

## **EL PASO COUNTY PARK AND LEISURE SERVICES DEPARTMENT RULES AND REGULATIONS**

**Section 1: DEFINITIONS:** For purposes of this resolution, the following definitions shall be observed:

1.1: DEPARTMENT or PARKS DEPARTMENT: The El Paso County Park and Leisure Services Department.

1.2: DIRECTOR: The Director of the El Paso County Park and Leisure Services Department, or his or her designee.

1.3: ADVISORY BOARD: The El Paso County Parks Advisory Board.

1.4: BOARD: The El Paso County Board of County Commissioners.

1.5: PARK OR PARK PROPERTY: Those areas, structures or facilities which are parks, trails, recreation facilities, real or personal property or improvements thereto, conservation easements, and open space areas owned or leased by the County of El Paso which are under the control, management and supervision of the El Paso County Park and Leisure Services Department.

### **Section 1(B): EXCEPTIONS TO POLICY**

Exceptions to policies stated here are at the discretion of the Director. Requests for exceptions are given thorough review and are only granted if the Parks Department staff and/or Advisory Board judges that such exceptions are consistent with the parks' and publics' best interest. Exceptions are specified in writing by Parks staff. Persons granted exceptions are required to bring written proof of such to the park in order to aid park employees and/or law enforcement persons in upholding park rules.

### **Section 2: PARK HOURS; CLOSINGS**

2.1: PARK HOURS: Regional parks, recreation areas, and open space areas shall be open for public use daily from five o'clock (5:00) a.m. until eleven o'clock (11:00) p.m. unless otherwise posted. Community parks shall be open for public use daily from dawn until dark, unless otherwise posted. Regional trails outside of park boundaries shall be open for public use daily from dawn to dusk unless otherwise posted. It shall be unlawful for any person other than employees of the Parks Department to enter or remain in the parks at any other time. However, the Director may extend or limit the time specified above by issuing a park permit in accordance with Section 3.1 of this Resolution. [See C.R.S. 18-4-502 to 18-4-504.5; C.R.S. 18-9-110; C.R.S. 18-9-112; and C.R.S. 18-9-117]

2.2: PARK CLOSINGS: The Director is hereby authorized to close any park or portion thereof, at any time as determined necessary for the protection of park property or for the public health, safety, or welfare.

2.3: CLOSED PARK AREAS: It shall be unlawful for any unauthorized person to enter or remain in any park area which is barricaded or posted as closed to the public. No person shall aid or abet the use of any area in violation of the posted notice. [See C.R.S. 18-4-502 to 18-4-504.5; C.R.S. 18-9-110; C.R.S. 18-9-112; and C.R.S. 18-9-117]

### **Section 3: PARK PERMIT REQUIREMENTS**

3.1: PARK PERMIT: A park permit shall be obtained by persons who desire to use a park or portion thereof to the exclusion of others, or when such park(s) is closed to the public. The Director may list those parks or areas thereof for which a park permit is deemed necessary. Reservation or use of any park or portion thereof for a special purpose, such as a public gathering, entertainment, athletic practice, games or tournament, exhibition, commercial use, day camps, or any other activity shall require a park permit.

3.2: ISSUANCE OF PARK PERMIT: The Director may issue a permit when the following conditions are satisfied:

- a) That the proposed use of the park will not unreasonably interfere with or detract from the general public enjoyment of the park;
- b) That the proposed use will not unreasonably interfere with or detract from the promotion or preservation of the public health, safety and welfare;
- c) That the proposed use will not entail extraordinary expense to the Parks Department or to the County;
- d) That the park or portion thereof has not been previously reserved for other use at the same date and time requested in the application.

3.3: APPLICATION FOR PARK PERMIT: Applications for park permits may be done in accordance with the appropriate reservation and use policy.

3.4: FEES: Fees are set by the Board and shall be assessed for the issuance of a park permit, and must be paid upon the granting of the permit. Fees assessed may include a permit fee, special event fee, use fee, cleanup/damage deposit and other fees as deemed necessary. The Director may assess additional fees to cover the expense of services that will be provided the permittee by the Parks Department and/or the County. Such additional fees shall not exceed expenses reasonably anticipated in connection with the services provided.

3.5: INSURANCE REQUIRED: As a condition to the issuance of a park permit, the Director may require proof of public liability and property damage insurance naming El Paso County as an additional insured party with the permittee. The insurance coverage shall be provided in limits commensurate to the County's maximum liability for combined single limit bodily injury and property damage.

