



RESOLUTION NO. BPC2009-004

A RESOLUTION OF THE GALLATIN COUNTY BOARD OF PARK COMMISSIONERS AMENDING RESOLUTION #BPC2006-003 REGARDING LITTERING AND ESTABLISHING PENALTIES FOR VIOLATION OF RESTRICTION

THIS RESOLUTION was introduced by the Board of Park Commissioners, moved by Commissioner Fink, and seconded by Commissioner Stanley. This resolution was adopted 5:0.

WHEREAS, on October 5, 2004, the Gallatin County Commissioners, pursuant to Mont. Code Ann. § 7-16-2301 *et. seq.*, created a Board of Park Commissioners (Resolution No. 2004-130); and

WHEREAS, the Board of Park Commissioners manages and oversees all county parkland within Gallatin County; and

WHEREAS, Mont. Code Ann. § 7-16-2322(i) provides that the Board of Park Commissioners may make rules to protect and promote the improvement of land and facilities under the care and control of the board, and

WHEREAS, Mont. Code Ann. § 7-16-2322(ii) provides that the Board of Park Commissioners may make rules for the use of the land and facilities by the public; and

WHEREAS, Mont. Code Ann. § 7-16-2322(iii) provides that the Board of Park Commissioners may provide penalties for the violations of park rules; and

WHEREAS, littering causes increased costs of repair and maintenance of park facilities, is damaging to the health and safety of county parklands.

NOW THEREFORE BE IT RESOLVED,

It is unlawful for any person in a Gallatin County park to:

1. Dump dirt, grass and tree clippings or dig, remove, plant or deposit any soil, rock sand, stones, trees, shrubs or plants or other wood or materials, or make any excavation by tool, equipment or other means or agency except as authorized by the county;
2. Litter or fail to deposit litter in provided garbage receptacles. Where receptacles are not provided, all such rubbish or waste shall be carried away from the park by the person responsible for its presence, and properly disposed of elsewhere;


3. Break glass objects and then fail to remove broken glass and safely dispose of the broken glass in such fashion so as not to cause injury to persons or property;
4. Not pick up fecal matter deposited on park property by your animal;

The Board of Park Commissioners hereby prohibits littering on any county park property.

Pursuant to Mont. Code Ann. § 7-16-2322(1)(a)(iii) violation of this Resolution shall result in a civil penalty of up to \$500 per offense.

PASSED, ADOPTED, AND APPROVED this 16th day of September, 2009 by the Board of Park Commissioners.

BOARD OF PARK COMMISSIONERS OF
GALLATIN COUNTY, MONTANA



Carol Collins, Chairperson