



# **Agency Rules and Regulations**

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## Overview

Pursuant to: Act 1595 of 1972, which provides for the creation of the Charleston County Park, Recreation and Tourist District and enumerates its powers and duties...

The Charleston County Park and Recreation Commission herewith promulgates and publishes the following rules and regulations for the use, protection, regulation and control of all of its services, and scenic areas and preserves and parkways. Amendments may be made to these rules and regulations from time to time in accordance with commission procedures as relates to amendment of commission by-laws.

WHEREAS, the public need and demand for the use of facilities owned and operated by the Charleston County Park and Recreation Commission has dramatically increased; and

WHEREAS, Charleston County Park and Recreation Commission desires to provide for efficient operation and control of its park and recreation facilities while providing a recreation environment which is free from unreasonable hazard or danger; and

WHEREAS, the Charleston County Park and Recreation Commission of Charleston County finds that it is essential to implement uniform policies and procedures for the administration of its facilities; and

WHEREAS, the Charleston County Park and Recreation Commission finds it necessary and useful to designate certain areas for specific activities and to prohibit certain conduct and activities within certain areas;

**Therefore, be it resolved by the Charleston County Park and Recreation Commission of Charleston County, South Carolina**

### Section 1 – Policy

It is the general purpose and intent of this resolution to establish uniform procedures for the administration of park and recreation facilities in Charleston County; to establish a system of regulations and rules governing the activities within the parks and recreation facilities; to declare certain activities as being violations of the regulations; to allow expulsion from a park or recreation facility for violation of a rule and to provide a procedure for establishing permits for activities within designated areas; and to set methods for the administration of parks and recreation facilities.

### Section 2 – Definitions

For the purpose of this resolution the following definitions shall apply in the interpretation, execution and enforcement of this resolution. When not inconsistent with the context, words in the plural include the singular, words in the present tense include the future, words in the singular number include the plural number. The word “shall” is always mandatory, not merely directory.

**Alcoholic Beverages** means any beer, wine, fortified wine, or liquor or alcoholic beverage.

**Chief Operating Officer** means the person appointed by the Executive Director of the Charleston County Park and Recreation Commission to direct the operations of all parks and recreation activities owned or operated by the Commission.

**Closing Hours** means that period which a park or recreation facility is closed to the general public.

**Commission** means Charleston County Park and Recreation Commission of Charleston County, South Carolina.

**Controlled Substances** means all drugs defined in S. C. Code as “Controlled Substances”.

**County** means the County of Charleston, State of South Carolina.

**Designated Area** means that geographical area which has been designated by the Commission wherein a specific activity or activities within a park or recreation area takes place.

**Division** means the Executive Division of the Charleston County Park and Recreation Commission.

**Electronic Personal Assistive Mobility Device (EPAMD)** means a device used by a person with a mobility impairment for ambulation. This definition does not include gasoline powered devices, golf cars, or riding lawn mowers.

**Executive Director** means the person appointed by the Commission to direct the operations of the Charleston County Park and Recreation Commission.

**Governmental Unit** means any governmental body which exercises police jurisdiction over a park or recreation facility.

**Gun** means any instrument capable of firing a projectile or bullet or shot at a high velocity, including but not limited to, any firearm, air gun, “BB Gun”, pellet gun, sling or slingshot. Included are bow and arrows.

**Other Power-Driven Mobility Device (OPDMD)** means any mobility device powered by batteries, fuel, or other engines—whether or not designed primarily for use by individuals with mobility disabilities—that is used by individuals with mobility disabilities for the purpose of locomotion, including golf cars, electronic personal assistance mobility devices (EPAMDs), such as the Segway® PT, or any mobility device designed to operate in areas without defined pedestrian routes, but that is not a wheelchair within the meaning of this document.

**Park** means a park, reservation, playground, recreation center, beach or other land area owned, leased or used by the Charleston County Park and Recreation Commission and devoted to active or passive recreation.

**Partner/Handler** means a person with a disability who uses a service animal as a reasonable modification, or a trainer.

**Pass** means a park entrance permit.

**Permit** means a written document issued by the Chief Operating Officer or duly authorized representative or designee granting permission for a specific activity.

