

RESOLUTION NO. 107-2024

Date Adopted: May 22, 2024

Date Published: _____

A RESOLUTION AMENDING CHAPTER 20, ARTICLE IV OF THE SEDGWICK COUNTY CODE RELATING TO PARKS, LAKES AND RECREATIONAL FACILITY RULES

WHEREAS, on the 25th day of August, 1993, Sedgwick County, Kansas (“County”) approved Resolution 159-1993 which adopted the Sedgwick County Code;

WHEREAS, Chapter 20, Article IV of the Sedgwick County Code sets forth the rules, regulations and fees for the use of Sedgwick County parks, lakes, and recreational facilities, and for the enforcement thereof;

WHEREAS, current fees are no longer consistent with regional market rates for similar facilities and services;

WHEREAS, it has come to the attention of the County that the rules and regulations for camping violations should be revised to encourage the proper use and enjoyment of the facilities;

WHEREAS, the County Wishes to amend rules and regulations for the use and enjoyment of the parks subject to Article IV of the Sedgwick County Code;

WHEREAS, amendments are proposed to Sections 20-106, 20-109, 20-110, 20-113, 20-114, and 20-115 of the Sedgwick County Code; and

WHEREAS, the County is authorized pursuant to K.S.A. 19-101, *et seq.*, to enact and enforce this resolution; more specifically, K.S.A. 19-2803a allows the County to adopt, by resolution, reasonable rules and regulations regulating and licensing the use and enjoyment of any park, lake or other recreational area by the public and for the protection and preservation of such property.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SEDGWICK COUNTY, KANSAS that:

SECTION I. Sedgwick County Code Section 20-106 shall be amended to add the following definitions, with the remainder of such section remaining unchanged:

Camping Vehicle means any vehicular portable dwelling unit designed for a short-term occupancy such as any motor home, camper, travel trailer, tent trailer, truck or auto-mounted camping units, converted busses and truck and all other similar units whether self-propelled, pulled or hauled.

Garbage means any animal or vegetable waste resulting from the handling, preparing, cooking or consuming of food which will decay if not properly disposed of.

Large event means any event that is anticipated to involve or attract five hundred (500) or more people per day of operation of the event.

Litter means trash, waste, garbage, rubbish, ashes, cans, wire, paper, cartons, boxes, glass, container, packaging material, carcass of a dead animal.

Litter receptacle means a dumpster, trash can, trash bin, garbage can, or similar container in which litter is deposited for removal.

Rubbish means any solid waste, including, but not limited to, paper, cartons, boxes, wire, chips, shavings, bottles, glass containers, broken glass, crockery, tin or aluminum cans, cast or wooden ware, boxes, rags, paper goods, boots, tires, shoes, broken concrete, tree stumps or limbs, cinders, plastic, packaging material, clinkers or any waste material of any kind.

Waste means any trash, garbage, offal and other refuse or any substance, matter, or thing, liquid or solid, including, but not limited to, particles or objects made of paper, metal, glass, garbage, rubbish, rubber, fuel/oil, food matter, wood, fiber, and plastics.

SECTION II. Sedgwick County Code Section 20-109 shall be amended to read as follows:

Sec. 20-109. Fees, deposits and permits.

(a) *Lake Afton Park.*

(1) *Lake Afton Park shelter house and pavilion permit fees and deposits.* The permit fee and the deposit fee shall be paid to the park superintendent, by the permittee who shall be a person over the age of twenty-one (21) years. The deposit and permit fee must be paid at least thirty (30) days in advance of the use date. Failure of a proposed permittee to pay the deposit fee and the permit fee thirty (30) days in advance of the use date shall cause a forfeiture of the use date. A permit fee shall be non-refundable, except upon the

permittee's proof of extraordinary circumstances acceptable to the park superintendent. The deposit fee may be refunded after the use date to the permittee upon restoration of the premises to pre-use condition, subject to the park superintendent's approval of the restoration and the refund. The park superintendent shall issue to shelter permittee, at no additional cost, a reasonable number of recreational permits corresponding to the date of permittee's shelter rental. Persons seeking to reserve shelters #1, #2 or #5, or any combination thereof, at Lake Afton Park who also seek to reserve campsites near the relevant shelter(s) are required to pay all fees for those campsites, the shelter deposit fee and permit fee, in full thirty (30) days in advance of the reservation date. Afton Park shelter house permit fees shall be as follows:

Shelter #1: Thirty (30) feet by seventy (70) feet; two (2) bathrooms, kitchen and fireplace; capacity, one hundred forty (140):

