

RESOLUTION NO. 3431
ADOPTING CITY OF STAMFORD PARKS AND RECREATION COMMISSION
PARKS & RECREATION FACILITY REGULATIONS

Section 1: Parking in Parks and Recreational Facilities: Permits.

(a) During the period from the Saturday of Memorial Day Weekend through Labor Day, inclusive, no person shall park any motor vehicle within the limits of any City park or recreational facility officially designated by the Parks and Recreation Commission and Office of Operations as “permit parking only,” except vehicles belonging to authorized employees of the City of Stamford on official business, or as otherwise permitted by the Parks and Recreation Commission and Office of Operations, unless such motor vehicle displays a Parks and Recreation parking permit duly issued to such vehicle by the City.

(b) No person shall park a motor vehicle within the limits of a “permit parking only” area within the limits of a City park or recreational facility while displaying an otherwise valid Parks and Recreation parking permit that has not been properly affixed to such vehicle according to the instructions furnished with the permit.

(c) In any proceeding for a violation of this section, in the absence of the operator of such motor vehicle the registered owner thereof shall be deemed prima facie to be the violator.

(d) Any person who violates subsection (a) of this section shall pay the then-current fine provided in the Code of Ordinances for parking in a municipal parking lot without a permit, and a new violation shall be deemed to have occurred each twenty-four hour period that the vehicle remains parked in violation thereof.

(e) Any person who violates subsection (b) of this section shall pay the then-current fine provided in the Code of Ordinances for improper display of a City parking permit, and a new violation shall be deemed to have occurred each twenty-four hour period that the vehicle remains parked in violation thereof.

Section 2: Misuse of Parking Permit.

(a) No person shall display a duly issued Parks and Recreation parking permit on a motor vehicle other than the one to which it was originally issued.

(b) No person shall alter, deface or change the registration or serial number written on a duly issued Parks and Recreation parking permit for the purpose of using it on a motor vehicle other than the one to which it was originally issued.

(c) No person shall receive, create, possess, use or attempt to use any facsimile or imitation of a Parks and Recreation parking permit, or any duly issued Parks and Recreation parking permit issued to a vehicle belonging to another person.

(d) No person who has been duly issued a Parks and Recreation parking permit shall sell, give or lend it to another person for use on a motor vehicle other than the one to which it was originally issued, nor shall any person sell, give or lend a facsimile or imitation of a Parks and Recreation parking permit to another.

(e) In any proceeding for a violation of this section, the operator of the vehicle or, where the operator cannot be identified, the registered owner thereof shall be deemed, prima facie, to be the violator; and in the case of a permit or facsimile or imitation permit unlawfully sold, given or loaned by one person to another, both may be cited for a violation of this section. In the case of a duly-issued permit unlawfully sold, given or loaned, the registration record for the vehicle registration inscribed on the permit shall be prima facie evidence that the registered owner of the vehicle bearing that plate was the individual who unlawfully sold, gave or loaned the permit.

(f) Any person who violates any provision of subsection (a) of this section shall be guilty of a Level 2 violation of these Regulations.

(g) Any person who violates any provision of subsection (b) of this section shall be guilty of a Level 3 violation of these Regulations.

(h) Any person who violates any provision of subsection (c) or (d) of this section shall be guilty of a Level 4 violation of these Regulations.

(i) Any permit or facsimile or imitation permit used in violation of this section shall be null and void and may be confiscated by any law enforcement officer for use in evidence or for return to the Office of Operations.

(j) Any vehicle bearing a permit or facsimile or imitation permit used in violation of this section may be issued a parking violation ticket for parking with a misused parking permit in lieu of the penalties provided in this section, and a new violation shall be deemed to have occurred each twenty-four hour period that such vehicle remains parked in violation.

Section 3: Denial of Entry to Parking Facility.

(a) No person who, having been denied entry to the parking area of any park or recreational facility by a reasonably identifiable employee, agent or contractor of the City of Stamford for failure to display a valid parking permit, shall proceed past such employee, agent or contractor in disregard of their instructions or fail to stop upon such individual's signal.

(b) No person shall give false information to such an employee, agent or contractor for the purpose of obtaining entry, without a Parks and Recreation parking permit, into a park or recreational facility where such a permit is required.

(c) Any person who violates any provision of this section shall be guilty of a Level 3 violation of these Regulations.

