

DAGGETT COUNTY
ORDINANCE 24-09

AN ORDINANCE OF THE DAGGETT COUNTY COMMISSION AMENDING DAGGETT COUNTY
CODE 6-1-4 REQUIRING COMPLIANCE WITH RULES AND REGULATIONS ADOPTED FOR
DAGGETT COUNTY PARKS AND AMENDING CHAPTER 6-1-1 PARKS AND GROUNDS.

WHEREAS, Daggett County owns, operates, manages or regulates certain parks located within Daggett County for the use and benefit of the public; and

WHEREAS, Daggett County has invested and continues to invest public funds and resources in the establishment, maintenance, and improvement of Daggett County parks, equipment and facilities; and

WHEREAS, in order to preserve the various parks, equipment and facilities for their intended purposes and to protect the parks, equipment, facilities, and individuals using the parks, equipment and facilities, it is necessary to establish rules and regulations to be followed by individuals and groups using the parks, equipment and facilities; and

WHEREAS, the Daggett County Commission finds that it is in the best interests of the public health, safety, and welfare that the rules and regulations adopted for the Daggett County parks, equipment and facilities be enforceable, and that penalties be established for violations thereof

NOW THEREFORE, by the Governing Body (Daggett County Commission) of Daggett County, State of Utah as follows:

SECTION 1: PURPOSE.

The purpose of this ordinance is to fulfill the requirement of government to promote the public health, safety and welfare of the residents of Daggett County. This ordinance amends Title 8, Land Use Regulations, Chapter 13, Wind Systems, Daggett County Code. The intent of this ordinance is to update and replace Title 8, Chapter 13 of the Daggett County Code in order to more accurately align with the general plan of Daggett County, and to more effectively provide for the health safety and welfare of the citizens of Daggett County.

SECTION 2: AUTHORITY.

The Daggett County Commission adopts this ordinance pursuant to Title 1, Chapter 1, Section 3 of the Daggett County Code and other authorities and provisions of Utah Statutory and Common laws as applicable.

SECTION 3: PROVISIONS.

Pursuant to §17-53-208(3) U.C.A. this ordinance shall take effect fifteen (15) days after it is adopted and signature by the Daggett County Commission.

SECTION 4: EXISTING SECTIONS NOT AFFECTED.

No change to the remainder of Title 6 or any other Title, Chapter, or Section in the Daggett County Code is intended or made hereby, and said code Title, Chapter, and Sections shall remain in full force and effect.

SECTION 5: ADOPTION "Section 6-1-4 4, "Parks and Grounds" of the Daggett County Code is hereby *Amended* as follows:

ADOPTION

6-1-1 PARKS AND GROUNDS:

A. Exclusive Use: Permit Required; Commercial Sales Prohibited:

1. Any person, group or organization desiring to use a Daggett County Park, or any portion thereof, on an exclusive basis, or any person, group or any organization desiring to use the park equipment for a public gathering to the exclusion of other persons or for the purpose of holding meetings, either public or private in nature, shall do so only after obtaining a reservation permit from the authorized agency and, when required, upon payment of an appropriate fee for the privilege of reserving the area for a given period of time.

2. It is unlawful to sell anything in a County Park, County building or County facilities, or to engage in any commercial activity in a County park, whether for profit or otherwise, without the prior written consent of the County Commission.

3. Any violation of this provision shall be punished as a Class B misdemeanor and, upon conviction, subject to penalty as provided in section 1:4:1 of the Daggett County Code.

B. Unlawful Acts:

1. It is unlawful for any person or persons to scratch, cut, injure, burn, or deface any of the buildings, fences, structures, equipment, or any other improvement, or to cut or injure flowers, flower beds, trees or shrubs within the parks, or for the owner of any dog to allow the same to run at large within the parks and grounds of the County.

2. Other than in designated barbeque, and firepit areas, it is unlawful for any person or persons to ignite, burn, scorch, char, or start or maintain a fire in any area within a County park.

3. Any violation of this provision shall be punished as a Class B misdemeanor

and, upon conviction, subject to penalty as provided in section 1:4:1 of the Daggett County Code.

C. Parking Regulations within or around public parks and grounds:

1. It is unlawful to park any vehicles within the public property, parks or grounds, in such a way as to block the roads provided for public traffic; or where public parking is provided to park other than in the public parking areas.

2. Any violation of this provision shall be punished as an infraction and, upon conviction, subject to penalty as provided in section 1:4:1 of the Daggett County Code.

D. Possession Or Consumption of Alcoholic Beverages:

1. It is unlawful to possess or consume beer, liquor or any other alcoholic beverage within a County park or County building or facility, unless duly licensed by the County to possess, consume or sell any alcoholic beverage at that specific event. An application and law enforcement background check is required prior to approval by the commission.

2. It is unlawful to transport into, carry, bring into, possess or consume beer, liquor or any other alcoholic beverage within a County park or County building or facility, unless said alcoholic beverage is purchased from a vendor duly licensed by the County to sell alcoholic beverages at that specific event.

3. It is unlawful to transport from, carry, possess or consume beer, liquor or any other alcoholic beverage outside of a County park, County building or facility, once said alcoholic beverage has been purchased from a vendor duly licensed by the County to sell alcoholic beverages at that specific event.

4. Any violation of this provision shall be punished as a Class B misdemeanor and, upon conviction, subject to penalty as provided in section 1:4:1 of the Daggett County Code.

E. Park Curfew:

1. It is unlawful for any person to be in a County park or facility between the hours of ten o'clock (10:00 p.m.) and six o'clock (6:00 A.M.), unless prior written approval is properly obtained from the authorized agent managing the County parks and facilities.

2. Any violation of this provision shall be punished as a Class B misdemeanor and, upon conviction, subject to penalty as provided in section 1:4:1 of the Daggett County Code.

F. Overnight Camping:

1. No overnight camping or overnight stays will be allowed on County lands, in County parks, buildings or facilities, unless prior written approval is obtained from the County Commission, or the County develops a designated and posted area especially designed for camping or overnight stays.

2. Any violation of this provision shall be punished as a Class B misdemeanor and, upon conviction, subject to penalty as provided in section 1:4:1 of the Daggett County Code.

G. Commission Responsibility: The County Commission is ultimately responsible for proper maintenance, care and use of the buildings and facilities and the scheduling and use of those buildings and facilities.

H. Security: The Sheriff's Department is assigned responsibility for security of all County buildings and facilities, unless otherwise specifically designated.

6-1-2: RODEO GROUNDS:

The provisions of section .6-1-1 of this chapter dealing with parks, grounds facilities and equipment shall apply to the rodeo arena and facilities, except as otherwise specifically provided herein.

PASSED AND ADOPTED BY THE DAGGETT COUNTY COMMISSION this the _____ day of _____, 2024.

	AYE	NAY	ABSENT	ABSTAIN
Commissioner Matt Tippetts	_____	_____	_____	_____
Commissioner Jack Lytle	_____	_____	_____	_____
Commissioner Randy Asay	_____	_____	_____	_____

ATTEST:

DAGGETT COUNTY
BOARD OF COMMISSIONERS

Matt Tippetts,
Chairman

Brian Raymond
County Clerk

Approved as to Form

Kent E. Snider
Daggett County Attorney

DRAFT