**Person** means any person, firm, partnership, association, corporation, company, entity or organization of any kind.

**Recreation Facility** means a facility for recreation purposes on property owned, leased or used by the Charleston County Park and Recreation Commission.

**Regulation** means a regulation approved by the Commission which governs the use of park and recreation facilities. The violation of which may also subject the offender to criminal penalties and/or civil penalties.

**Rule** means a rule approved by the Commission which governs the use of park or recreation facilities. The violation of which may subject the offender to ejection or expulsion from park or recreation facilities.

**Service Animal** means a dog or a miniature horse that has been individually trained to perform tasks for the benefit of a person with a disability. Exceptions may be made by CCPRC on a case-by-case basis in accordance with the law. Tasks may include, but are not limited to, guiding individuals with impaired vision, alerting individuals with impaired hearing to sounds, pulling a wheelchair, or retrieving dropped items.

Dogs or miniature horses that are not trained to perform tasks that mitigate the effects of a disability, including dogs or miniature horses that are used purely for emotional support, are not considered service animals and are subject to all existing park and program rules pertaining to animals. For information on animals that do not qualify as service animals, see our Pets & Parks page.

**Team** means a partner/handler and a service animal. The two work as a cohesive team in accomplishing the tasks of daily living.

**Trainee** means a dog or a miniature horse being trained to become a service animal has the same rights as a fully trained service animal when accompanied by a partner/handler and identified as such.

**Vehicle** means any wheeled conveyance, whether motor powered or animal driven, including but not limited to motorbikes, mopeds, and motorcycles; except self-powered bicycles, wheel chairs and similar vehicles, baby carriages, any trailer in tow of any size, kind, or description, and vehicles in the service of the Commission.

**Wheelchair** means a manually-operated or power-driven device designed primarily for use by an individual with a mobility disability for the main purpose of indoor or outdoor locomotion.

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### **Section 3 – Regulations and Rules**

The Commission, by resolution, shall adopt Rules and Regulations governing the use of parks and recreation facilities owned, leased or operated by Charleston County Park and Recreation Commission which include but are not limited to the use of supplies and equipment, the charge and payment of fees, the hours of operation, the use and parking of vehicles, the conduct and overall safety of persons within the park and general use of parks and recreation facilities for each such park and recreation facility as may be necessary. Any person violating a rule may be expelled or ejected from any park or recreation facility, to be determined by the Park Manager or his designated representative. At the discretion of the Executive Director, an individual may be denied entrance privileges.

## **Section 4 – Park Rule**

The Commission hereby adopts rules for parks and recreation facilities as follows.

### **Fees**

The Commission or its authorized representatives are authorized to lease the use of equipment and Commission property and charge a fee for the use of facilities to individuals, private or public organizations. The Commission shall set the charge and fees for the use of Commission equipment, Commission property and facilities.

### **Organized Activities**

No person shall play or participate in any game or organized activity including but not limited to football, baseball, basketball, or any such game, in any park or recreation facility except in areas designated for such use.

### **Other Power-Driven Mobility Devices (OPDMD)**

The Charleston County Park and Recreation Commission (CCPRC) has established the following procedure regarding the use of other power-driven mobility devices (OPDMD) by persons with disabilities who are visiting CCPRC parks and/or participating in CCPRC programs, as well as for CCPRC employees. This procedure intends to ensure compliance with the Americans with Disabilities Act (ADA) and Section 504 of the 1973 Rehabilitation Act (Section 504), and to ensure that CCPRC does not discriminate on the basis of disability as identified in Titles I and II of the ADA.

Primary CCPRC Contacts:

1. Participants and authorized users may use an OPDMD in CCPRC parks, facilities and programs where they are authorized users as a reasonable modification. Persons with disabilities are invited to contact CCPRC's ADA Coordinator at [shutton@ccprc.com](mailto:shutton@ccprc.com) or 843-762-2172 if there are any questions about this procedure.
2. Employees may use OPDMD as a workplace accommodation. Please contact the Human Resources Division for information regarding this process.

When an OPDMD is being used by a person with a mobility disability, different rules apply under the ADA than when it is being used by a person without a disability.

