

PARKS AND RECREATION DEPARTMENT RULES AND REGULATIONS
Ordinance 2001-1

Rule 1. Definitions.

When used herein the following definitions shall apply:

- (a) The terms "parks," "parkways," "recreational areas," and other "areas operated and maintained by the Village of Pinecrest Parks and Recreation Department" are defined to mean parks, wayside parks, parkways, playgrounds, recreation fields, museums, auditoriums, ranges and buildings, lakes, streams, canals, lagoons, waterways, water areas and therein and all public service facilities conducted on grounds, buildings, and structures in the Village of Pinecrest which are under the control of or assigned for upkeep, maintenance or operation by the Parks and Recreation Department.
- (b) The term "park property" when used hereinafter is defined to cover all areas, buildings, locations, and facilities described in the foregoing paragraph.
- (c) The terms "Parks Department" or "the Department" when used hereinafter are defined as the "Village of Pinecrest Parks and Recreation Department" and the term "Department Director" refers to the Superintendent of Parks and Recreation or his designee.
- (d) In construing the provisions hereof and each and every word, phrase or part thereof, where the context will permit, the definitions provided in Section 1.01 Florida Statutes shall apply.

Rule 2. Authority of Pinecrest Police Department officials.

It shall be the duty and responsibility of the Village of Pinecrest Police Department to enforce all State, County and Village laws and these police regulations within all parks and other areas maintained and operated by the Parks Department.

Rule 3. Traffic ordinances and state vehicle laws.

The traffic ordinances of Miami-Dade County, the Village of Pinecrest and applicable State vehicle laws shall apply in and about all park property and in addition thereto the following traffic regulations shall be applicable.

Rule 4. Roads and driveways within parks.

- (a) No person driving, operating, controlling or propelling any motorized vehicle shall use any other than the regularly designated paved or improved park roads or driveways, except when directed to do so by a Police Officer or Department employee. The provisions of this subsection shall not apply to the use of any self-propelled wheelchair, power wheelchair, electric scooter, or other mobility device by an individual with a mobility impairment.
- (b) No driver or operator of any vehicle shall obstruct traffic or park or stop on any road or driveway except at places so designated or in case of an emergency beyond his control.

Rule 5. Trucks, buses, other heavy vehicles.

No truck, commercial vehicle, or bus of any type shall be driven on any restricted park road or property without special authorization from the Parks Department for the purpose of park work, service or activities except that trucks and buses used for transporting persons to a park for recreational purposes will be afforded use of ingress and egress park roads and parking facilities as provided for conventional passenger vehicles.

Rule 6. Bicycles, tricycles, motorcycles, scooters, dirt bikes, go carts.

No person shall ride, drive or propel any motorcycle, dirt bike, go cart or similar vehicle on any but the regular vehicular roads or other designated uses or areas except that such vehicles, with motors shut off, may be pushed by hand not faster than a walk over grassy areas normally reserved for the use of pedestrians and no person shall deviate from compliance with all traffic ordinance provisions governing the operation of bicycles while on park property. Violators of the provisions of this rule shall pay a fine not to exceed one hundred dollars (\$100.00) for the first violation and two hundred dollars (\$200.00) for each succeeding violation. Provisions of this rule shall not apply to the operation of these vehicles on those portions of park property specifically designated for such use.

Rule 7. Parking.

No person shall park a vehicle any place on park property other than in the regular designated facilities provided for that particular type of vehicle, unless directed otherwise by police officers or parks staff who are authorized to designate other areas for parking when conditions so warrant. The provisions of this subsection shall not apply to the use of any self-propelled wheelchair, power wheelchair, or other mobility device by an individual with a mobility impairment.

Rule 8. Preservation of property.

No person shall:

- (a) Destroy, damage or remove real property or improvements thereto, or movable or personal property, belonging to the Village of Pinecrest.
- (b) Throw or deposit, or permit to be deposited or scattered upon any sidewalk, alley, street or public passageway, or upon any public or private property, any waste or other material of any kind.
- (c) No person shall tamper or meddle with or alter the condition of any meter, valve or meter identification, or other part of such system in the Village of Pinecrest, or appliance connected thereto in such manner as to cause loss or damage to the owner of such facilities or the users thereof, or to create a hazard to life or property.
- (d) Tamper with, injure, deface, destroy or remove any sign, notice, marker, fire alarm box, fireplug, topographical survey monument, or any other personal property erected or placed by the Village of Pinecrest.