Section 4: Orders by Certain Employees or Law Enforcement Officers.

(a) No person on or about any beach, rock outcropping or other waterfront area within the limits of a park or recreational area, or within the waters appurtenant thereto, or in or about any City of Stamford swimming pool, shall disobey the lawful orders of any reasonably identifiable City of Stamford Lifeguard or any law enforcement officer.

(b) No person in or about any marina facility within the limits of a park or recreational area, or within the waters appurtenant thereto, shall disobey the lawful orders of any reasonably identifiable City of Stamford Dockmaster or any law enforcement officer.

(c) No person within the Terry Connors Skating Rink facility shall disobey the lawful orders of any reasonably identifiable rink employee or any law enforcement officer. (d) No person at any enclosed facility set aside or developed by the city as a facility for skateboarding or rollerblading, or on the grounds appurtenant thereto, shall disobey the lawful orders of any reasonably identifiable City of Stamford employee or agent assigned to said facility, or any law enforcement officer.

(e) No person at any facility set aside or developed by the city as an enclosed facility where dogs may be permitted to be unleashed, or on the grounds appurtenant thereto, shall disobey the lawful orders of any reasonably identifiable City of Stamford employee or agent assigned to said facility, or any law enforcement officer.

(f) Any person who violates any provision of this section shall be guilty of a Level 3 violation of these Regulations. (g) In addition to any fine imposed for a violation of this section, any person violating this section at any City of Stamford swimming pool, the Terry Connors Skating Rink, at any enclosed facility set aside or developed by the city for skateboarding or rollerblading, or at any enclosed facility where dogs are permitted to be unleashed, may be excluded from said facility for a period of time established by administrative rules developed by the operators of each such facility. Re-entry to such facility during the period of exclusion, after such person has been informed of the exclusion, shall constitute Criminal Trespass as defined by the Connecticut General Statutes as now in force or hereafter amended.

Section 5: Damaging Park Property.

(a) No person shall intentionally or recklessly damage or deface any grass area, tree, shrub, plant, building or other property in any park or recreational facility.

(b) In any proceeding for a violation of this section involving a motor vehicle, the operator of such vehicle, or, where the operator cannot be identified, the registered owner of such vehicle, shall be deemed prima facie to be the violator.

(c) Any person who violates any provision of this section shall be guilty of a Level 4 violation of these Regulations.

Section 6: Unauthorized Commercial Activity.

(a) No person shall engage in commercial activity, including, but not limited to, the sale or delivery of a product or service in exchange for compensation, within the limits of any park or recreational facility without a Parks and Recreation Vending Permit duly issued by the Parks and Recreation Commission and Office of Operations, which permit shall be prominently displayed at all times while such person is engaged in such activity. For purposes of this section, a person shall be deemed to have engaged in commercial activity if such person parks a motor vehicle within the limits of a park or recreational facility which bears markings proclaiming that a product or service, including, but not limited to, food or beverages, is available for sale, or otherwise engages in conduct which would lead a reasonably prudent person to believe that such a product or service was available for sale.

(b) No person who has been duly issued a permit to engage in commercial activity by the Parks and Recreation Commission and Office of Operations, and no employee or agent of such person, shall engage in conduct prohibited by the terms of such permit.

(c) In any proceeding for a violation of this section involving a motor vehicle, the operator of such vehicle, or, where the operator cannot be identified, the registered owner of such vehicle, shall be deemed prima facie to be the violator.

(d) Any person who violates any provision of this section shall be guilty of a Level 3 violation of these Regulations. In addition, the permit of any person who violates subsection (b) of this section may be suspended for 30 days for a second or subsequent violation or revoked for a third or subsequent violation.

Section 7: Fires.

(a) No person shall light or maintain a fire within the limits of a park or recreational facility except in grills or fire pits supplied and placed by the City, or in portable charcoal grills with a cooking surface no larger than 280 square inches used in designated picnic areas, nor shall any person use propane, gasoline, or other volatile gas or liquid fuel within said limits, except by special permit issued by the Parks and Recreation Commission and Office of Operations.

(b) No person who has lit or maintained a fire within the limits of a park or recreational facility shall leave such fire unattended by a competent adult at any time, abandon such fire until it is thoroughly extinguished, or dispose of coals, embers or ashes other than in containers marked for such purpose.