3.6: INDEMNIFICATION OF COUNTY: The permittee shall be responsible for any and all damage to property or injury to persons arising out of the exercise of the permit, and shall indemnify and hold harmless the County and all its officers, agents and employees from all suits, actions or claims of any character, name and description brought for or on account of any injuries or damages received or sustained by any person or persons or property on account of the exercise of the permit or of any action or omission of the permittee thereunder, his agents or employees, or on account of the failure of the permittee to maintain or to provide necessary safety devices to ensure the safety of the public; and the permittee shall defend against any such suit, action or claims and pay any judgment, with costs, which may be obtained against the County, its officers, agents or employees growing out of such injury or damage.

3.7: LIABILITY OF PERMITTEE: The person/group to whom permission is granted shall be liable for any and all loss, damage, or injury sustained by any person or property by reason of the actions of the permittee. The permittee shall also be liable for the actions of any person using the park or portion thereof under the permit that has been issued.

3.8: EFFECT OF PERMIT: The permittee and all persons using a park in conjunction with the approved activity shall be bound by all park rules and regulations, applicable County and City ordinances, codes and State statutes. Agreement to abide by the same shall be a condition precedent to issuance of a permit. Such permittee shall be responsible for the overall conduct of participants, guests and contractors involved in the scheduled event.

The permittee will be solely responsible for conducting the scheduled event, including but not limited to, scheduling, advertising, traffic, parking, crowd control, security and on-site medical services, clean-up, as well as all labor, materials and expenses related to the conduct of the scheduled event.

The permittee will be solely responsible for making application, paying fees, and for the securing of all necessary permits as required by City, County or State ordinances, codes or statutes including, but not limited to, requirements of public health, safety, welfare, fire, and sales and use taxes. The permittee will be responsible for ensuring observance of, and compliance with, all City, County or State ordinances, codes or statutes as well as these rules and regulations. The permittee will be solely responsible for paying any required damage deposit. Parks Staff will assess and determine the condition of the area after permittee's use.

3.9: APPEAL PROCEDURE: Any applicant for a park permit or any person protesting such application who is aggrieved by the decision of the Director may appeal such action or decision in writing to the Advisory Board within ten (10) days of such decision. The appeal shall be heard and determined by the Advisory Board at its next regular meeting if the appeal is received not later than the day before the meeting. Any additional appeals beyond those to the Park Advisory Board must be presented to the Board of County Commissioners.

3.10: REVOCAION OF PERMIT: The Director shall have the authority to revoke a park permit upon finding a violation of any park rule or regulation, applicable County ordinance or State statute, failure to fulfill requirements specified in the park permit agreement, or upon other good cause shown.

3.11: PERMIT EXHIBITED: Permittee must be able to produce or exhibit any permit received from the Department upon the request of any person authorized to inspect the same to enforce compliance with any park rule or regulation, or applicable County or City ordinance, code or State statute.

3.12: PERMITTEES ENTITLED TO PARK USE: County park areas shall be available on a first-come, first-served basis except when an area has been reserved for a specific use. Should this situation arise, holders of a valid park permit shall be entitled to occupy the reserved area, and earlier users shall be required to relocate. Permittee will be allowed exclusive use of the facility for the time frame noted on the permit.

#### **Section 4: VANDALISM**

4.1: PARK PROPERTY: It shall be unlawful for any unauthorized person to injure, deface, destroy, sever, or remove any park property. [See C.R.S. 18-4-508; C.R.S. 18-4-509; C.R.S. 18-4-511; C.R.S. 33-10-102(10); C.R.S. 18-9-117; and C.R.S. 18-4-501]

4.2: REGULATORY SIGNS: It shall be unlawful for any unauthorized person to violate rules, regulations and/or conditions governing the use of any park area as posted on regulatory signs. [See C.R.S. 18-4-510]

#### **Section 5: ENVIRONMENT**

5.1: DAMAGE TO TREES; GRASS: It shall be unlawful for any unauthorized person to attach any rope, wire, or other contrivances to any tree or plant on park property. It shall be unlawful for any unauthorized person to dig or otherwise disturb grass or natural areas, or in any other way to injure or impair the natural beauty or usefulness of any area in any park. [See C.R.S. 18-4-501; C.R.S. 18-4-508; C.R.S. 18-4-509; C.R.S. 18-4-510; C.R.S. 18-9-117]

