Youth Groups:
 - a. Vehicle entry fees may be waived for organized school activities at Toro, Royal Oaks, San Lorenzo, Jacks Peak Regional Park and Laguna Seca Recreation Area Monday through Thursday, except on public holidays.
 - b. Group picnic fees may be waived for organized school activities at Toro, Royal Oaks, San Lorenzo on Monday through Thursday, except on public holidays, excluding the Buckeye Area at Toro Park and the DeAnza Group Area at San Lorenzo Park.
7. New Facilities. As new facilities are developed, the Director of Parks is authorized to establish an appropriate fee pending the next revision of the schedule of fees by the Board of Supervisors.

- C. Racetrack Rental Permit and Fee Schedule, Laguna Seca Recreation Area. A special fee schedule will be developed for special uses of Laguna Seca Racetrack Area. Special uses include:

1. Still photography, shared with other users.
 2. Non-competitive driving and/or testing on an exclusive or shared use basis.
 3. Setting up the area in conjunction with a track rental.
 4. Exclusive use for still photography.
 5. Short or competitive driving, automobile or motor vehicle demonstrations, or motion pictures (exclusive use).
- D. Daily Fees Will Be Developed For Use of Any Park For:
1. Feature motion picture.
 2. Television series pilots, productions, specials, television shorts, or advertisements.
- E. Special Conditions:
1. The fee for any size production involving pyrotechnic or high-speed stunts for any site/time not generally available for filming shall be the maximum for each activity.
 2. A damage deposit equal to not less than fifty (50) percent of the first full day's fee or a minimum of five hundred dollars (\$500.00), whichever is greater.
- F. Special Event Fees:
1. For Parks Department-sponsored special events and for parks-coordinated events with less than five thousand (5,000) participants, the County's Director of Parks is authorized to approve admissions, concessions and other related fees for each specific event.
 2. Concession agreements for special event fees:
 - a. User fees not less than the current user fees approved at each park unit shall apply. This includes day-use, camping, boating, and other miscellaneous fees as listed on the current Parks Department fee schedule. User fees may be waived by the Director of Parks in the event that there is to be a special entrance fee for which a percentage of the gross receipts is to be paid to the County and which includes the day-use fee.
 - b. Registration fees will be established proportional to the number of anticipated participants in the Special Event. This registration fee will be collected in advance and is not refundable.
 - c. Percentage of Gross Receipts. Permittee shall pay to the County a minimum of seven percent of the gross receipts for the sale of food, beverages, and merchandise items, and a minimum of five percent of the gross receipts for admission tickets or for revenue received for services rendered. County's Director of Parks is authorized to negotiate above minimum when it is in the County's best interest depending on the situation and the event.
 - d. Allocation of Costs to Permittee. In the event that the Parks Department incurs excess costs for the operation of the park unit as a result of the special event, these costs shall be allocated to permittee. Such costs shall include, but not be limited to, directing traffic and parking providing security, providing trash disposal services or utilization of County equipment in support of permittee activities. Actual costs to County for labor and materials shall be charged and equipment rental rates shall be charged as currently established by the Department of Public Works.
 - e. Cash Bond. If anticipated percentage of gross receipts due the County from the special event exceed two thousand dollars (\$2,000.00), permittee may be required to deposit a cash bond with the County for an amount equal to fifty (50) percent of said amount.
 - f. Damage Deposit. A damage deposit may be charged proportionate to the number of anticipated participants in the special event. It may be included in the amount of the cash bond described in Paragraph e above. Upon completion of the event, all or any unused portion of the damage deposit shall be refunded to permittee after final cost out of the special event.

(Ord. 3646, 1992; Ord. 3285, 1987; Ord. 3251, 1987; Ord. 3204 § 1, 1987; Ord. 3112, 1986;
Ord. 3034, 1984; Ord. 2972, 1984)