Deposit	\$300.00
Rental per day (or any portion thereof)	\$220.00

Shelter #2: Forty-two (42) feet by twenty-seven (27) feet; two (2) twelve-foot, standup tables, air-conditioning; capacity, seventy-six (76):

Deposit	\$300.00
Rental first day (or any portion thereof)	\$110.00
Each consecutive day (or any portion thereof) thereafter	\$55.00

Shelter #4: Six (6) picnic tables; capacity, fifty (50):

Rental first day (or any portion thereof)	\$55.00
Each consecutive day (or any portion thereof) thereafter	\$27.50

Shelter #5: Thirty (30) feet by forty (40) feet; air-conditioning; capacity, seventy-five (75):

Deposit	\$300.00
Rental first day (or any portion thereof)	\$110.00
Each consecutive day (or any portion thereof) thereafter	\$55.00

Pavilion: Includes kitchen; capacity, one hundred ten (110):

Deposit	\$300.00
Per day (or any portion thereof)	\$220.00

A day means the period of time between 8:00 a.m. and the 12:00 midnight immediately following.

(2) *Recreational permit.* Except as provided herein, a valid recreational permit is required to use a motor vehicle within Lake Afton Park and shall be prominently displayed on the vehicle. The park superintendent shall issue daily and annual recreational permits.

(a) *Purchase of permits.* Permits may be purchased from a designated fixed location within the park at the following rates:

1. Daily recreational permit (valid until noon of the calendar day following purchase) \$5.00
2. Annual recreational permit (valid for the calendar year) \$30.00
Additional vehicles having same ownership \$15.00
3. Daily recreational permits purchased from park employees not at a fixed location will be assessed an additional five dollars (\$5.00) per permit.

(b) *Exceptions.*

1. A recreational permit shall not be required for the following vehicles: motor vehicles used in the operation or maintenance of the parks or other county areas; emergency vehicles; county-owned vehicles; law enforcement vehicles; vehicles towing a vessel or boat which has a boat permit; vehicles used by boy/girl scout groups; or private or government motor vehicles being operated on official business for a governmental agency or being operated during an emergency situation at the park.
2. A recreational permit shall not be required for the following vehicles: vehicles operated by staff, residents, vendors and visitors of the Lake Afton Public Shooting Range or the Lake Afton Public Observatory unless those persons are actively involved in recreation on the Lake Afton premises.
3. Persons participating in an event which is duly licensed for exclusive use of the park (or a portion thereof) shall not be required to display a recreational permit if they are directly participating in the event within the event organizer's area of exclusive use.
4. Persons participating in events at the Lake Afton Public Shooting Range and the Lake Afton Public Observatory shall not be required to purchase or display a recreational permit.

(3) *Lake Afton Park boating permit fees.* Fees for a Lake Afton boating permit purchased at the park office or at the self-pay station shall be as follows:

(a) Any unpowered vessel:

Per day (or any portion thereof) \$7.00

Annual resident permit \$45.00

(b) Electric—Up to 20 HP:

Per day (or any portion thereof) \$7.00

Annual resident permit \$45.00

(c) 21 HP—99 HP:

Per day (or any portion thereof) \$8.50

Annual resident permit \$55.00

(d) 100 HP and above:

Per day (or any portion thereof) \$10.00

Annual resident permit \$65.00

(e) Boat dealers for demonstration and testing purposes only:

Calendar year \$150.00

(f) Permit purchased from park employee. Boating permits are available for purchase in the park from park employees at an additional five dollars (\$5.00) per day for each permit.

(4) *Lake Afton Park camping permit fees.* Fees for a Lake Afton Park camping permit purchased at the park office or at the self-pay station shall be as follows.

(a) Rates:

Primitive, per day (or any portion thereof) \$13.00

Primitive, per week \$76.00

Electric, per day (or any portion thereof) \$17.00

Electric, weekly (or any portion thereof) \$104.00

(b) Senior citizens' and military rates:

