

Pursuant to Chapter 1545.09 of the Ohio Revised Code, Preservation Parks of Delaware County Board of Park Commissioners publishes the following Rules and Regulations:

PRESERVATION PARKS OF DELAWARE COUNTY RULES AND REGULATIONS

1.0 Defacement, Destruction, Removal or Disturbance of Property, Equipment and Archaeological or Natural Features

1.1 Vandalism, Defacement or Destruction

See Ohio Revised Code 2909.05 (Vandalism), 2909.06 (Criminal damaging) or 2909.07 (Criminal mischief).

1.2 Defacement, Destruction or Removal of Any Natural or Historic Feature

No person shall deface, destroy, or remove any tree, flower, shrub or other vegetation or fruit or seed thereof, or any rock mineral, fossil, or any archaeological feature.

1.3 Defacement of Surface

No person shall knowingly accelerate a motor vehicle causing the tires to spin, mark, squeal and/or deface the Park roadway surface or turf.

1.4 Aerosol Propellants, Paints

No person in the Park, except Park District employees or its agents, shall carry on or about his or her person a container capable of propelling paint by means of a gaseous charge, i.e., spray paint, paint ball guns.

1.5 Trespassing

See Ohio Revised Code 2911.21 (Criminal trespassing)

2.0 Littering, Dumping Garbage, Sewage and Noxious Material

2.1 Littering

No person, without specific written consent of the Executive Director or his/her designated agent, shall bring into, leave behind, dump, place, or drop in the Park or roadway any trash, debris, refuse, bottle, can, sewage or any other form of refuse in any other place than receptacles provided for that purpose.

2.2 Pollution

No person or corporation shall dump, release, or spill any hazardous material or chemical into the air, or land of the Park, or adjacent to any park, or into any stream, river, or creek that flows into, through, or adjacent to any park.

2.3 Household Garbage

No person shall bring into, leave behind, or dump any material of any kind in the Park except the refuse, ashes, or garbage of a picnic, camp, or other permitted activity; such material shall be deposited in receptacles or pits provided for that purpose.

3.0 Firearms, Fireworks, Explosives, and Archery Equipment

3.1 Firearms

No person, except duly authorized Preservation Park District employees or law enforcement officers, shall carry, discharge, or possess any firearm of any description, air or gas gun, or any other missile or projectile, or ammunition thereof, within the Park, except that the firearm may be permitted for the purpose of educational or cultural programs through the issuance of a special permit by the Executive Director or his/her designated agent. Persons possessing a valid license issued under ORC 2923.125 (Application for license to carry concealed handgun; issuance, renewal) or 2923.1213 (Temporary emergency license to carry concealed handgun) may carry a concealed firearm within the Park except inside any governmental

building located on the Park and subject to any restrictions imposed by law. Under no circumstances shall a Person so licensed carry such a weapon other than in a concealed manner. When approached by a ranger or other law enforcement officer for any law enforcement purpose, said Person shall immediately notify the ranger or other law enforcement officer that he/she possesses a valid concealed carry permit and is also carrying a concealed firearm. Said Person shall cooperate and follow instructions provided by the ranger and other law enforcement officers.

3.2 Improper Transportation of a Dangerous Weapon in a Motor Vehicle

See Ohio Revised Code 2923.16 (Improperly handling firearm in a motor vehicle)

3.3 Carrying Dangerous Weapons

No person, except duly authorized Preservation Park District employees or law enforcement officers, shall have or carry any knives, daggers, or other edged weapons, metal knuckles, slingshots, blow guns, or other dangerous weapons, on or about his or her person while in the Parks, except that the weapons may be permitted for the purpose of educational or cultural programs through the issuance of a special permit by the Executive Director or his/her designated agent.

3.4 Fireworks, Explosives, and Smoke Generators

No person shall possess, use, or discharge any type of fireworks, explosive, or smoke generator within the Park without the expressed written consent of the Executive Director or his/her designated agent.

3.5 Archery Equipment

No person shall release an arrow or have in their possession an arrow, a bow, crossbow, or longbow within the Park other than in areas so designated for that purpose by the Executive Director.