(c) Any person who violates a provision of this section shall be guilty of a Level 3 violation of these Regulations.

Section 8: Park Curfews.

(a) No person, other than an authorized City employee in the performance of duty, shall enter or remain within the limits of a park or recreational facility during the hours such facility is officially closed, except by special permit duly issued by the Parks and Recreation Commission and Office of Operations.

(b) Any person who violates any provision of this section shall be guilty of a Level 3 violation of these Regulations.

Section 9: Littering; Improper Use of Waste Containers.

(a) No person shall discard any litter or refuse within the limits of a park or recreational facility, or the waters appurtenant to such a facility, except in a proper waste receptacle.

(b) No person shall discard any tree clippings, brush, or commercial or household waste into a waste receptacle within the limits of a park or recreational facility except for materials left over from picnics or other lawful gatherings in such facility.

(c) In any proceeding for a violation of this section involving a motor vehicle, the operator of such vehicle, or, where the operator cannot be identified, the registered owner of such vehicle, shall be deemed prima facie to be the violator.

(d) Any person who violates any provision of this section shall be guilty of a Level 3 violation of these Regulations.

Section 10: Containers Made of Glass or Crockery.

- (a) No person shall possess a food or beverage container made of glass, crockery, porcelain, china or other similar material within the limits of a park or recreational facility.
- (b) Any person who violates any provision of this section shall be guilty of a Level 2 violation of these Regulations.

Section 11: Alcoholic Liquor and Beer.

- (a) No person shall possess alcoholic liquor other than beer within the limits of a park or recreational facility.
- (b) No person shall possess beer within the limits of a park or recreational facility between the hours of 9:00 p.m. and the time said facility opens to the public on the following day.
- (c) No person shall sell or offer any alcoholic beverages, including beer, for sale within the limits of a park or recreational facility, except a person with a valid permit to sell beer, duly issued by the State of Connecticut, who is also issued a permit by the Parks and Recreation Commission and Office of Operations to sell beer within the limits of a park or recreational facility. A person shall be deemed to have offered alcoholic beverages for sale within the meaning of this section if he offers alcoholic beverages free of charge but charges a fee for paper cups or other containers for delivery or consumption of such beverages.
- (d) In any proceeding for a violation of this section involving a motor vehicle, the operator of such vehicle, or, where the operator cannot be identified, the registered owner of such vehicle, shall be deemed prima facie to be the violator.
- (e) Any person who violates any provision of subsection (a) or (b) of this section shall be guilty of a Level 2 violation of these Regulations.
- (f) Any person who violates any provision of subsection (c) of this section shall be guilty of a Level 4 violation of these Regulations.

Section 12: Organized Games.

- (a) No person shall engage in any organized soccer game, football game, baseball game, or other organized athletic activity other than volleyball, involving five or more people, within the limits of a park or recreational facility without a permit duly issued by the Parks and Recreation Commission and Office of Operations.
- (b) In any proceeding for a violation of this section, each participant in any prohibited activity may be cited individually.
- (c) Any person who violates any provision of this section shall be guilty of a Level 2 violation of these Regulations.

Section 13: Misuse of Pedestrian Traffic Areas.

- (a) No person shall utilize any walkway, sidewalk, driveway, parking lot or other improved public access area, intended for pedestrian or vehicular traffic, for any activity which interferes with the free flow of such traffic, or which poses a hazard to such traffic, within the limits of any park or recreational facility.

(b) Any person who violates any provision of this section shall be guilty of a Level 2 violation of these Regulations.

Section 14: Playing Golf Prohibited.

(a) No person shall strike a golf ball within the limits of any park or recreational facility, or strike a golf ball in such a way as to cause it to fall within said limits.

(b) Any person who violates any provision of this section shall be guilty of a Level 1 violation of these Regulations.

Section 15: Operation of Motor Vehicles.

(a) No person shall operate or park any motor vehicle upon any grass area, sidewalk, walkway, beach or other area within the limits of a park or recreational facility not specifically designated or set aside for the operation of motor vehicles. Operation or parking of a motor vehicle upon any portion of Cove Island without a permit to do so duly issued by the Parks and Recreation Commission and Office of Operations, other than a commercial delivery vehicle delivering to a destination on Cove Island, vehicles operated by specially-authorized City employees, or certain vehicles officially designated by Sound Waters as may be permitted by the Parks and Recreation Commission and Office of Operations, shall constitute a violation of this section.