5.2 WILDLIFE: It shall be unlawful for any unauthorized person to hunt, molest, harm, frighten, kill, trap, chase, tease, shoot, or throw missiles at any animal, reptile or bird in any park unless such action is taken in defense of self or others. It shall be unlawful for

any unauthorized person to remove from a park or possess young of any wild animal, or the eggs, nest, or young of any reptile or bird; nor shall any unauthorized person collect, remove, possess, give away, sell, offer to sell, buy, offer to buy, or accept as a gift a specimen of any animal, reptile or bird whether dead or alive. [See C.R.S. 18-9-201 to 18-9-204; C.R.S. 33-6-128]

5.3: POLLUTION OF PARK WATERS: It shall be unlawful for any person to throw, discharge, otherwise place, or cause to be placed in the waters of any fountain, pond, lake, stream, or other body of water in any park, or any tributary, stream, storm sewer, or drain flowing into such waters, any substance which will or may result in the pollution of said waters. [See C.R.S. 18-4-501; C.R.S. 18-4-511; C.R.S. 33-10-102(10)]

5.4: REFUSE/TRASH: It shall be unlawful for any person to bring or possess any glass bottles in any park. It shall be unlawful to bring refuse or trash to dispose of in any park. No person shall place refuse or trash in any waters in or contiguous to any park. All refuse or trash related to park use shall be placed in the proper receptacles where provided. Where receptacles are not provided, all refuse or trash shall be carried away from the park. Residential trash and construction debris shall in no event be placed in such receptacles. [See C.R.S. 18-4-511; C.R.S. 33-10-102(10); C.R.S. 18-9-117; C.R.S. 25-13-105(1)(L)]

## **Section 6: VEHICLES**

6.1: PARK ROADS; PARKING: It shall be unlawful for any unauthorized person to drive or park any motorized vehicle in any area except upon designated park roads or parking areas, or such other areas as designated by the Director. Off road use is prohibited. It shall be unlawful to leave vehicles or trailers parked overnight in any park or Parks parking lot. Posted speed limits and traffic regulations must be observed. Park trails are designated as non-motorized areas except for maintenance and/or emergency vehicles. [See C.R.S. 18-4-502 to 18-4-504.5; C.R.S. 18-9-117; C.R.S. 42-4-101 to 42-4-1513]

6.2: SNOWMOBILING: It shall be unlawful for any person to engage in snowmobiling in any park areas. [See C.R.S. 18-4-502 to 18-4-504.5; C.R.S. 18-9-117; C.R.S. 42-4-101 to 42-4-1513]

6.3: BICYCLES: It shall be unlawful for any unauthorized person to ride a bicycle on other than a park road or trail, or where bicycle use is posted as prohibited. A bicyclist shall be permitted to walk a bicycle over any area reserved for pedestrian use. Bicycles are specifically prohibited on tennis courts or multipurpose courts. [See C.R.S. 18-4-502 to 18-4-504.5; C.R.S. 18-9-117; C.R.S. 42-4-101 to 42-4-1513]

6.4: HORSE DRAWN CONVEYANCES: It shall be unlawful for any unauthorized person to drive or park any type of horse-drawn conveyance in any area except upon designated park roads or parking areas, or such other area as designated by the

Director. Off-road use is prohibited. [See C.R.S. 18-4-502 to 18-4-504.5; C.R.S. 18-9-117; C.R.S. 42-4-101 to 42-4-1513]

## **Section 7: PICNICS**

7.1: PICNIC AREAS: It shall be unlawful for any unauthorized person to picnic in any park in places other than designated picnic locations. Department personnel shall have the authority to regulate the activities in all picnic areas when necessary to protect the resource, prevent congestion and to secure the maximum use of such facilities for the comfort and convenience of all. [See C.R.S. 18-4-502 to 18-4-504.5; C.R.S. 18-9-117]

7.2: FIRES PROHIBITED; EXCEPTIONS: It shall be unlawful for any person to build, or attempt to build, a fire in any park except in such areas, facilities and under such regulations as authorized by the Director or the County Deputy Fire Marshal. This prohibition shall not apply to the use of charcoal grills provided by the user in designated areas or in grills provided in the park. No person shall drop, throw, or otherwise scatter lighted matches, burning cigarettes or cigars, tobacco, paper, or other inflammable material within any park property area, or on any contiguous highway or road. [See C.R.S. 18-3-208; C.R.S. 18-4-101 to 18-4-105; C.R.S. 18-13-109]