Primitive, per day (or any portion thereof) \$12.00

Primitive, per week \$69.00

Electric, per day (or any portion thereof) \$15.00

Electric, weekly (or any portion thereof) \$90.00

- (c) Permit purchased from park employee. Camping permits purchased in the park from a park employee shall be assessed an additional five dollars (\$5.00) per day.
 - (d) Water hookup permits. Campers may obtain water hookups for an additional charge of two dollars and fifty cents (\$2.50) per day at some campsites.
 - (e) Lake Afton Park large group discounts. Large groups wishing to camp at Lake Afton Park may contact the park superintendent about reduced rates. Advance notice to the park superintendent must be given and a deposit to be determined by the park superintendent based on the size of the group.
 - (f) Recreational permit. Recreational permits corresponding to the dates of the camping permits will be issued by the park superintendent at no additional cost.
 - (g) Use of dump station. The fee for use of a dump station is five dollars (\$5.00) per use which will be waived with purchase of a recreational permit.
 - (h) Camping fees are waived for boy/girl scouts camping in areas designated by park superintendent.
 - (i) Camping vehicle limit. A camper is allowed to have one (1) camping vehicle per campsite. Such camping vehicle shall be used for overnight accommodation. No other camping vehicles shall be allowed at the campsite.
 - (j) Trailer limit. A camper is allowed to have one (1) trailer per campsite, provided that such trailer is used for transportation of a vessel or a personal watercraft.
 - (k) Outdoor lighting at night with one (1) bulb (100-watt maximum) is allowed. Additional lighting (more than one (1) bulb, bulb over one hundred (100) watts or during day) is two dollars (\$2.00) per day.
 - (l) Any person camping at Lake Afton Park who fails to make a timely payment upon the expiration of a permit, yet remains camping at Lake Afton Park, shall be charged a fine of seven dollars (\$7.00) per day for all days such person camps at Lake Afton Park after the expiration of their permit.
- (5) *Lake Afton special event fees.* Special event fees are in addition to large event fees and shelter fees/deposits. Daily fees for special events at Lake Afton Park shall be as follows:
- (a) Car shows \$250.00
 - (b) GoKart/road races (within West Side) \$375.00
 - (c) Special event without shelter—Up to 499 people \$175.00/day

(d) Vendor/promotional booths. If any of the above activities involves the presence of vendor or promotional booths, an additional booth fee will apply. This additional fee will be determined by the park superintendent based on the number of displays and/or the organization's revenue projections. If a non-profit organization presents written proof to the park superintendent of 501(c)(3) status, said organization will be given consideration for exemption from this fee.

(6) *Lake Afton Park large event and large event fee.*

(a) Applications for large events shall be reviewed for eligibility in accordance with the applicable county policy.

(b) In addition to all other fees, large events at Lake Afton Park shall be assessed a daily large event fee as follows:

500—1,000 people \$250.00

1,001—3,000 people \$500.00

3,001—5,000 people \$750.00

Non-profit groups (proof of 501c3 status required):

Runs/walks/bicycle/cross country meets \$100.00

Runs/races (with use of Pavilion or Shelter #1) \$225.00

Runs/races (with use of Shelter #2) \$170.00

Runs/races (with use of Shelter #5) \$170.00

Other events by non-profit organizations—

Fees negotiated at the discretion of park superintendent.

(7) Except as otherwise provided in subsection (a), each and every person using Lake Afton Park shall be charged the same fees and other charges.

(b) *Sedgwick County Park.*

(1) *Sedgwick County Park shelter house permit fees and deposits.* The permit fee and a deposit fee shall be paid to the park superintendent by the permittee (who shall be a person over the age of twenty-one (21) years) at least thirty (30) days in advance of the use date. Failure of a proposed permittee to pay the deposit fee and the permit fee thirty (30) days in advance of the use date shall cause a forfeiture of the use date. A permit fee shall be non-refundable, except upon the permittee's proof of extraordinary circumstances acceptable to the park superintendent. The deposit fee may be refunded after the use date to the permittee upon restoration of the premises to pre-use condition.

subject to the park superintendent's approval of the restoration and the refund. Sedgwick County Park shelter house fees are as follows:

- Small open-sided shelter #5, per day (or any portion thereof) \$27.50
- Medium open-sided shelter #1 and #2, per day (or any portion thereof) \$66.00
- Large open-sided shelter #4, per day (or any portion thereof) \$100.00
- "Horseshoe" enclosed shelter, per day (or any portion thereof) \$165.00
- "Plum" enclosed shelter, per day (or any portion thereof) \$300.00
- "Sunflower" or "Cottonwood" enclosed shelters, per day (or any portion thereof) \$220.00
- "Wheatland" shelter, per day (or any portion thereof) \$100.00
- BBQ grill rental, per day (or any portion thereof) \$40.00
- Deposit for Horseshoe, Plum, Sunflower and Cottonwood shelters \$300.00

Rental for a day means the period from 9:00 a.m. until 9:00 p.m. immediately following.

(2) *Sedgwick County Park special event fees.* Special event fees are in addition to large event fees and some shelter fees/deposits. Daily fees for the following special events shall be as follows:

- (a) Car show \$250.00
- (b) Festivals, carnivals, Pow Wows, etc. \$350.00
- (c) Remote control boat race events \$100.00
- (d) Special event without shelter—Up to 499 people \$175.00/day
- (e) Vendor/promotional booths. If any of the above activities involves the presence of vendor or promotional booths, an additional booth fee will apply. This additional fee will be determined by the park superintendent based on the number of displays and/or the organization's revenue projections. If a non-profit organization presents written proof to the park superintendent of 501(c)(3) status, said organization will be given consideration for exemption from this fee.