## **Reservations**

Any group or organization seeking the use of any park or recreation facility for a picnic or other recreation purpose shall normally be required to register in advance following the operational procedure applicable for desired facility.

## **Right of Entry**

The Commission or its authorized representatives shall have the right at all times to enter the premises of any building, structure or enclosure of any park or recreation facility including such grounds, buildings, structures or enclosures as may be leased, set aside for the private or exclusive use of any individual or group.

## **Service Animal Procedure**

The Charleston County Park and Recreation Commission (CCPRC) has established the following procedure regarding the use of service animals by persons with disabilities who are visiting CCPRC parks and/or participating in CCPRC programs, as well as for CCPRC employees. This procedure intends to ensure compliance with the Americans with Disabilities Act (ADA) and Section 504 of the 1973 Rehabilitation Act (Section 504), and to ensure that CCPRC does not discriminate on the basis of disability as identified in Titles I and II of the ADA.

Primary CCPRC Contacts:

1. Participants and authorized users may have a service animal accompany them in CCPRC parks, facilities and programs where they are authorized users as a reasonable modification. Persons with disabilities are invited to contact the CCPRC's ADA Coordinator at [shutton@ccprc.com](mailto:shutton@ccprc.com) or (843) 762-2172 if there are any questions about this procedure.
2. Employees may have a service animal as a workplace accommodation. Please contact the Human Resources Division for information regarding this process.

As a general rule, CCPRC will modify policies, practices, and procedures to permit the use of a service animal by an individual with a disability.

## **Temporary Closure, Change in Operating Hours**

The Commission or its authorized representative may order temporary closure or change in operating hours of facilities and exclude the public from any park areas, buildings, facilities, or program events. Such closure or change in operating hours may be required as the result of renovation and/or construction projects, public interest, public health, public safety, public morals, weather emergency, or other operational situation, and shall not be considered a permanent change in the operating hours.



The Commission hereby adopts regulations for park and recreation facilities as follows:

### **Aircraft and Parachuting**

No person shall ascend or land any aircraft, glider, or parachute over or into any park or recreation facility without a permit.

### **Alcoholic Beverages and Controlled Substances**

Alcoholic beverages may not be brought into a Commission park facility by a visitor for consumption other than at a designated area and with the required permit. Alcoholic beverages purchased at Commission park facilities may be consumed only in those areas approved by the PRC Commission. No controlled substance may be possessed in any park or recreation area unless the possessor has a valid prescription therefore on his or her person.

### **Building and Other Property**

No person in any park or recreation facility shall willfully mark, deface, disfigure, injure, tamper with, misplace or remove any building, bridge, table, bench, fireplace, railings, paving or paving materials, water lines, or other public facilities or parts appurtenances thereto, signs, notices, or place-cards, whether temporary or permanent monuments, stakes, posts or other structures or equipment or any part of any aforesaid facilities, park property or appurtenances whatsoever, either real or personal, in any park or recreation facility.

### **Disorderly Conduct**

Any person(s) who shall engage in any violent, abusive, loud, boisterous, vulgar, lewd, wanton, obscene or otherwise disorderly conduct tending to create a breach of the peace or to disturb or annoy others, or who shall publicly appear in a state of nudity, or shall make any indecent exposure of himself or herself, shall be subject to immediate removal and suspension from the use of park and recreation facilities.

### **Equestrian Activity**

No person in any park or recreation area shall ride horseback except on roadways and bridle paths within designated areas for such purposes. No person shall be permitted to ride horseback in any park or recreation facility after dark and before daylight, unless a permit is granted. It shall be a violation for any person to fail to maintain control of any horse which such person is riding or to ride a horse in a reckless manner. It shall also be a violation for any person to tie up, leave or otherwise allow a horse to be in any portion of the park that is not specifically designated for that use.

### **Fire**

No person, firm or corporation in any park or recreation facility shall ignite, set or maintain any fire for cooking or any other purpose unless such fire is within a designated area for such purpose.

### **Firearms or Fireworks**

No person in any park or recreation area shall carry, fire, or discharge any gun, pistol or firearm, or any rocket, torpedo or other fireworks of any description without a permit and then only in a designated area for such purposes.

### **Fishing**

No person shall fish in any park or recreation facility except in such waters permitted for fishing or during special scheduled events.