(b) In any proceeding for a violation of this section involving a motor vehicle, the operator of such vehicle, or, where the operator cannot be identified, the registered owner thereof, shall be deemed prima facie to be the violator; and the discovery of a motor vehicle parked in an area in which operation is prohibited shall be prima facie evidence that such vehicle was operated in such area.

(c) Any person who violates any provision of this section shall be guilty of a Level 3 violation of these Regulations.

Section 16: Repair or Washing of Motor Vehicles.

(a) No person shall engage in the repair, washing, waxing or other maintenance or upkeep of a motor vehicle within the limits of a park or recreational facility except emergency repairs to a disabled vehicle sufficient to restore its mobility.

(b) Any person who violates any provision of this section shall be guilty of a Level 1 violation of these Regulations.

(c) In any proceeding for a violation of this section, the operator of the vehicle or, where the operator cannot be identified, the registered owner thereof, shall be deemed prima facie to be the violator.

Section 17: Wildlife.

(a) No person shall intentionally or recklessly harass any wild bird or animal within the limits of any park or recreational facility.

(b) Any person who violates any provision of this section shall be guilty of a Level 2 violation of these Regulations.

Section 18: Launching and Retrieval of Boats.

(a) No person shall launch or retrieve a boat from the launching ramps at Cove Island Park or Cummings Park except boats which have been assigned an authorized slip at the respective Marinas, or otherwise by permission of the Parks and Recreation Commission and Office of Operations.

(b) No person shall launch or retrieve a boat from the launching ramp at West Beach without a valid permit issued by the Parks and Recreation Commission and Office of Operations.

(c) The Parks and Recreation Commission and Office of Operations shall be authorized to recommend separate permit fees for the use of the West Beach launch ramp for Stamford residents, Connecticut residents who are not Stamford residents, out of state residents, and commercial entities, which shall be effective upon approval by the Board of Representatives.

(d) In any proceeding for a violation of this section where the individual launching the boat cannot be identified, and involving a boat, motor vehicle or trailer with a registration number or other traceable ownership record, the registered owner of such boat, trailer or motor vehicle shall be deemed, prima facie, to be the violator, and in the event that the boat and vehicle are registered to different persons, either or both may be charged with a violation of this section.

(e) Any person who violates any provision of this section shall be guilty of a Level 4 violation of these Regulations.

Section 19: Unattended Boats.

(a) No person shall leave any boat unattended within the limits of any park or recreational facility, or on or attached to any dock or launching ramp appurtenant thereto, other than a boat in its assigned slip in a marina, or at docks posted with Regulations permitting boats to be tied up for a defined period as set forth on the sign, and then only for the purpose and period of time set forth thereon; or otherwise by permission of the Parks and Recreation Commission and Office of Operations.

(b) In any proceeding for a violation of this section, the operator of such boat, or, where the operator cannot be identified, the registered owner of such boat, shall be deemed prima facie to be the violator.

(c) Any person who violates any provision of this section shall be guilty of a Level 2 violation of these Regulations.

(d) Any boat left unattended for more than 24 hours may be impounded by the City of Stamford and stored at the owner's sole risk and expense.

Section 20: Pets.

(a) No person shall permit any dog or other pet to enter or remain upon the beach area of any park or recreational facility.

(b) No person shall allow any dog or other pet to be unleashed within the limits of any park or recreational facility except for any facility expressly designated and posted by the city for such use.

(c) No person shall cause or allow any dog or other pet to be tethered to a tree or other object within the limits of any park or recreational facility.

(d) Any person who violates any provision of this section shall be guilty of a Level 2 violation of these Regulations.

(e) The provisions of Ordinance 111-7 requiring picking up after dogs shall apply within the limits of all Parks & Recreation facilities.

(f) The provisions of this section shall not apply to Service Animals actually engaged in providing assistance to persons with disabilities within the meaning of the Americans with Disabilities Act.

Section 21: Posted Signs and Warnings.

(a) No person shall disobey any posted sign or warning within the limits of a city park or recreational facility.

(b) Any person who violates any provision of this section shall be guilty of a Level 2 violation of these Regulations.