4.0 Indecent Conduct and Exposure
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4.1 Indecent Conduct and Exposure

See Ohio Revised Code 2907.09 (Public Indecency).

4.2 Loitering

No person or persons shall loiter in or about the restroom facilities or vehicles while in the Park. No person, except park employees on duty, shall enter a restroom set aside for the opposite sex.

4.3 Solicitation

See Ohio Revised Code 2907.24 (Soliciting)

5.0 Disorderly Conduct

5.1 Disorderly Conduct

See Ohio Revised Code 2917.11 (Disorderly Conduct)

5.2 Unlawful Assemblage

It is unlawful for persons to collect in bodies or crowds in numbers exceeding fifteen (15) people within the confines of a park without a group permit.

5.3 Riot

See Ohio Revised Code 2917.03 (Riot)

5.4 Solicit Unlawful Sales

No person shall beg, sell, peddle, or solicit within the Park.

5.5 Assault, Menacing, and Hazing

See Ohio Revised Code 2903.13 (Assault), Ohio Revised Code 2903.21 (Aggravated Menacing) or Ohio Revised Code 2903.31 (Hazing).

5.6 Games of Chance

No person shall play at games of chance within the Park.

5.7 Use of Intoxicants

No person shall drink, sell, possess, or offer for sale any intoxicating liquor or alcoholic beverage, or be under the influence of any intoxicating liquor or alcoholic beverage within the Park. For special events and upon written approval by the Executive Director or his/her designated agent, consumption of alcoholic beverages may be permitted in designated areas.

5.8 Use or Possession of Illegal Drugs, Opiates, Hallucinogens and Related Paraphernalia

See Ohio Revised Code 2925.11 (Possession of Drugs) or Ohio Revised Code 2925.14 (Drug Paraphernalia Offenses).

5.9 Use of Toluol and Ethers (Glue)

No person shall sniff, breathe or otherwise use in any way other than the intended use by the manufacturer, any type of glue, hairspray, spray paint, or other commercial material or product which contains Toluol or ethers.

5.10 Endangering

No person or corporation shall either with willful or wanton disregard for safety, endanger the life of another person in any way, or cause the injury or threaten the personal safety of any person or persons within or adjacent to the Park.

6.0 Smoking

6.1 Smoking

No person shall smoke in any building or vehicle under the care or management of Preservation Parks of Delaware County, unless designated acceptable for smoking.

7.0 Posting, Displaying Signs

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No person shall post, display, distribute, or place any sign, advertisement, circular, notice, statement, or display any banner, emblem, or design within the Park without specific permission from the Executive Director or his/her designated agent.

8.0 Camps and Camping

8.1 Camping and Lodging Without Permission

No person shall establish or maintain any camp or other temporary lodging or sleeping place within the Park without specific written permission from the Executive Director or his/her designated agent.

8.2 Leaving Personal Possessions

No person shall leave personal possessions in the Park for more than two (2) hours unattended except by written permission from the Executive Director or his/her designated agent.

9.0 Fires

9.1 Unlawful Fires

No person shall start a fire in the Park except for small fires for cooking purposes in park grills, or privately owned grills, or fires in designated places or areas. The Executive Director or his/her designated agent may prohibit fires for limited periods at any location.

10.0 Hours of Closing

10.1 Sunset to Sunrise Curfew

No person shall be permitted to remain within the Park between sunset and sunrise, except in an emergency or with special permission of the Executive Director or his/her designated agent.

10.2 Special Curfew During Open Hours

The Executive Director or his/her designated agent may temporarily close or curtail activities or use upon any Park lands or waters, or any portions thereof, when it has been deemed necessary to be in the best interest of public safety, conduct, health, or order.

10.3 Removal of Vehicle After Curfew at Owner's Expense

Any vehicle left within the confines of the Park between the hours of posted closing and opening shall be subject to removal at the owner's expense.