### **Hunting**

No person in any park or recreation area shall hunt, catch, harm, kill, trap, chase, tease, shoot, or throw missiles at any animal, reptile, or bird. No person in any park or recreation area shall remove or have in his possession the young of any wild animal or eggs or nest of young of any reptile or bird. The Chief Operating Officer or duly authorized representative or designee has the authority to contract a vendor to remove hazardous or impaired animals from the site.

### **Interference with Personnel**

Any person who interferes with, hinders, or opposes any officer, agent or employee of the Commission in the discharge of his duties or with the enforcement of the park regulations and rules shall be subject to suspension from the use of parks and recreation facilities.

### **Literature**

No person in any park or recreation area shall distribute any handbill, circular, booklet, leaflet, flyer, card, pamphlet, written or printed matter without a permit.

### **Meeting**

Unless a park or recreation area permit has been issued, no person shall conduct or participate in any public meeting, assemblies, entertainment, tournaments, religious gatherings, demonstrations, parades, processions or meetings on any subject including but not limited to, religious, social, political, or otherwise.

### **Noise**

No person shall use any loud speaker, public address system or other amplifying equipment nor shall any person play any loud musical instrument in any park or recreation area without a permit.

### **Other Power-Driven Mobility Devices (OPDMD)**

CCPRC authorizes persons with mobility impairments to use OPDMDs and EPAMDs in CCPRC parks and facilities subject to the following restrictions:

1. The operator of the device must be a person with a mobility impairment, and upon request by CCPRC officials, shall produce proof of such within 72 hours;
2. The device, if used in a facility or park, is allowed in any area in which the general public is allowed, with the exception of employee only spaces, stairways, and identified hazardous areas;
3. The device, if used indoors, must be controlled by the operator and:
  - a. may not exceed speed of 4 mph;
  - b. shall be driven on the right side of the circulation route;
  - c. is prohibited from carrying another person, or any object, on the frame that may make the device less stable; and

- d. must not be operated in a dangerous or reckless manner that jeopardizes the safety of the operator, CCPRC employees, or the public.
4. The device, if used outdoors in a park or facility, must be controlled by the operator and:
  - a. may not be operated between dusk and dawn unless equipped with headlights that are visible at 300’;
  - b. may not exceed speed of 6 mph;
  - c. shall not be driven into wet or ecologically sensitive areas, posted as such;
  - d. shall be driven on the right side of the circulation route;
  - e. is prohibited from carrying another person or any object on the frame that may make the device less stable; and
  - f. must not be operated in a dangerous or reckless manner that jeopardizes the safety of the operator, CCPRC employees, or the public.
5. CCPRC accepts no responsibility for storage or maintenance (refueling, recharging, etc.) of the device.
6. CCPRC accepts no liability for damage to, or theft of the device, or injury to the operator, whether caused by the operator, another facility or site visitor, or any other circumstance.
7. CCPRC accepts no liability for damage caused by the operator of the device, or injury to others caused by the operator of the device.
8. CCPRC reserves the right to suspend the use of facilities or sites by the operator of an OPMDP if doing so is in the best interests of the facility or site and its visitors.
9. CCPRC reserves the right to change, modify, or amend this procedure at any time, as it would any other procedure.

### **Penalties**

Any person who violates any of the rules or regulations shall be subject to suspension of access to recreation facilities and parks, as determined by the Chief Operating Officer or duly authorized representative or designee.

### **Pollution**

No person in any park or recreation area shall throw or place or cause to be thrown or placed, any dirt, filth, or foreign matter into the waters of any lake, pond, pool, river, tank or reservoir in any park or recreation facility.

### **Removal of Natural Resources**

No person in any park or recreation facility shall remove any rock, stone, plant, wood, or other materials or make any excavation by tools, equipment, blasting or other means or agency.

## **Rubbish**

No person in any park or recreation facility shall throw, place, cast, deposit, dump or cause to be thrown, any ashes, refuse, offal, vegetables, garbage, dross, cinders, shells, straw, shavings, paper, scrap, dirt or like matter, filth or rubbish of any kind in any park, playground, roads, ground, recreation area, except to place the same in cans or receptacles deposited in any can or receptacle provided for park use.