7.3: PICNIC AREAS; FIRES, REFUSE, TRASH: It shall be unlawful for any person to leave a picnic area before the fire is completely extinguished, and before all refuse or trash is placed in the disposal receptacles provided. Ashes are to be left in grills. If no trash receptacles are available, refuse or trash shall be carried out of the park by the person responsible for its presence and properly disposed of elsewhere. [See C.R.S. 18-4-101 to 18-4-105; C.R.S. 18-4-511; C.R.S. 33-10-102(10); C.R.S. 18-9-117; C.R.S. 18-13-109; C.R.S. 25-13-105(1)(L)]

## **Section 8: RECREATIONAL PURSUITS**

8.1: CAMPING RESTRICTIONS: It shall be unlawful for any person to camp overnight in any park or to set up a tent or any other temporary shelter for such purpose unless such activity shall be specifically authorized by permit from the Director. Only non-profit youth organizations may obtain a camping permit. No motor vehicle, movable structure, or special vehicle such as a horse trailer or camper trailer shall be permitted to remain in a park after closing without the Director's authorization. [See C.R.S. 18-4-502 to 18-4-504.5; C.R.S. 18-9-112; C.R.S. 18-9-117; C.R.S. 42-4-101 to 42-4-1513]

8.2 FISHING: It shall be unlawful for any unauthorized person to fish in any park waters except in areas and at times designated by the Director. Persons fishing shall comply with applicable State law. [See C.R.S. 33-21-104]

8.3: BOATING: Boating on park waters is prohibited except for maintenance purposes.

8.4: FIREARMS; FIREWORKS; EXPLOSIVES: It shall be unlawful for any person other than law enforcement officers to have, possess, control, or discharge any firearms, fireworks, or explosive devices in any park except as otherwise designated by the Director; except, it shall be permissible under these regulations for any person who possesses a concealed weapons permit, issued pursuant to C.R.S. 18-12-105.1, to possess or control firearms within any County park or park facility in a lawful manner. Firearms shall include any pistol, revolver, rifle, shotgun, air gun, gas operated gun, spring gun, or B-B gun, whether loaded or unloaded. [See C.R.S. 18-3-208; C.R.S. 18-12-01 to 18-12-108]

8.5: SWIMMING, SKATING: It shall be unlawful for any unauthorized person to swim, bathe, or wade in any waters or waterways in or adjacent to any park, except as authorized by permit from the Director. It shall be unlawful for any person to go upon the ice of any waters in any park except as authorized by permit from the Director.

8.6: PROPELLING OBJECTS; GAMES: It shall be unlawful for any person to launch or fly rockets or model airplanes, or to propel objects such as arrows, javelins, golf balls, stones, or other missiles in any park except in designated areas set apart for such forms of recreation. The playing of games such as football, baseball or horseshoes is prohibited except on fields, courts or areas provided for them. [See C.R.S. 8-3-208; C.R.S. 18-9-106; C.R.S. 18-9-116; C.R.S. 18-9-117]

#### 8.7: DOGS; DOMESTIC ANIMALS

a) Animal Defecation: It shall be unlawful for any person to allow any animal over which he or she is responsible for to defecate upon any park property without such excrement being removed and disposed of by the person in control of such animal. Equestrians shall scatter horse manure off parking and/or trail areas. [See C.R.S. 18-4-511; C.R.S. 33-10-102(10); C.R.S. 25-13-105(1)(L)]

b) Dogs, Domestic Animals at Large: It shall be unlawful for any person to allow any dog or domestic animal to be loose upon park premises, unless otherwise posted. All dogs in those areas where such animals are permitted without leash shall be under voice control at all times. The Director is authorized to bar dogs and other domestic animals from specific areas in County parks at their discretion. [See C.R.S. 30-15-101]

8.8: HOOFED ANIMALS: It shall be unlawful for any unauthorized person to ride or walk any hoofed animal except on non-motorized trails, roadways and parking lots except as otherwise designated by permit from the Director. The Director is authorized to bar hoofed animals from specific trails in park areas. Hoofed animals may not be ridden on irrigated turf areas.

8.9 GEOCACHING: It shall be unlawful for any person to place a physical geocache on El Paso County Parks property, except as authorized by special use permit from the

Director. Unauthorized geocaches will be removed from the park property and disposed of by Parks staff.