Section 22: Bicycle and In-Line Skating Areas.

(a) In any park or recreational facility in which a bicycle lane and/or in-line skating area has been established, no person shall ride a bicycle or engage in in-line skating or roller skating except within the approved lane or area and in conformance with posted signs and pavement markings, and no pedestrian shall walk within the designated bicycle or in-line skating lane or area.

(b) Any person who violates any provision of this section shall be guilty of a Level 2 violation of these Regulations.

Section 23: Noise; Amplified Music.

(a) No person shall make, or cause or allow to be made, unreasonable noise in any park or recreational facility so as to cause public inconvenience, annoyance or harm. Unreasonable noise means any excessive or unusually loud sound that could reasonably be expected to disturb the peace, comfort or repose of a reasonable person of normal sensitivity or could reasonably be expected to injure or endanger the health or safety of a reasonable person of normal sensitivity, or which could reasonably be expected to cause injury to plant or animal life, or damage to property or business.

(b) No person shall play or operate any sound reproduction device in any park without a permit from the Parks & Recreation Commission and Office of Operations. For purposes of this section, "sound reproduction device" includes, but is not limited to, any radio receiver, phonograph, television receiver, musical instrument, tape recorder, cassette or disc player, speaker device or system and any sound amplifier. This subsection shall not apply to the regular and customary use of acoustic instruments, automotive or portable radios, record players, compact disc players, television receivers or tape recorders played or operated in full accordance with these Regulations so as not unreasonably to disturb other persons in their permitted uses of the park or recreational facility, except that in areas designated by the Parks and Recreation Commission as "quiet zones," such regular and customary use of sound reproduction devices shall be

prohibited. Signs shall be posted in all quiet zones advising the public of such prohibition. Use of radios and other sound reproduction devices listened to solely by headphones or earphones, and inaudible to others, is permitted in all areas of all Parks & Recreation facilities.

(c) No person shall play or operate any musical instrument or drum, radio, tape recorder or any sound reproduction device as defined in subsection (b) of this section or any other device for producing sound in any park between the hours of 10:00 p.m. and 8:00 a.m. except under the express terms of a permit issued by the Parks & Recreation Commission and Office of Operations. The Parks & Recreation Commission may further restrict such hours in specific parks where such operation would disturb or damage the comfort, peace, health or safety of persons or businesses.

(d) No person shall play or operate any musical instrument or drum or any sound reproduction device as defined in subsection (b) of this section for hire, for advertising, or for other commercial purposes except under the express terms of a permit issued by the Parks & Recreation Commission and Office of Operations.

(e) Any person who violates any provision of this section shall, for a first violation, be guilty of a Level 2 violation of these Regulations, and for a second or subsequent violation, shall be guilty of a Level 4 violation of these Regulations.

Section 24: Generators.

(a) No person shall operate an electrical generator within the limits of a park or recreational facility without a permit duly issued by the Parks and Recreation Commission and Office of Operations.

(b) Any person who violates any provision of this section shall be guilty of a Level 3 violation of these Regulations.

(c) Any generator used in violation of this section, if not immediately removed on demand by a law enforcement officer, may be impounded at said officer's direction and stored at the owner's sole risk and expense.

Section 25: Swimming in Prohibited Area.

(a) No person shall swim in any area appurtenant to a park or recreational facility where swimming has been prohibited and which has been duly posted with a sign indicating such prohibition, nor shall any person swim or attempt to swim across the boating channels that separate Cummings Park from West Beach or Cove Island from the Cove Park mainland.

(b) Any person who violates any provision of this section shall be guilty of a Level 3 violation of these Regulations.

Section 26: Areas Requiring Special Permit.

(a) From time to time the Parks and Recreation Commission and Office of Operations may designate and post certain areas within any park or recreational facility, such as, but not limited to, the Picnic Pavilion on Cove Island, as "permit only" areas.

(b) No person shall use any area designated and posted as a “permit-only” area without a permit for such use, duly issued by the Parks and Recreation Commission and Office of Operations.

(c) In any case in which a person or group with a permit to use a “permit-only” area finds such area already in use by another group without a permit, in addition to any fine imposed pursuant to this section, the unauthorized person or group, and any equipment brought into the “permit-only” location by such person or group, may be removed by or at the direction of a law enforcement officer.