## **Sales and Solicitation of Sales**

No person shall sell, keep or offer for sale any tangible or intangible object, merchandise or thing or solicit for any trade, occupation, business or profession for any consideration, engaging in commercial activity, providing a service for compensation without a permit.

## **Service Animal Restrictions/Areas of Safety**

CCPRC may impose some restrictions on service animals for safety reasons. Restrictions are considered individually to determine if the animal poses a danger to others at CCPRC sites, or could be in danger itself, and to determine if other reasonable modifications can be provided to assure that the individual enjoys access to the park, facility, or program. Questions about restrictions on service animals should be directed to the contacts listed in Section II.

### Responsibilities of Individuals Using Service Animals

An individual with a service animal is responsible for the following:

1. Responding truthfully to the limited and appropriate inquiries that may be made by employees regarding the service animal.
2. Ensuring that the animal meets any local licensing requirements, including maintenance of required immunizations for that type of animal, and upon request by CCPRC officials, shall produce proof of such within 72 hours.
3. Partners/handlers must ensure that the animal is in a harness or on a leash or tether at all times. Exceptions may be considered individually and require the demonstration of control of the service animal by the handler.
4. Partners/handlers must ensure that the animal is under control and behaves properly at all times. The supervision of the animal is solely the responsibility of its partner/handler. If the animal's behavior results in a hygiene problem, or the animal acts in a threatening manner, CCPRC may require the partner/handler to remove the service animal from the site.
5. Partners/handlers must ensure that all local ordinances or other laws regarding cleaning up after the animal defecates are strictly adhered to. Individuals with disabilities who cannot clean up after their own service animals are not required to pick up and dispose of feces and are asked to contact a staff member to request assistance.

6. Partners/handlers must keep the service animal in good health. If the service animal becomes ill, the partner/handler must remove it from the area. If such action does not occur, CCPRC staff may require it to leave.
7. CCPRC may exclude a service animal from any or all parts of its property if a partner/handler fails to comply with these restrictions, and in failing to do so, fundamentally alters the nature of programs, services, or activity offered by CCPRC.
8. CCPRC may exclude a service animal from any or all parts of its property if a partner/handler fails to control the behavior of a service animal and it poses a threat to the health or safety of others.

### Requirements for CCPRC Staff, Registrants, and Visitors

Members of CCPRC staff, participants and authorized users, and visitors of CCPRC sites are responsible for the following:

1. Allow service animals to accompany the partner/handler at all times and anywhere at a site except where animals are specifically prohibited, such as at specific areas of a zoo.
2. Refrain from distracting a service animal in any way. Do not pet, feed, or interact with the animal without the partner/handler's invitation to do so.
3. Shall not separate a partner/handler from a service animal.
4. CCPRC may take disciplinary action against any individual who fails to abide by these guidelines.

### Temporary Exclusion of Service Animals

A participant or authorized user, employee, or visitor may report a concern regarding a service animal to CCPRC staff.

1. Temporary Exclusion of a Service Animal Used by a Participant or Visitor:
  - a. In response to an immediate concern, CCPRC staff may determine that a service animal must be temporarily removed from parks, sites, or facilities. The employee authorized to make such decisions at that site, park, or facility shall notify the participant or visitor of this decision and that the incident will be reported immediately to the CCPRC ADA Coordinator. The employee shall then report the incident to the ADA Coordinator.
  - b. The ADA Coordinator (or designee) will investigate all reported concerns and incidents where service animals have been temporarily removed from sites, parks,

and facilities. The ADA Coordinator (or designee) will consult with appropriate CCPRC personnel and determine whether or not the animal should be excluded from sites, parks, and facilities for an extended period of time or permanently. The ADA Coordinator (or designee) will notify the participant, authorized user, or visitor of his or her decision.

- c. If it is appropriate for the service animal to be excluded from sites, parks, or facilities permanently, the ADA Coordinator (or designee) will work with other CCPRC staff to ensure the participant, authorized user, or visitor receives appropriate reasonable modifications in place of the use of a service animal.
2. A participant, authorized user, or visitor who does not agree with the decision regarding removal from the premises may file an accessibility complaint through CCPRC's ADA Grievance Process.