10.4 Nature Sanctuaries Closed to Public

If it is determined that a park, or portion of a park may be threatened or endangered by human presence, or such presence may interfere or hinder its growth, the park or portion thereof may be closed to the public. That park or a portion thereof will be known as a nature sanctuary and entry will be made only by those persons with specific written permission from the Executive Director or his/her designated agent and Rangers in the execution of their office.

11.0 Hunting, Fishing, and Molesting Wildlife

11.1 Hunting, Trapping, and Molesting Wildlife

No person within the confines of the Park shall remove, hunt, pursue with dogs, traps, or in any other way molest any wild birds or animals found within, or adjacent to, the confines of the parks or molest any bird nest or take the eggs, or fledglings, of any birds, except by special written permission from the Director or his/her designated agent.

11.2 Frog Gigging

No person within the confines of the Park shall engage in frog gigging.

11.3 Fishing

No person shall fish in Park waters, except in areas designated as children's fishing areas (age 15 and under with an adult).

11.4 Feeding Wildlife

No person within the confines of the Park shall feed or attempt to feed any wild animal including, but not limited to, birds, mammals, or waterfowl.

11.5 Incorporation of State Wildlife Laws and Orders

Unless specifically addressed, these rules and regulations are in addition to and supplement the State of Ohio wildlife orders and laws which are in force and which are made part hereof.

12.0 Dogs, Cats, and Other Household Pets

12.1 Pets

No person shall bring into the Park any pet except domestic dogs or cats. Pets must be controlled at all times on a leash not more than six (6) feet long. No animals are permitted in Park District buildings unless required for personal assistance due to disability. Owners must remove any fecal material deposited by their animals.

12.2 Pets Swimming

No person shall allow their pet to swim or wade in any Park waters.

12.3 Abandoning Domestic Plants or Animals within the Confines of a Park

No person shall leave behind, or otherwise abandon, any domestic plant or animal within, or adjacent to, the Park.

12.4 Releasing of Plants and Animals Prohibited.

No person shall release any wild or exotic plant or animal within the confines of the Park without specific written permission from the Director or his/her designated agent.

13.0 Horseback Riding

13.1 Horseback Riding

Horseback riding is prohibited in the Park and on all trails unless specifically designated as an equestrian trail, or by special permission of the Executive Director or his/her designated agent.

14.0 Swimming and Wading

14.1 Swimming and Wading Prohibited

No person shall swim or wade in any lakes, rivers, ponds or other bodies of water owned by, or under the control of, the Park Board unless involved in a Park District program requiring water activity. Activities not in keeping with the intended use of the bodies of water are prohibited except by special permission of the Executive Director or his/her designated agent.

14.2 Use of Aquatic Sporting Equipment

Boats, canoes, kayaks, rafts, scuba diving gear, and similar aquatic equipment are prohibited in all park waters except by special permission of the Executive Director or his/her designated agent.

15.0 Powered Models, Toys and Noise Making Devices

15.1 Powered Models

Engine powered devices such as model airplanes, boats, or cars are prohibited in the Park.

15.2 Radios, Stereos, Tape Players, Etc.

Radios, stereos, tape players, or any other noise producing device, will not be operated in the Park at a volume that can be heard by other than the said equipment owner.

16.0 Go-Karts, All Terrain Vehicles and None-Registered Motor Vehicles

16.1 Operation of Non-Registered Vehicles

No person shall operate within the Park any go-kart, all terrain vehicle, motorized bike, golf cart, motor vehicle normally considered a race car, or any other type of motor vehicle which is not customarily registered with the Department of Motor Vehicles of the State of Ohio, except by special permission of the Executive Director or his/her designated agent.

17.0 Traffic and Motor Vehicle Regulations

17.1 Purposes of Way

No person shall use any portion of the Park for purposes of way except drives, roadways, paths, walks, and trails established for such purposes.

17.2 Purposes of Way: Motorized, Animal Drawn, or Human Propelled Vehicles on Trails, Paths, or Walks, Established As Hiking Trails Prohibited

No person shall operate or cause to operate within the Park any type of self propelled vehicle, motorized

vehicle, or any vehicle which is moved by animal or human power over or upon any footpath or turf area that is not specifically designated for such activities, except by written permission of the Executive Director or his/her designated agent.

