

**ORDINANCE GOVERNING THE USE OF
AREA DESIGNATED AS A RECREATION AREA
IN CRAVEN COUNTY**

ARTICLE V

Section 5-1.

THIS ORDINANCE shall be referred to as the Recreation and Parks Area Ordinance and is promulgated under the Craven County Recreation and Parks Department, an extension of Craven County, a body politic and corporate of Craven County (hereinafter referred to as “Recreation and Parks Department”).

The area is designated as the Cowpen Boat Landing site (hereinafter “Cowpen Boat Landing”), which is described in a deed recorded in Book 1327, Page 1090, Craven County Registry and shown on a plat recorded in Plat Cabinet F, Slide 137G, Craven County Registry, North Carolina.

The area is designated as the Spring Garden Landing site (hereinafter “Spring Garden Boat Landing”), which is described in a deed recorded in Book 841, Page 209, Craven County Registry, North Carolina.

Sec. 5-2. Purpose.

County agrees to provide free public boat access, including vehicle and trailer parking, at both Cowpen Boat Landing site and Spring Garden Boat Landing site and to keep the site open to the public at all times with no closure of the site except for repairs and improvement or emergency situations deemed necessary by County. County shall maintain the grounds and keep the same clear of debris and trash in and surrounding the site and take such care as is necessary to keep the grass mowed at regular intervals year round and litter removed. County shall have the right to exercise legal authority over the sites described herein and to regulate the use of the site by the participants.

Sec. 5-3. Use of areas regulated.

- (a.) No person shall leave any vehicle, boat trailer or other obstruction on any access area in such a location, position or condition that it will prevent, impede, or inconvenience the use by other persons of any ramp or other

facility constructed for the purpose of launching or landing boats. No person shall leave parked any vehicle, boat, boat trailer or other object at any place in the access area other than on such place or zone as is designated as an authorized parking zone and which has been posted or marked as such.

- (b) No person, when using the access area, shall deposit any debris or refuse anywhere on the grounds of the area. No person, when using the access area, shall do any act which is prohibited or neglect to do any act which is required by signs or markings placed on such area under authority of this ordinance for the purpose of regulating the use of the area. At any time when all designated parking zones in the access area are fully occupied, any person may enter and use such facilities, provided such person makes other arrangements for parking and violates none of the provisions of this ordinance or signs or markings made or posted pursuant to this ordinance.
- (c) It shall be a violation of this ordinance to use the access area for any purpose other than fishing, picnicking and the launching of boats and the parking of vehicles and trailers.
- (d) No person shall leave a bicycle lying on the ground or pavement or set it against trees, or in any place or position where other persons may trip over or be injured by said bicycle so placed. Bicycles shall be placed in a bicycle rack as provided for such purpose.
- (e) It shall be unlawful for any person to bring in, dump, deposit or leave any bottles, broken glass, ashes, paper, boxes, cans, dirt, rubbish, wastes, garbage or refuse or other trash in the recreation area. All such refuse, rubbish or waste shall be carried away from the recreation area by the person responsible for its presence and properly disposed of elsewhere.
- (f) It shall be unlawful for any person to bring in or leave animal carcasses on the sites. All such refuse or waste related thereto shall be carried away from the recreation area by the person responsible for its presence and properly disposed of elsewhere.

Sec. 5-4. Personal Conduct.

It shall be unlawful for any person to:

- (a) Engage in disorderly conduct of any kind within the site marked as the recreation area.
- (b) Engage in any activity, which may constitute a hazard to the safety of himself or other persons.
- (c) Engage in threatening language, play excessively loud music or engage in noisy conduct of any kind at any time within the area such that it unreasonably disturbs other patrons.
- (d) Interfere with or in any manner hinder any county employee in the performance of his duties to maintain, police and otherwise care for the area.

Sec. 5-5. Selling Items Prohibited.

Except as part of an approved event, it shall be unlawful for any person to solicit, peddle or beg within any area referred to herein or sell any merchandise or wares, provided that this section shall not apply to (a) any concession granted by the Recreation and Parks Department for a recreation event; or (b) any solicitation or sale of goods by nonprofit or civic groups, provided that a permit is obtained in advance from the Recreation and Parks Department.