- (e) Move, disturb, or take any earth, stone or other material from any public street, alley, park or other public ground.
- (f) No person shall write, paint, or draw any inscription, figure, or mark of any type on any public or private building or structure or other real or personal property, owned, operated, or maintained by the Village of Pinecrest.
- (g) No fires shall be built by any person against or adjacent to any park building, structure, tree or plant or near the property of others or in any area of any park except in such areas as are specifically designated for fire building and for which permission has been given by the Parks Department.
- (h) No person shall stand or sit on any fence rail or on any picnic table or any other structure not intended for such use in any park.

Rule 9. Protection and preservation of wildlife.

- (a) No person shall molest, harm, frighten, kill, net, trap, snare, hunt, chase, shoot or throw or propel by any means missiles at any wildlife creature be it animal, bird or reptile roaming free about a park or in captivity in a cage, nor shall any person remove or possess the young of any wild animal or the nest or eggs of any reptile or bird or to collect, remove, possess, give away, sell or offer to sell, buy or offer to buy, or accept as a gift any specimen dead or alive of any of the group of tree snails.
- (b) No person shall disobey posted notices prohibiting feeding animals, birds or reptiles which are on restricted diets.
- (c) No person shall place, dump, abandon or leave any animal, reptile or bird, either wild or domestic, in an effort to find a home for such creature, on the grounds of any park.

Rule 10. Bathing and swimming.

- (a) No person, regardless of age, sex or manner of dress shall swim, wade, or bathe in waters or waterways in or adjacent to any park.
- (b) No person shall erect or cause to be erected any tent, shelter or structure on or in any beach, bathing or wading area in such a manner that a guide wire, rope, extension, brace or support connected or fastened from any such structure to any other structure, stake, rock or other object is necessary, nor shall any such structure, tent or shelter lack an unobstructed view of the interior from at least two (2) sides unless authorized by the Village of Pinecrest.

Rule 11. Boating.

- (a) No person shall bring any motorized vessels, including, but not limited to, boats, personal watercraft, etc. in any park property watercourses, bays, lagoons, lakes, canals, rivers, ponds, or sloughs other than those so designated for such use or purpose by the Parks Department and then only in strict conformance with Chapter 7 of the Code of Miami-Dade County (Metropolitan Safe Boating Ordinance).

- (b) No person shall moor, anchor or tie up to the bank or any wharf, dock, tree, building, rock or any object or structure on the bank in waters within or contiguous to any park within two hundred (200) feet of the shore line unless the owner, or his representative, of the any motorized vessels, including, but not limited to, boats, personal watercraft, etc., has obtained written permission from the Parks Department, except that if the boat or ship is the property of the government of the United States, or is in distress, or ties up at a dock, wharf or pier designated for such purpose and then only long enough to enable the occupants to obtain food, fuel, water, bait, tackle or marine supplies.

Rule 12. Fishing.

No person, adult or minor, shall fish in park waters, either fresh or salt, by use of hook and line, seine, net, trap, spear gig or other device except at such places and in such areas as have been prescribed for such usage which will include stretches on ocean beaches marked by movable signs in areas other than those used for bathing.

Rule 13. Hunting and firearms.

- (a) No person shall carry, use or possess firearms of any description, air rifles or pistols, spring guns, bows and arrows or any other form of weapon potentially inimical to wildlife or dangerous to human safety on or in any park area or property.
- (b) No hunting, trapping or the pursuit of wildlife by any means or method whatsoever will be permitted on or in any park area.

Rule 14. Picnic areas and use.

No person shall build, light or cause to be lighted any fire upon the ground or other object in any area except in an approved grill, stove, fireplace or other suitable container without written permission from the Parks Department, nor shall any person starting a fire leave the area without extinguishing the fire.

Rule 15. Games, etc.

No person or persons shall engage in rough or potentially dangerous games or practice for same, such as football, baseball, softball, horseshoes, quoits, tennis, volleyball, badminton or any other games, practice or exercise involving thrown or otherwise propelled objects such as balls, stones, arrows, javelins, shuttlecocks, model aircraft or roller skates except in the areas specifically designated and set aside for such recreational usages.