## **Section 9: PERSONAL CONDUCT**

### **9.1: CONTROLLED SUBSTANCES & ALCOHOLIC BEVERAGES & 3.2% BEER:**

a) It shall be unlawful for any person knowingly to possess, use or consume controlled substances, alcoholic beverages or 3.2% beer on any park property. It shall be unlawful for any person to sell controlled substances, alcoholic liquor or beverages or 3.2% beer on any park property. [See C.R.S. 18-18-201 to 18-18-207; C.R.S. 18-18-401 to 18-18-432; C.R.S. 18-4-513; C.R.S. 18-8-204.1; C.R.S. 12-46-112; C.R.S. 12-46-114; C.R.S. 12-47-128; C.R.S. 12-47-130; C.R.S. 19-3-119]

b) It shall be unlawful for any person to enter or be in a park when under the influence of any alcoholic beverage, 3.2% beer, drug, narcotic or other intoxicant. [See C.R.S. 18-4-513; C.R.S. 18-9-117; C.R.S. 12-46-112; C.R.S. 12-46-114; C.R.S. 12-47-128; C.R.S. 12-47-130; C.R.S. 19-3-119]

9.2: GAMBLING: It shall be unlawful for any person to gamble, to participate or to aid and abet games of chance in any park. [See C.R.S. 18-10-101 to 18-10-108; C.R.S. 12-47-128]

9.3: OFFENSIVE LANGUAGE: It shall be unlawful for any person to engage in loud, boisterous, threatening, abusive, insulting or indecent language which may disturb the peace in any park. [See C.R.S. 18-9-106; C.R.S. 18-9-111; C.R.S. 18-9-117]

9.4: SOUND AMPLIFICATION: It shall be unlawful for any person to operate sound amplification equipment in any park except as authorized by permit from the Director. All amplified music shall be controlled by the user. Sound levels shall be maintained at levels that do not interfere with scheduled groups, other park patrons, or surrounding residents and which do not violate the noise ordinance of El Paso County. [See C.R.S. 18-9-102; C.R.S. 18-9-106; C.R.S. 18-9-111; C.R.S. 18-9-117]

9.5: NUISANCE: It shall be unlawful for any person to disturb, tend to disturb, or aid in disturbing the peace of others in the park. [See C.R.S. 18-3-201 to 18-3-207; C.R.S. 18-3-208; C.R.S. 18-7-301; C.R.S. 18-7-302; C.R.S. 18-9-102; C.R.S. 18-9-106; C.R.S. 18-9-111; C.R.S. 18-9-112; C.R.S. 18-9-117; C.R.S. 18-13-104]

## **Section 10: COMMERCIAL PURSUITS:**

### **10.1: PARK USES FOR COMMERCIAL PURPOSES:**

a) Commercial Purpose: Shall include but not be limited to the anticipated use of a park or portion thereof for personal or private gain including, but not limited to, an activity

for which a fee or admission is charged, a class or course of instruction for which a fee is charged, the use of a park or portion thereof for commercial movie making, photography, or any other activity from which monetary benefit is to be derived.

b) Any person desiring to use a park or portion thereof for such commercial purpose shall apply to the Director for a park permit.

c) As a condition precedent to the issuance of a park permit to sell food or wares upon park property, the Director may require products liability insurance, and inspection of such products and facilities by the El Paso County Health Department.

10.2: SALES; CONCESSIONS: It shall be unlawful for any person to exhibit or offer for sale any article or service in any park area except those persons granted a concession permit by the Director.

10.3: ADVERTISING: It shall be unlawful for any unauthorized person to paste, glue, tack or otherwise post any sign, placard, advertisement, or inscription whatsoever upon park property. [See C.R.S. 18-4-501; C.R.S. 18-4-509; C.R.S. 18-4-511; C.R.S. 33-10-102(10); C.R.S. 18-9-117]

10.4: SOLICITING: It shall be unlawful for any unauthorized person to solicit alms or contributions or to solicit patronage park property for any purpose. [See C.R.S. 18-9-106; C.R.S. 18-9-111; C.R.S. 18-9-112]

## **Section 11: IMPROPER USES OF PARK PROPERTY**

11.1 BUILDINGS; STRUCTURES: It shall be unlawful for any person to construct or erect a building or structure of any kind, whether permanent or temporary, in or upon any park property without special written permission of the Director. [See C.R.S. 18-4-502 to 18-4-504.5; C.R.S. 18-4-509; C.R.S. 18-9-117]

11.2: UTILITIES: The granting of easements utilizing park land for utility purposes may be granted only through application to the Parks Department and approval by the Board of County Commissioners.

11.3: OTHER IMPROPER USES: Other improper uses including, but not limited to, gardening, car storage, and construction access are hereby prohibited except where otherwise allowed by special permit.