Rental for a day means the period from 9:00 a.m. until 9:00 p.m. immediately following.

(3) *Sedgwick County Park large event and large event fee.*

- (a) Applications for large events shall be reviewed for eligibility in accordance with applicable county policy.

(b) In addition to all other fees, large events at Sedgwick County Park shall be assessed a daily large event fee as follows:

500—1,000 people \$250.00

1,001—3,000 people \$500.00

3,001—5,000 people \$750.00

No events allowed over 5,000 people

Non-profit organizations (proof of 501c3 status required):

Runs/walks/bicycle/cross country meets \$100.00

Runs/races (with use of Horseshoe Shelter) \$160.00

Runs/races (with use of Sunflower or Cottonwood Shelter) \$225.00

Runs/races (with use of Plum Shelter) \$275.00

Other events by non-profit organizations: Fees negotiated at the discretion of park superintendent.

(4) *Sedgwick County Park informational sign rental.* An informational sign may be rented from the park superintendent. Sign rental fees are as follows:

One week \$60.00

No other signage may be placed on park property. Placing signage on park property may cause forfeiture of the deposit.

(5) Except as otherwise provided in subsection (b), each and every person using Sedgwick County Park shall be charged the same fees and other charges.

(6) *Weekday shelter house discounts at Sedgwick County Park.* On Mondays through Thursdays, with the exception of the holidays as defined specific to this section as indicated below, the following discounted shelter house rental rates shall apply at the Sedgwick County Park:

Small open-sided shelter #5, per day (or any portion thereof) \$10.00

Medium open-sided shelter #1 and 2, per day (or any portion thereof) \$45.00

Large open-sided shelter #4, per day (or any portion thereof) \$75.00

"Horseshoe" enclosed shelter, per day (or any portion thereof) \$100.00

"Plum" enclosed shelter, per day (or any portion thereof) \$200.00

"Sunflower" or "Cottonwood" enclosed shelters, per day (or any portion thereof)
\$150.00

"Wheatland" shelter, per day (or any portion thereof) \$75.00

All of the other provisions contained within section 20-109(b) shall continue to apply to shelter house rentals at Sedgwick County Park.

To the extent any shelter house rentals at Sedgwick County Park do not indicate any discount under this section 20-109(b)(6), the regular fees indicated within section 20-109(b) shall apply to such facilities.

For purposes of this section, "holidays" shall include all legal holidays recognized by the State of Kansas within K.S.A. 35-107.

SECTION III. Sedgwick County Code Section 20-110 shall be amended to state as follows:

Sec. 20-110. Hours of operation; quiet hours; orders of park superintendent; tree trimming; damage or destruction of park property; loitering in restroom, littering.

(a) *Hours of operation.*

- (1) Sedgwick County Park shall be open to the public for its use and enjoyment in accordance with the rules and regulations set out in this article during the following hours:

January 1 through December 31, 6:00 a.m. to 10:00 p.m.

Exception: The hours of operation of Sedgwick County Park may be altered by the park superintendent for special events or by the board of county commissioners pursuant to any use resolution or written agreement.

Exception: Bike paths in Sedgwick County Park may be used at all hours.

- (2) Northeast Sedgwick County Park shall be open to the public for its use and enjoyment in accordance with the rules and regulations set out in this article during the following hours:

January 1 through December 31, sunrise to sunset

- (3) During the hours Sedgwick County Park and Northeast Sedgwick County Park are not open to the public, it is prohibited for anyone except park personnel, duly authorized code enforcement officers, law enforcement officers, or other persons specifically authorized by the board of county commissioners to be in these parks.