### Conflicting Disabilities

Individuals with medical issues (such as respiratory diseases) who are affected by animals should contact CCPRC's ADA Coordinator if they have a concern about exposure to a service animal. The individual may be asked to provide medical documentation that identifies a disability and the need for a modification. The appropriate CCPRC staff will facilitate a process to resolve the conflict that considers the needs and conditions of all persons involved.

### Clarifying an Animal's Status

A service animal is not required to wear a cape, vest, or other symbols. It may not be easy to discern whether or not an animal is a service animal by observing the animal's conduct or the partner or handler. However, in other cases, an animal may only have a leash, and in still other situations, the partner/handler's disability is not apparent. Therefore, it may be appropriate for designated CCPRC staff such as facility managers, site directors, area staff, or administrative staff to ask (1) whether the animal is required because of a disability, and (2) what work or task the animal has been trained to perform.

### Emergency Situations

Emergency Responders (ERs) are trained to recognize service animals and to be aware that animals may try to communicate the need for help. Also, an animal may become disoriented from the smell of smoke in a fire or facility emergency, or from sirens, wind noise, or shaking and moving ground.

A partner/handler, service animal, and team may be confused in any stressful situation. ERs will remember that animals may be trying to be protective and, in its confusion, should not be considered harmful. ERs should make every effort to keep a service animal with its partner/handler; however, the ER's first effort should be toward the partner/handler, which may result in the animal being left behind in some emergency evacuation situations.

### **Signs**

No person shall post or affix to any tree, shrub, plant, fence, building, structure, monument, wall, table, apparatus, bridge, post, bench, gate or any other physical object, any sign, poster, or other printed or written matter in any park or recreation area without a permit.

### **Sleeping, Camping, Lodging**

No person shall sleep, camp, lodge, or park a vehicle overnight in any park or recreation area except in such areas as designated for such purposes, and then only with a permit.

## **Traffic**

1. No person shall operate, drive, or park any motor vehicle or other vehicle upon any road, driveway, path, parking area or other area unless such road, driveway, path, parking area or other area has been designated for such purpose. No person shall cause any vehicle for hire to stand upon any part of a park or recreation area for the purpose of soliciting passengers.
2. No person shall operate an off-the-road motor-driven vehicle including but not limited to a mini-bike, motorcycle, dune mobile, amphibious vehicle or any motorized device except on designated roads, trails, or areas posted for such use without a permit.
3. No person shall drive a vehicle at a rate of speed exceeding five (5) miles per hour in any county park unless the roadway has a sign posting a greater speed limit. No person shall disobey traffic signs.
4. No person shall enter or exit from any park or recreation facility in any vehicle except on entrances and exits established for such purpose.
5. Any vehicle stopped or standing in any manner in violation of existing parking rules shall be guilty of a violation and such vehicle may be towed and/or impounded at the owner's/operator's expense.
6. When a motor vehicle is found parked in a county park or recreation area, the registration plate displayed on the vehicle shall constitute prima facie evidence that the owner of the vehicle was the person who parked it on the location where found.

## **Trees and Vegetation**

No person(s) in any park, or recreation area shall remove, damage, cut, carve, or transplant, any tree, shrubbery, lawn, plant or injure the bark or pick the flowers. It is unlawful for any person(s) to remove, cut, break or otherwise destroy sea oat plants or any part thereof. No person shall attach any rope, wire, or other contrivance to any tree or plant in any park or recreation facility.

## **Trespass**

No person shall enter or remain on park or recreation facilities without a permit during closing hours, if the closing hours are posted at the entrance of the park or recreation facility. No person shall enter or remain on park or recreation facilities without a permit after such person receives notice of the closing hours from a Commission employee.

## **Utilities**

No person, firm or corporation shall locate any utility upon any park or recreation facility without receiving a permit.

## **Violation of a Rule**

No person who has violated a rule shall remain in a park or recreation facility after a Commission

employee, police officer, or sheriff's deputy requests such person to leave or vacate a park or recreation facility.

### **Water Activity**

No person(s) shall swim, dive, fish, or use boats or surfboards in any area in any park or recreation area unless such area is specifically designated for such purpose.