17.3 Speed Limit

No person shall drive or propel or cause to be driven or propelled along or over any road or drive within the Park any vehicle at a greater rate of speed than the posted speed limit or at a greater speed than will permit him to bring to a stop within the assured clear distance, nor shall any person operate a vehicle at a greater speed than posted on roads adjacent to a park.

17.4 Parking

No person shall park or store any motor vehicle, bicycle, wagon, trailer, or other vehicle within any traveled roadway in the Park or upon any sod, gravel, or other surface not specifically designated for parking. Parking shall be permitted in designated areas only. Park maintenance, emergency and law enforcement vehicles are exempted from this rule.

17.5 Testing, Washing, or Repairing Vehicles

No person shall test, repair, wash, or wax any vehicle or mechanical device within the Park except in emergency and upon notification of a Ranger.

17.6 Failure to Yield to Emergency Vehicles

No person shall fail to yield to an emergency vehicle engaged in law enforcement or a rescue capacity.

17.7 Unsafe Operation of a Vehicle

No person shall operate any type of vehicle within the Park on any roadway, trail, path, or transportation corridor in an unsafe or reckless manner.

17.8 Failure to Yield to Pedestrians

No person while operating a motor vehicle or bicycle within the Park shall fail to yield to pedestrians.

17.9 Operating a Motor Vehicle with Unsafe or Hazardous Equipment, Lights, or Loads

No person shall operate a motor vehicle within the Park that fails to meet the standards of Section 4513 of the Ohio Revised Code.

17.10 Leaving the Scene of an Accident Resulting in Damage to Park Property or Equipment

No person shall leave the Park or fail to contact the Park District in the event of a motor vehicle accident resulting in damage to park property or equipment.

17.11 Incorporation of State Traffic Laws

These rules are in addition to and supplement the State of Ohio traffic laws that are in force and made part hereof.

18.0 Snowmobiles, Sledding, Skiing & Skating

18.1 Snowmobiles Prohibited

No person shall operate a self-propelled vehicle that is designated to travel over snow or ice-covered surfaces within the Park except by special permission of the Executive Director or his/her designated agent.

18.2 Sledding, Skating & Skiing

No person shall sled, ski or ice skate within the Park except in areas designated for such activities by the Executive Director.

19.0 Encroachment of Park Land

19.1 Encroachment

No person or persons shall willingly encroach upon lands owned or administered by Preservation Parks of Delaware County.

19.2 Golfing

No person shall practice or play golf in the Park.

19.3 Construction of Any Blind, Stand or Observation Post Prohibited

No person shall construct or utilize any blind, stand, or observation post within the Park unless given specific written permission by the Director or his/her designated agent.

20.0 Bikeways, Transportation Trails and Greenways

20.1 Motorized Vehicles Prohibited on Trails

No motorized vehicles are permitted on trails or bikeways. Use of motorized wheelchairs is permitted by persons requiring such devices to be mobile. Emergency law enforcement and maintenance vehicles are exempted from this rule.

20.2 Law Enforcement, Emergency and Maintenance Vehicles

Law enforcement, emergency, and maintenance vehicles have the right of way on all portions of the trail. Trail users must yield to emergency traffic. Blocking safe passage of law enforcement, emergency, and maintenance vehicles is prohibited.

20.3 Unsafe Equipment and Operation

No person shall knowingly operate an unsafe vehicle on any bikeway, transportation trail or greenway. No person shall operate any vehicle or act in such a manner so as to endanger themselves, other trail users, or private property owners.

20.4 Encroachment on Adjacent Land

Lands adjacent to bikeways, transportation trails and greenways are private property except public parks. No person shall trespass from a trail onto private property.

20.5 Conduct

No person will adversely affect or interfere with an adjacent landowner's rights or privacy.

20.6 Other Rules and Regulations

All trail users are subject to all applicable sections of the Ohio Revised Code, Preservation Parks Rules and Regulations, state law and local ordinances.