- (4) All other county parks, lakes, and recreational areas, excluding Sedgwick County Park and Northeast Sedgwick County Park, shall be deemed open to the public at all times unless otherwise directed by the board of county commissioners with reasonable notice to the public.
- (b) *Quiet hours.* Quiet hours shall be observed at any county park, lake, and recreational area between the hours of 10:00 p.m. and 7:00 a.m. The production, making, or maintaining of excessive noise during quiet hours is prohibited.
- (c) *Orders of park superintendent.* Orders of the park superintendent to any person to leave any county park, lake or recreational area or orders revoking any permit shall be obeyed.
- (d) *Tree trimming.* Trees within any county park, lake or recreational area shall not be trimmed, cut or destroyed without the express written permission of the park superintendent.
- (e) *Damage or destruction of park property.* Park property shall not be damaged, defaced or destroyed without the express written permission of the park superintendent.
- (f) *Loitering in restroom.* No person may loiter, loaf, wander, camp or remain idle in a restroom in any county park, lake or recreational area.
- (g) *Selling merchandise.* No person shall sell or offer for sale any merchandise, article or thing without having prior written permission of the park superintendent.
- (h) *Disposing of waste in parks.* No person shall bring into, leave behind, or dump any material of any kind, whether litter, rubbish, garbage, waste, or any other material, in any of the County-owned parks, nor utilize litter receptacles in any of the County-owned parks for disposal of any such material, except that waste, rubbish, ashes, or garbage arising from the normal use of the County-owned parks, such as through picnic, camping, or other permitted activity, may be disposed of on the parks grounds, provided such material is deposited in litter receptacles designated for such purpose. Each person using lands or waters of the park where litter receptacles are not provided shall remove any such material generated as a result of and during the person's use of the area from the parks grounds.
- (j) *Violations.*

- (1) *Be in park after hours.* It is a violation of this article for any unauthorized person to be in any county park, lake or recreational area at any time other than hours the particular park, lake or recreational area is open to the public. Be in park after hours is a class G violation.
- (2) *Fail to observe quiet hours/make excessive noise.* It is a violation of this article for any person to fail to observe quiet hours or to produce, make or maintain excessive noise at any county park, lake or recreational area. Fail to observe quiet hours/make excessive noise is a class G violation.
- (3) *Disobey park superintendent.* It is a violation of this article for any person to fail to obey an order of the park superintendent to leave any county park, lake or recreational area or to violate revocation of any permit ordered revoked thereby. Disobey park superintendent is a class G violation.
- (4) *Tree trimming.* It is a violation of this article for any person to cause the trimming, cutting or destruction of trees within the parks without the express written permission of the park superintendent. Tree trimming is a class H violation.
- (5) *Damage or destruction of park property.* It is a violation of this article for any person to damage, deface or destroy park property without the express written permission of the park superintendent. Damage or destruction of park property is a class H violation.
- (6) *Loitering in restroom.* It is a violation of this article for any person to loiter, loaf, wander, camp or remain idle in a restroom in any county park, lake or recreational area. Loitering in restroom is a class H violation.
- (7) *Selling Merchandise.* It is a violation of this article for any person to sell or offer to sell any merchandise, article or thing without having the prior written permission from the park superintendent. Selling merchandise is a class H violation.
- (8) *Littering Prohibited.* It is a violation of this article for any person to dump, discard, or deposit any material of any kind, whether litter, rubbish, garbage, waste, or any other material, in any of the County-owned parks, or utilize litter receptacles in any of the County-owned parks for disposal of any such material, except that waste, rubbish, garbage, or ashes arising from the normal use of the County-owned parks, such as through picnic, camping, or other permitted activity, may be disposed of on the parks grounds.

provided such material is deposited in litter receptacles designated for such purpose.
Littering shall be a class I violation.

SECTION IV. Sedgwick County Code Section 20-113(b) shall be amended to state as follows:

(b) *Camping at any county park, lake or recreational area; rules and regulations.*

- (1) A camper shall be prohibited from establishing a campsite unless a camper of that campsite has obtained the prior written permission of the board of county commissioners or obtained a current camping permit from the park superintendent or from the self-pay station.
- (2) A camper shall be prohibited from camping in any playground, beach or other area not designated for camping by the park superintendent.
- (3) A camper shall be prohibited from leaving a campsite unattended for a period exceeding twenty-four (24) consecutive hours without providing prior written notice to and acquiring authorization from the park superintendent. Failure to provide such notice shall serve as prima facie evidence that the campsite has been unattended for a period of twenty-four (24) consecutive hours.
- (4) A camper shall be prohibited from failing to pay all removal and storage fees incurred as a result of leaving a campsite unattended for a period exceeding twenty-four (24) consecutive hours.

Notice: After twenty-four (24) consecutive hours, an unattended campsite shall be removed and all property in and around said campsite shall be stored by the park superintendent for a fee chargeable to the camper, which fee shall be thirty dollars (\$30.00) for the removal and two dollars (\$2.00) per day (or any portion thereof) for storage. All property so stored by the park superintendent shall be deemed to have been abandoned at the conclusion of thirty (30) days from the date of storage if not redeemed by the camper pursuant to this subsection. All such property shall thereupon become the property of the county and shall be disposed of according to Sedgwick County Code chapter 16, article III. Any person who camps at any county park shall be deemed to have agreed to such removal, storage, fee payment, and

abandonment policy and shall be deemed to have released the park superintendent and the county from any and all liability for damages to such property incurred during or by virtue of the removal, storage and disposal.