## **Section 6 – Park Entrance**

No one shall enter a park or recreation facility without first obtaining an entrance pass or pay the proper fee.

## **Section 7 – Permits**

The Chief Operating Officer or duly authorized representative or designee may issue a permit when it has been established...

1. That the proposed activity will occur within an area which is proper for that activity to occur.
2. That the proposed activity or use will not unreasonably interfere or detract from the general public enjoyment of the park or recreation area.
3. That there are adequate facilities, equipment, and personnel in the proposed areas so that the proposed activity will not impair the health, safety, welfare, or recreation of the general public.
4. That the desired facility, equipment or program has not been reserved for other use at the time requested.
5. That the applicant will deposit the proper fee as established for the activity.
6. When the proposed activity entails the distribution of any literature, handbill, program or other printed matter, the Chief Operating Officer or duly authorized representative or designee may require the posting of sufficient monies or a bond to cover cleaning costs arising from the distribution of the printed matter.
7. All permits shall be approved by the Chief Operating Officer or by his/her duly authorized representative.
8. In the event any proposed activity may constitute a hazard to any person or property, the Chief Operating Officer or duly authorized representative or designee as a condition to the



issuance of a permit may require public liability insurance in an amount appropriate to protect such person or property.

9. In the event any applicant is refused a permit, the Chief Operating Officer or duly authorized representative or designee shall notify the applicant within a reasonable time period of the reason for refusing such permit.
10. The applicant may appeal the refusal of the permit, after notification of such refusal, by filing a petition with the Executive Director, stating why the applicant should receive a permit.
11. The Chief Operating Officer or duly authorized representative or designee shall have the authority to revoke a permit upon finding a violation of any rule or regulation.

## **Section 8 – Animals**

This section does not apply to service animals as defined or interpreted by the Americans with Disabilities Act.

It shall be unlawful to have animals in the areas of County parks where animals are expressly prohibited. The term “animals” includes but is not limited to dogs, cats, primates, snakes, rodents, members of the ferret and weasel family, swine, and any other animal kept in domestication. All snakes, ferrets and rodents must be kept in proper cages at all times. All other animals allowed in parks shall be attended and, on a leash, not more than six (6) feet long except for dogs in an officially designated “off-leash” area. This restriction shall not apply to Commission employees conducting educational programs or dogs in officially designated “off-leash” areas. Dogs in off-leash areas shall be attended by the owner, have current required vaccinations, and are subject to operational rules established by the Commission for the designated area. Animal excrements shall be properly disposed of by its owner or agent. Any animal found not in the possession or immediate control of its owner or the owner’s agent, or any animal creating a disturbance or nuisance, may be ejected from the park.

## **Section 9 – Park Administration**

### **Designated Areas**

The Commission shall have the power to designate areas and facilities in park and recreation facilities for specific activities, and to prohibit other activities within the designated area.

Walking on sand dunes is strictly prohibited at all beach parks. The Chief Operating Officer or duly authorized representative or designee shall be the official custodian of a list of all areas which have been designated for specific activities. Such list shall contain a description of the property which is designated for a specific activity and the nature of the activities which are permitted. The Commission is authorized to post designated areas when, in their discretion, such posting is appropriate.

### **Park Personnel or Deputies**

The Chief Operating Officer or duly authorized representative or designee shall appoint park personnel or deputies who shall be responsible for the enforcement of park rules and regulations and shall have the power to eject and expel any person from a park or recreation facility for violation of any park rule or regulation and report the violation of any federal, state, or local law to the proper law enforcement agency.

### **Section 10 – Severability**

In the event any section, paragraph or phrase of this Policy is declared invalid by a court of competent jurisdiction, such section, paragraph or phrase shall be deemed a separate provision of this resolution and shall not affect the validity of other parts of this resolution.

### **Section 11 – Repeal of Conflicting Provisions**

Any and all provisions of Commission policy or rules which conflict with this resolution are hereby repealed.

## **Resolution**

This resolution shall become effective immediately upon its adoption.

DONE AND ADOPTED, AS AMENDED, in regular session this 19 day of April 2021.

CHARLESTON COUNTY PARK AND RECREATION COMMISSION  
CHARLESTON COUNTY  
SOUTH CAROLINA