21.0 Boating and Watercraft

21.1 Motors Prohibited

No person shall operate any watercraft with a motor in any waters of the Park unless posted. Park maintenance, emergency and law enforcement watercraft are exempted from this rule.

21.2 Incorporation of State Watercraft Laws

Unless specifically addressed, these rules and regulations are in addition to and supplement the State of Ohio watercraft laws which are in force and which are made a part hereof.

22.0 Compliance

22.1 Failure to Obey Orders of Rangers

No person shall fail to comply with any reasonable order relating to the regulations, direction, safety, control of traffic, or to any other order, lawfully given by any Ranger, law enforcement officer or any other Park District employee in the execution of their office.

23.0 Violation of Park Rules - Penalties

23.1 Violations

Any person violating any of these rules and regulations shall be guilty of a minor misdemeanor. Each violation shall be a separate offense. No person shall violate a rule adopted under this resolution. Whoever violates a rule adopted under this resolution shall be fined not more than one hundred dollars (\$100.00). If the offender has previously been convicted of a violation of any rule, the offender shall be fined not more than five hundred dollars (\$500.00).

23.2 Organizational Violations

Any organization violating any of these rules and regulations shall be guilty of a minor misdemeanor. Each violation shall constitute a separate offense. No organization shall violate a rule adopted under this resolution. If any organization violates a rule adopted under this resolution, the organization shall be fined not more than one thousand dollars (\$1,000.00) pursuant to OR 2929.31a.

23.3 Enforcement

These rules shall be enforced by a law enforcement officer as defined in Section 1545.13 of the Ohio Revised Code. All fines collected for any violation of any rule or regulation adopted under this resolution shall be paid into the general fund of Preservation Parks of Delaware County.

23.4 Other Regulations

All other statutes, codes and ordinances that are appropriate within this jurisdiction apply.

Preservation Parks of Delaware County has adopted these rules and regulations to ensure that anyone visiting our facilities has a safe and enjoyable experience. Your cooperation is greatly appreciated.

Preservation Parks of Delaware County

2656 Hogback Road
Sunbury, Ohio
Ph# (740) 524-8600
Fax (740) 524-8200

Rita A. Au
Executive Director

Definitions

The following terms as used in the Rules and Regulations here-in shall mean:

“Executive Director” means the chief executive officer of Preservation Parks of Delaware County as appointed by the Park Board.

“Park District” means the Preservations Parks of Delaware County, which is established and authorized in accordance with Ohio revised Code (ORC) Chapter 1545.

“Park” means any area administered and managed by Preservations Parks of Delaware County including land held in fee simple, leased or otherwise controlled by Preservation Parks of Delaware County.

“Park Board” means the Board of Park Commissioners of the Preservation Parks of Delaware County or its designated representative.

“Person” or “Persons” means persons or corporations except employees or agents of the Preservation Parks of Delaware County acting in their official capacity.

“Posted” means and requires that the Park shall display appropriate regulations and operational policies at a location and in such a manner that they are reasonably accessible to Park visitors during regular hours of operations.

“Ranger” means any employee classified as a Ranger, Part-time Ranger, Park Officer or any other person duly designated by the Park Board.

“Traffic control device” means the same as defined in ORC Section 4511.011 (QQ).

Preservation Parks of Delaware County Facilities

Big Walnut Community Trail

168 S. Vernon Street
Sunbury

Blues Creek Preserve

9627 Fontanelle Road
Ostrander

Char-Mar Ridge Preserve

7741 Lewis Center Road
Westerville

Deer Haven Preserve

4183 Liberty Road
Delaware

Gallant Woods Preserve

2151 Buttermilk Hill Road
Delaware

Ottawa Creek Preserve

Thompson Township **(to be developed)**

Big Run Preserve

St. Rt. 23, between Hyatts Road and Home Road
Liberty Township **(to be developed)**

Camp Lazarus (Conservation Easement Only)

4422 Columbus Pike
Delaware

Emily Traphagen Preserve

5094 Seldom Seen Road
Powell

Gallant Farm Preserve

2150 Buttermilk Hill Road
Delaware

Hogback Ridge Preserve

2656 Hogback Road
Sunbury