- (5) A camper shall be prohibited from erecting, using, or maintaining electrical lines that interfere with or are strung across roadways or trailways.
- (6) A camper shall be prohibited from using any portable generator without prior written approval of the park superintendent.
- (7) A camper shall be prohibited from erecting, using, or maintaining any clothes line or wire unless except it is affixed to a vehicle owned by the camper and is in active use. Camper shall promptly remove any such clothes line or wire when not in use.
- (8) A camper shall be prohibited from establishing a campsite within one hundred fifty (150) feet of electrical service without paying the applicable rate for electrical service, regardless of whether such service is utilized by the camper.
- (9) A camper shall be prohibited from having any portion of their campsite, as defined in Sec. 20-106, closer than 30 feet to any public use shelter.
- (10) A camper shall not use any tarps on park grounds, except: during inclement weather, or as specified in Sec. 20-115(b)(3), or when used to make a tent or temporary overnight shelter, or on vehicles and trailers in the act of entering or exiting the park, or to cover open trailers while on park grounds.
- (11) Persons reserving shelters 1, 2, or 5, or any combination thereof, at Lake Afton Park may also reserve campsites near the relevant shelter(s) but only if all fees for those campsites, including the shelter deposit fee and permit fee, are paid in full thirty (30) days in advance of the reservation date.
- (12) A camper shall be prohibited from establishing a campsite at any one (1) camping area or limited stay area for longer than fourteen (14) consecutive days. Failure of a camper to vacate from a camping area or limited stay area and vacate the park grounds after the fourteenth consecutive day will result in the assessment of an additional per day late moving fee of fifteen dollars (\$15.00) for each day past the fourteen-day stay limit. Also, to the extent that a camper stays past the fourteen-day stay limit by a number of days.

such number of days shall be subtracted from such camper's next fourteen-day stay limit and the total number of days the camper is allowed to stay within a single calendar year.

- (13) A camper who stayed at the same campsite for more than seven (7) consecutive days and left for less than five (5) consecutive thereafter shall be prohibited from re-establishing a campsite in the same camping area or limited stay area, but may establish a campsite in another camping area or limited stay area, provided that the camper has a valid camping permit.
- (14) Upon completion of fourteen (14) consecutive days of camping, each camper and all property of each camper shall be absent from Sedgwick County Parks Department managed property for at least five (5) consecutive days. Camper, as used in this subsection of the Code, means any individual, group, and/or camping unit.
- (15) Dumping sewage from a recreational vehicle is permitted only at designated dump stations. Any other use of dump stations is prohibited.
- (16) If a camper fails to pay any required fees after four (4) days, the camper will be required to leave the park.
- (17) Any combination of two (2) or more campers shall be prohibited from teaming, or acting in unison, to secure any campsite for longer than fourteen (14) days.
- (18) Any vehicle, camper, or trailer that is required by Kansas law to have a valid and current license plate or temporary tag shall be required to display said plate or tag on said vehicle, camper, or trailer in order to be able to establish a campsite.
- (19) A camper shall be prohibited from causing, maintaining, or permitting to be maintained a nuisance upon a campsite.
- (20) A camper shall be limited to fifty-six (56) total days of camping per one (1) calendar year. Camper, as used in this section, means any individual, group, and/or camping unit.

SECTION V. Sedgwick County Code Section 20-113(c) shall be amended to state as follows:

- (c) *Violations.*

- (1) *Fail to obtain camping permit.* It is a violation of this article for a camper to fail to obtain the prior written permission of the board of county commissioners or to obtain a current camping permit from the park superintendent or from a self-pay station. Fail to obtain camping permit is a class G violation.
- (2) *Unlawfully obtain camping permit.* It is a violation of this article for any person to obtain a camping permit from a self-pay station without paying the required fee(s) set forth herein. Unlawfully obtain camping permit is a class G violation.
- (3) *Possess, show or retain unlawfully obtained camping permit.* It is a violation of this article for any person to possess, show or retain a camping permit that was unlawfully obtained from a self-pay station. Possess, show or retain unlawfully obtained camping permit is a class G violation.
- (4) *Fail to camp in designated area.* It is a violation of this article for a camper to camp in any playground, beach or other area not designated for camping by the park superintendent. Fail to camp in designated area is a class G violation.
- (5) *Leave campsite unattended.* It is a violation of this article for a camper to leave a campsite unattended for a period exceeding twenty-four (24) consecutive hours without providing prior written notice to and acquiring authorization from the park superintendent. Failure to provide such notice shall serve as prima facie evidence that the campsite has been unattended for a period of twenty-four (24) consecutive hours. Leave campsite unattended is a class G violation.
- (6) *Fail to pay removal and storage fees.* It is a violation of this article for a camper to fail to pay all removal and storage fees incurred as a result of leaving a campsite unattended for a period exceeding twenty-four (24) consecutive hours. Fail to pay removal and storage fees is a class G violation.
- (7) *Cause interference by electrical lines.* It is a violation of this article for a camper to erect, use, or maintain electrical lines that interfere with or are strung across roadways or trailways. Cause interference by electrical lines is a class G violation.
- (8) *Use portable generator.* It is a violation of this article for a camper to use any portable generator without prior written approval of the park superintendent. Use portable generator is a class G violation.