Rule 16. Toy firearms, fireworks and explosives.

- (a) No person may bring into, or have in his possession, or set off or otherwise cause to explode, discharge or burn in any park area or on any public lands or highways adjacent thereto, any firecrackers, torpedoes, rockets, toy firearms or cannon or other fireworks or explosives of inflammable material or any substance, compound, mixture, or article that, in conjunction with any other substance or compound, may explode, discharge or burn, unless he first obtains a written permit from the Department Director.

- (b) Parents or guardians will be held strictly responsible and accountable for the actions of minors in regards to the prohibitions in the foregoing paragraph.

Rule 17. Domestic animals.

- (a) No person shall be permitted to take any domestic animal other than a horse, as provided in Rule 27, into any park whether on leash, in arms or running at large, dogs in particular being excluded, and provisions of Chapter 5 (Sections 5-3 through 5-15) of the Code of Miami-Dade County (Dade County Dog Control Ordinance No. 58-28) shall apply to any and all park property. The provisions of this subsection shall not apply to the use of a service animal which means any dog guide or other animal individually trained to work or perform tasks for an individual with a disability.
- (b) Cattle, horses, other than as provided in Rule 27, mules, swine, sheep, goats, or fowl shall not be allowed upon park property and all owners or attendants of such animals are charged with the duty of preventing such occurrences but this prohibition does not apply to animals and fowl kept by the Parks Department or under its direction.

Rule 18. Pollution of waters, sanitation.

Using the fountains, ponds, lakes, streams, bays, or any other bodies of water within the parks, or the tributaries, storm sewers or drains flowing into them as dumping places for any substance or matter or thing which will or may result in the pollution of said waters is prohibited.

Rule 19. Refuse, trash, and destruction of park property.

- (a) No person will deposit or drop or place any refuse including bottles, broken glass, ashes, paper, boxes, cans, dirt, rubbish, waste, garbage, tobacco products or containers of foil upon the ground or in or on any other park property except in the receptacles provided for trash disposal.
- (b) No person shall vandalize, deface or destroy any park property.

Rule 20. Aircraft.

No person operating, directing, or responsible for any airplane, helicopter, glider, hot air balloon, dirigible, parachute or other aerial apparatus including radio controlled aircraft will take off from or land in or on any park land or waterway, except when human life is endangered or written permission has been obtained from the Department Director.

Rule 21. Authority of Pinecrest Police Department officers and parks staff.

- (a) It shall be the duty and responsibility of the Pinecrest Police Department and parks staff to enforce these rules.
- (b) It shall be unlawful for any person to do any act forbidden or fail to perform any act required by these rules or for any person to fail to comply with any lawful and reasonable order given by police officers or parks staff.

Rule 22. No trespassing during closing hours.

No person shall be or remain in any part of any park which is fenced in or provided with gates between the closing of the gates at night and their re-opening on the following day; nor shall any person be or remain in any park not fenced in or provided with gates, between the hours of 10:00 p.m. and 8:00 a.m. unless posted on the following day, except in areas designated as twenty-four-hour launching areas, and except that persons and vehicles may pass through such parks without stopping, on the most direct walk or driveway leading from their point of entrance to the exit nearest to their point of destination. The provisions of this section shall not apply to Police Officers or Parks Department employees while in the discharge of their duties nor to persons having a permit in writing to be or remain in any part of the parks between such hours. The Department Director has the authority to establish exceptions to the closing hours as set forth above when it is in the interest of the public health, safety or welfare.

Rule 23. No trespassing on unfinished parks.

No person shall enter upon any part of any park which is in an unfinished state or under construction or withheld from general public usage in the interest of public safety, health and/or welfare unless otherwise authorized by the Department Director.

Rule 24. Use of vehicles.

- (a) No vehicles except those authorized by the Parks Department to carry passengers for hire or for fare will be permitted to so operate in the parks and these vehicles will be the only ones which pedestrians may hail for rides.
- (b) No person shall change any parts, repair, wash, grease, wax, polish or clean a vehicle on any park roadway, parkway, driveway, parking lot or other park property.

Rule 25. Recreational activities.