(d) No participant in any event for which a permit has been issued pursuant to this section shall violate any of the terms of such permit.

(e) Any person who violates any provision of this section shall be guilty of a Level 3 violation of these Regulations.

Section 27: Functions Requiring Special Permit.

(a) No person or group shall hold or participate in a mass meeting or public assembly involving twenty people or more in any park or recreational facility without a permit duly issued by the Parks and Recreation Commission and Office of Operations.

(b) No person shall hold or participate in an event within any park or recreational facility at which keg beer is served, except by permit duly issued by the Parks and Recreation Commission and Office of Operations.

(c) No participant in any event for which a permit has been issued pursuant to this section shall violate any of the terms of such permit.

(d) Any person who violates any provision of this section shall be guilty of a Level 3 violation of these Regulations.

Section 28: Powered Model Airplanes and Vehicles.

(a) The Parks and Recreation Commission and Office of Operations may designate and post certain areas within any park or recreational facility for the operation of powered model aircraft and/or model ground vehicles whether power is supplied by battery, gasoline or other fuel.

(b) No person shall operate a powered model aircraft or model ground vehicle within any area of any park or recreational facility not expressly designated for the operation of such craft.

(c) The provisions of subsection (b) of this section shall not apply to low-speed battery-operated children’s toys which, when operated in substantial conformance with the manufacturer’s instructions, pose no significant risk of causing injury, inconvenience, annoyance or alarm.

(d) Any person who violates any provision of this section shall be guilty of a Level 2 violation of these regulations for a first offense and a Level 3 violation for any second or subsequent offense.

Section 29: Professional Motion Picture, Video or Still Photography or Audio Recording

(a) No person shall engage in professional motion picture, video or still

photography or audio recording within the limits of a park or recreational facility without a permit duly issued by the Parks and Recreation Commission and Office of Operations.

(b) For purposes of this section, motion picture, video or still photography or audio recording shall be deemed to be “professional” if it is engaged in for compensation, utilizes production equipment primarily designed or intended for industrial, theatrical, broadcast or commercial use, or involves a production crew of three persons or more.

(c) In addition to any fine imposed pursuant to this section, any person or group involved in unauthorized professional motion picture, video or still photography or audio recording, and any equipment used by such unauthorized person or group, may be removed by or at the direction of a law enforcement officer.

(d) No part of this section shall be deemed to prohibit or limit noncommercial motion picture, video or still photography or audio recording by individuals using equipment primarily designed or intended for noncommercial home use.

(e) Any person who violates any provision of this section shall be guilty of a Level 3 violation of these regulations for a first offense and a Level 4 violation for any second or subsequent offense.

Section 30: Firearms.

(a) Notwithstanding the provisions of Section 29-28 of the Connecticut General Statutes as now in force or hereafter amended, no person shall carry a firearm in any Park or Recreation Facility.

(b) The provisions of subsection (a) of this section shall not apply to any person lawfully carrying a firearm pursuant to the Law Officers Safety Act as codified at 18 U.S.C. § 926B and 18 U.S.C. § 926C, as now in force or hereafter amended.

(c) Any person violating subsection (a) of this section shall be guilty of a Level 3 violation of these Regulations.

Section 31: Attempting, Taking Part In or Assisting In Violations; Continuing

Violations (a) Any person who attempts, takes part in, or assists in any violation of a Parks & Recreation Facility Regulation shall be guilty of violating the same Regulation.

(b) Each violation of these Regulations shall be a separate and distinct offense, and in the case of a continuing violation, each day's continuance thereof shall be deemed to be a separate and distinct offense.

Section 32: Fines.

(a) Any person guilty of a Level 1 violation of these Regulations shall pay a fine of \$35.

(b) Any person guilty of a Level 2 violation of these Regulations shall pay a fine of \$100.

(c) Any person guilty of a Level 3 violation of these Regulations shall pay a fine of \$150.

(d) Any person guilty of a Level 4 violation of these Regulations shall pay a fine of \$250.

(e) When the Municipal Citation is used in lieu of the Connecticut Infractions Complaint to cite a violation of these Regulations, the Amount Due for each violation shall be the same as the calculated Amount Due provided in the then-current State of Connecticut Infractions Schedule for the same violation, including all fees and surcharges.

Attest: Annie M. Summerville, Clerk
28th Board of Representatives