- (9) *Use clothes line.* It is a violation of this article for a camper to erect, use, or maintain any clothes line or wire unless it is affixed to a vehicle owned by the camper and removed when not in active use. Use clothes line is a class G violation.
- (10) *Fail to pay electrical rate.* It is a violation of this article for a camper to establish a campsite within one hundred fifty (150) feet of electrical service without paying the applicable rate for electrical service, regardless of whether such service is utilized by the camper. Fail to pay electrical rate is a class G violation.
- (11) *Establish campsite in excess of fourteen (14) days.* It is a violation of this article for a camper to establish a campsite at any one (1) camping area or limited stay area for longer than fourteen (14) consecutive days. Establish campsite in excess of fourteen (14) days is a class G violation.
- (12) *Re-establish campsite in less than five (5) days.*
- a. It is a violation of this article for a camper to re-establish a campsite in the same camping area or limited stay area in less than five (5) days after camping in such area for more than seven (7) consecutive days. Re-establish campsite in less than (5) days is a class G violation.
 - b. It is a violation of this article for a camper to establish a campsite in any one (1) camping area or limited stay area upon completion of fourteen (14) consecutive days of camping, unless the camper and all property of the camper left the Sedgwick County Parks Department managed property for at least five (5) consecutive days prior to establishing a campsite. Establishing campsite in less than five (5) days after fourteen (14) consecutive days of camping is a class G violation.
- (13) *Improper use of dump station.* It is a violation of this article for any person to use a dump station for anything other than disposing of sewage from a recreational vehicle. Improper use of dump station is a class G violation.
- (14) *Remain at the park after failing to pay any required fees after four (4) days.* It is a violation of this article for a camper to remain at the park after failing to pay any required fees after four (4) days. Remain at the park after failing to pay any required fees after four (4) days is a class G violation.

(15) *Two (2) or more campers teaming, or acting in unison, to secure any campsite for longer than fourteen (14) days.* It is a violation of this article for two (2) or more campers teaming, or acting in unison, to secure any campsite for longer than fourteen (14) days. Two (2) or more campers teaming, or acting in unison, to secure any campsite for longer than fourteen (14) days is a class G violation.

(16) *Failure to display current license plate or temporary tag.* It is a violation of this article for any vehicle, camper, or trailer that is required by Kansas law to have a valid and current license plate or temporary tag to fail to display said plate or tag on said vehicle, camper, or trailer in order to establish a campsite. Failure to display current license plate or temporary tag is a class G violation.

(17) *Maintaining a campsite nuisance.* It is a violation of this article for a camper to cause, maintain, or permit to be maintained a nuisance upon a campsite after having been given two (2) warnings by the park superintendent or a designee of such park superintendent and a reasonable opportunity to correct the nuisance. Maintaining a campsite nuisance is a class G violation.

(18) *Exceeding the yearly camping limit.* It is a violation of this article for a camper to refuse to vacate or reenter with the intent to establish the park upon notice by the park superintendent or a designee of such park superintendent that camper has exceeded fifty-six (56) total days of camping in one (1) calendar year. Camper, as used in this section, means any individual, group, and/or camping unit. Exceeding the yearly camping limit is a class G violation.

(19) *Exceeding number of permitted camping vehicles.* It is a violation of this article for a camper to exceed the permissible number of camping vehicles per campsite as specified in Sec. 20-109(a)(4)(i) of this Code. Exceeding the permitted limit of camping vehicles is a class G violation.

(20) *Exceeding number of permitted trailers.* It is a violation of this article for a camper to exceed the permissible number of camping trailers per campsite as specified in Sec. 20-109(a)(4)(j) of this Code. Exceeding the permitted limit of camping trailers is a class G violation.