Sec. 5-6. Exhibitor Shows.

Exhibitor shows may be allowed in designated park areas upon approval from the Recreation and Parks Department. The sponsoring organization obtaining the permit shall be responsible for all license fees as may be applicable.

Sec. 5-7. Picnic Area; Fires; Camping.

It shall be unlawful to:

- (a) Picnic in a place other than one designated for that purpose.
- (b) Make or kindle a fire in the recreation area except in a regularly constructed fireplace or grill provided by the Recreation and Parks

- (c) Leave a picnic area before the fire is completely extinguished and before all trash such as boxes, papers, cans, bottles, garbage and other refuse is carried away from the boat landing site by the user to be properly disposed of elsewhere.
- (d) Set up tents, shacks or any other temporary shelter for the purpose of overnight camping, nor shall any person leave in any park any movable structure or special vehicle on the premises to be used for such purpose, such as a camper-trailer, house trailer, motor home or the like.

Sec. 5-8. Alcoholic Beverages, Illegal Drugs, Firearms, Explosives.

- (a) It shall be unlawful for any person to display, consume or be under the influence of any alcoholic beverage or illegal drug of any nature upon the premises of the recreation area.
- (b) It shall be unlawful for any person, except law enforcement officers, to possess a loaded firearm or any other dangerous weapon of any nature, including but not limited to archery equipment, air rifles, BB guns, pellet guns or other arms designated to forcibly hurl a projectile or missile at any time or under any circumstances within the recreation area.
- (c) Any fireworks or explosives of any kind or nature shall be expressly prohibited except at approved and permitted events.

Sec. 5-9. Advertising, etc.

It shall be unlawful for any person to place or erect any structure, sign, bulletin board, post, pole or advertising device of any kind whatsoever in the recreation area, or to attach any notice, bill, poster, sign, wire, rod or cord to any tree, shrub, fence, railing, post or structure within the recreation area, except such persons as are authorized by the Director of the Recreation and Parks Department.

Sec. 5-10. General Regulations.

- (a) Misuse of facilities. Flagrant misuse of Recreational and Parks Department rules and regulations will result in forfeiture of future privileges.
- (b) Establishment, enforcement of rules, regulations. A copy of the rules and regulations governing the use of the Cowpen Boat Landing and Spring Garden Boat Landing may be obtained from the Recreation and Parks Department. A violation of any rules and regulations established by the Craven County Recreation and Parks Department shall constitute a violation of this ordinance.

Sec. 5-11. Authority of Director to Eject Disorderly Persons.

The Director of the Recreation and Parks Department or any authorized department employee shall have the authority to eject from the recreation area any person acting in violation of this ordinance.

Sec. 5-12. Enforcement.

This chapter may be enforced by any and all remedies authorized by N.C. Gen. Stat. § 153A-123 or other applicable law. In addition, anyone violating any of these provisions may be asked to leave immediately and may be subject to trespass for failing to do so.

Adopted by the Craven County Board of Commissioners this 2nd day of July, 2007.

CRAVEN COUNTY

BY: Johnnie Sampson Jr.
JOHNNIE SAMPSON, JR., Chairman
Craven County Board of Commissioners

ATTEST:

Gwendolyn M. Bryan
GWENDOLYN M. BRYAN
Clerk to the Board

(SEAL)

NORTH CAROLINA
CRAVEN COUNTY

I, Mary Ann K. Harper, a Notary Public of Craven County, do hereby certify that GWENDOLYN M. BRYAN personally appeared before me this day and acknowledged that she is the Clerk of Craven County, a body politic and corporate of the State of North Carolina existing by virtue of the laws of the State of North Carolina, and that by authority duly given and as the act of Craven County, the foregoing instrument was signed in its name by its Chairman, sealed with its corporate seal, and attested by herself as its Clerk.

WITNESS my hand and notarial seal, this 3rd day of July, 2007.

My Commission Expires:

9-20-09

Mary Ann K. Harper
NOTARY PUBLIC