## **Section 12: PENALTIES**

12.1: ENFORCEMENT: Pursuant to Section 29-7-101, C.R.S., the El Paso County Sheriff, Undersheriff, and Deputies shall enforce the rules and regulations herein adopted. For El Paso County Parks located within incorporated areas, the corresponding municipal law enforcement entity may enforce these regulations according to state statute. Any person violating any rule or regulation lawfully adopted commits a class 2 petty offence

and upon conviction thereof shall be punished by a fine of not more than six hundred dollars (\$600).

12.2: STATE STATUTES: References to statute numbers throughout these rules and regulations are for information purposes only and in no way limit or restrict law enforcement officers from enforcing any applicable State statute at any time in any County-owned or operated park, building or other facility. Statutes cited herein include the following:

|                        |                                     |
|------------------------|-------------------------------------|
| 18-3-201 to 18-3-207   | Assaults                            |
| 18-3-208               | Reckless Endangerment               |
| 18-4-101 to 18-4-105   | Arson                               |
| 18-4-409(4)            | Motor Vehicle Theft                 |
| 18-4-501               | Criminal Mischief                   |
| 18-4-502 to 18-4-504.5 | Trespassing                         |
| 18-4-508               | Defacing and Destroying Landmarks   |
| 18-4-509               | Defacing Property                   |
| 18-4-510               | Defacing Posted Notice              |
| 18-4-511               | Littering                           |
| 33-10-102(10)          | Littering                           |
| 18-4-513               | Criminal Use of Noxious Substances  |
| 18-7-301               | Public Indecency                    |
| 18-7-302               | Indecent Exposure                   |
| 18-8-204.1             | Possession of Contraband            |
| 18-9-102               | Inciting Riot                       |
| 18-9-106               | Disorderly Conduct                  |
| 18-9-110               | Trespass to Public Buildings        |
| 18-9-111               | Harassment                          |
| 18-9-112               | Loitering                           |
| 18-9-114               | Hindering Transportation            |
| 18-9-115               | Endangering Public Transportation   |
| 18-9-116               | Throwing Missiles at Vehicles       |
| 18-9-117               | Unlawful Conduct on Public Property |
| 18-9-201 to 18-9-204   | Cruelty to Animals                  |
| 18-10-101 to 18-10-108 | Gambling                            |
| 18-12-101 to 18-12-108 | Weapons, Firearms                   |
| 18-13-104              | Fighting by Agreement               |
| 18-13-109              | Firing Woods or Prairies            |
| 18-13-110              | Air Pollution Violations            |
| 18-18-201 to 207       | Controlled Substances               |
| 18-18-401 to 432       | Controlled Substances               |
| 42-4-101 to 42-4-513   | Regulation of Vehicles and Traffic  |
| 25-13-105(1)(L)        | Deposit of Refuse Improperly        |
| 33-6-128               | Harassment of Wildlife              |
| 12-46-112              | Unlawful Acts (3.2% Beer)           |
| 12-46-114              | Penalties (3.2% Beer)               |

|           |                                     |
|-----------|-------------------------------------|
| 12-47-128 | Unlawful Acts (Alcoholic Beverages) |
| 12-47-130 | Penalties (Alcoholic Beverages)     |
| 19-3-119  | Adults Aiding Minor to Commit Crime |
| 33-21-104 | License Required - Fishing          |
| 30-15-101 | Dog Control                         |
|           | a) County Resolution                |
|           | b) City Ordinance                   |

**Section 13: STATUTORY CONSTRUCTION**

13.1: CAPTIONS: The captions and paragraph headings used throughout these rules and regulations are for the convenience of reference only, and the words contained therein shall in no way be held or deemed to define, limit, describe, explain, modify, amplify or add to the interpretation, construction or meaning of any provision to or the scope or intent of these rules and regulations.

13.2: SEVERABILITY: If any provision of these rules and regulations or the application thereof to any party or circumstance shall to any extent be invalid or unenforceable, the remainder of these rules and regulations or the application of such provision to parties or circumstances other than those to which it is invalid or unenforceable, shall not be affected thereby, and each provision of these rules and regulations shall be valid and enforceable to the fullest extent permitted by law.

13.3: REPEAL OF PRIOR RESOLUTIONS: All resolutions, orders and actions of the County, or parts thereof, which are in conflict with this Resolution and these rules and regulations are hereby repealed to the extent of such inconsistency; provided, however, that this repealer shall not be construed as revising any resolution, order or action, or any part thereof. This Resolution specifically repeals and supplants Resolution No. 88-93A, General-29A, as amended.