(21) *Camping closer than 30 feet to any public use shelter.* It is a violation of this article for a camper to have any portion of their campsite, as defined in Sec. 20-106 of this Code, to be within 30 feet of any public use shelter. Having campsite within 30 feet of public use shelter is a class G violation.

SECTION VI. Sedgwick County Code Section 20-114 shall be amended to add a new subsection (b), to rename currently existing subsection (b) into subsection (c), and to add new violation under subsection (c)(9) with the remainder of such section remaining unchanged:

- (b) *Fishing is prohibited at Northeast Sedgwick County Park.* Notwithstanding Sec. 20-114(a) fishing is prohibited at Northeast Sedgwick County Park.
- (c) *Violations.*

...

(9) *Fishing at Northeast Sedgwick County park.* It is a violation of this article for an angler to catch or catch fish by any method at Northeast Sedgwick County Park. Fishing at Northeast Sedgwick County park is a class G violation.

SECTION VII. Sedgwick County Code Section 20-115(b) shall be amended to state as follows, with the remainder of such section remaining unchanged:

- (b) *Shelter houses.*
 - (1) A person shall obtain a current shelter house permit from the park superintendent before using any shelter house which is enclosed.
 - (2) A person shall obtain a current shelter house permit from the park superintendent before using any shelter house at Sedgwick County Park which is open-sided and designated by park superintendent as a rentable shelter.
 - (3) A person shall obtain a current shelter house permit from the park superintendent before using the shelter house #4 at Lake Alton Park. Any person occupying an open shelter is permitted to temporarily enclose such shelter on one (1) side by the use of tarp or other soft, pliable materials only during inclement weather.

Notice: Any other shelter house at Lake Alton Park which is open-sided is available for use on a first come, first served basis.

(4) A person using any shelter house shall leave it in a neat and orderly condition.

SECTION VIII. Sedgwick County Code Section 20-115(d)(9) shall be amended to state as follows, with the remainder of such section remaining unchanged:

(d) Violations.

...

(9) Enclose a shelter house at Lake Afton Park.

- a. It is a violation of this article for a person to enclose any shelter house at Lake Afton except as specified in Sec. 20-115(b)(3). Enclosing a shelter house at Lake Afton Park is a class G violation.
- b. It is a violation of this article for a person to enclose any shelter house at Lake Afton Park on more than one (1) side during inclement weather. Enclosing a shelter house at Lake Afton Park on more than one (1) side during inclement weather is a class G violation.

SECTION IX. PRESERVATION.

All rights and remedies of Sedgwick County and the citizens and residents thereof are expressly preserved and saved as to any and all violations of Chapter 20, Article IV of the Sedgwick County Code and enacting resolutions that have accrued at the time of the effective date of this resolution. The court shall have all the powers that existed prior to the effective date of this resolution as to all such accrued violations. All provisions within Chapter 20, Article IV of the Sedgwick County Code not specifically modified by this resolution shall remain in place and be unaffected by this resolution.

SECTION X. SEVERABILITY.

Should any section, clause or provision of this resolution be declared by any court of competent jurisdiction to be invalid, the same shall not affect the validity of this resolution as a whole, or any part thereof, other than the part so declared to be invalid.

SECTION XI. PUBLICATION AND EFFECTIVE DATE.

The Sedgwick County Clerk shall publish this resolution three (3) times in the official county newspaper. This resolution shall take effect and be in force from and after: (a) its

approval and adoption by the Board of County Commissioners of Sedgwick County, Kansas; (b) upon its publication once each week in a newspaper of general circulation in the county for three consecutive weeks; and (c) upon the conspicuous posting at the entrance or entrances to the facilities covered hereby of the substance of these rules and regulations together with the penalties for violations hereof; Provided, that items indicated in (a) through (c) have occurred, this resolution shall be effective on the 31st day of May, 2024, and if such items have not occurred prior to such date, this resolution shall become effective upon the occurrence of items (a) through (c).

Commissioners present and voting were:

PETER F. MEITZNER
SARAH LOPEZ
DAVID T. DENNIS
RYAN K. BATY
JAMES M. HOWELL

aye
aye
aye
aye
aye

Dated this 22 day of May, 2024.

BOARD OF COUNTY COMMISSIONERS
OF SEDGWICK COUNTY, KANSAS

ATTEST:

KELLY B. ARNOLD, County Clerk

RYAN BATY, Chairman
Commissioner, Fourth District

SARAH LOPEZ, Chair Pro Tem
Commissioner, Second District

APPROVED AS TO FORM:



ARMAND SHUKAEV
Assistant County Counselor

PETER F. MEITZNER
Commissioner, First District

DAVID T. DENNIS
Commissioner, Third District

JAMES M. HOWELL
Commissioner, Fifth District