- (a) No person shall engage in recreational or other activities other than those prescribed in certain areas set aside for such purposes.
- (b) No person shall dress or undress except in such structures as may be provided and maintained by the Parks Department for that purpose and dressing or undressing in any vehicle, in any park area except as provided above is prohibited.
- (c) The parks staff will regulate activities in picnic areas when necessary to prevent congestion and to secure the maximum use for the comfort and convenience of all. If the facilities are crowded, persons holding picnics in any park picnic area, building or structure, will avoid using same to the exclusion of others for an unreasonable time, the determination of what is unreasonable being at the discretion of the parks staff. Use of the individual fireplaces, together with tables and benches, follows generally the rule of "first come, first served".
- (d) No person or organization shall conduct bingo games, card games for money or participate in any other forms of gambling within park limits whether they

are for charity or otherwise unless specifically authorized in writing by the Department Director.

Rule 26. Noise.

No person entering or upon park and recreation areas shall make excessive unnecessary noise and all provisions of the Code of Ordinances shall apply to and be enforced in all park areas.

Rule 27. Horseback riding.

No person shall engage in horseback riding in any park or Parks Department area other than those where provision for such is provided by clearly marked bridle paths, trails, and other necessary features and then only upon thoroughly broken and properly restrained animals that are ridden with care, prevented from grazing, straying unattended, un-tethered to any rock, tree or shrub and not ridden or led on any park land other than that so designated.

Rule 28. Merchandising, vending, peddling, etc.

No person, persons, organization or firm other than the Parks Department or regularly licensed concessionaires acting by and under the authority of the Village will expose or offer for sale, rent or trade, any article or thing, or station or place any stand, cart, or vehicle for the transportation, sale or display of any article or merchandise within the limits of any park or recreation area.

Rule 29. Advertising and publicity and signs.

No person shall advertise or obtain publicity through any means whatsoever within or upon any park property without obtaining specific approval in advance and in writing from the Department Director and such approval will be so worded as to prohibit damage to or marring of park property or vegetation, disturbance of park patrons or erection, painting or displaying of anything unsightly or in disharmony with park beauty.

Rule 30. Public demonstration, gatherings, performances, speeches, etc.

- (a) No band, procession, military company, or any company or group with flags, banners, or transparencies, shall be allowed within any park without written permission of the Department Director, said permit to clearly define the nature of the activity, the limit of its scope and time of setting forth such other restrictions and requirements as the Department Director may deem necessary.
- (b) No entertainment or exhibition shall be given in any park or recreation area excepting the entertainments given under the direction and authority of the Parks Department.
- (c) No public meeting of any kind nor any public speaking by any person, persons, representatives of any political party, social club or society, officer aspirant, religious sect, theatrical or circus group, act, rite or ceremony, or other public exhibition shall be held in any park, parkway, playground or other recreational area without written permission of the Department Director.

- (d) No person will perform acrobatic acts or feats, or make any display or exhibit or carry on any performance of doing anything that will cause numbers of persons to congregate to the interference or obstruction of traffic or to other proper use of a park or recreational area.
- (e) No intoxicated persons will be permitted entry to parks or recreation areas and, if discovered therein, will be ejected forthwith.

Rule 31. Proper use of facilities.

No person will loiter in or around any restroom or dressing room.

Rule 32. Intoxicating liquors, beer, wine, etc.

Drinking of alcoholic liquors or beverages and the bringing of such into the park areas shall be permitted only for Village sponsored or sanctioned events and only upon the written authorization by the Department Director.

Rule 33. Enforcement of permits.

- (a) It shall be the duty and responsibility of police officers and parks staff to enforce all provisions of permits issued by the Parks Department.
- (b) It shall be unlawful for any person to do any act forbidden or fail to perform any act required by any permit issued by the Parks Department.

Rule 34. Picnic shelter permits.

- (a) Normally the larger picnic shelters and their facilities will be used only on reservation which must be obtained in advance and must be for a specific time and duration but such facilities, however, may be used by the public during unreserved periods if occasion demands and it is deemed feasible by the Department Director. Reservations for picnic shelters shall be subject to the provisions of the permit.
- (b) Unless the Department Director otherwise authorizes in writing, financial arrangement in connection with picnics held in a park either on a reserved basis or otherwise must be made outside the limits of the park, and the sale of tickets, acceptance of money, soliciting or accepting donations or offerings for food, drink or refreshment, in order to defray the expenses of a picnic or to realize a profit therefrom is prohibited and subjects a permit holder to immediate cancellation of said permit.