



BPC  
RESOLUTION NO. 2006-04

**A RESOLUTION OF THE GALLATIN COUNTY BOARD OF PARK COMMISSIONERS  
PROHIBITING CONSTRUCTION OF TEMPORARY AND PERMANENT STRUCTURES  
AND ESTABLISHING PENALTIES FOR VIOLATION OF RESTRICTION**

THIS RESOLUTION was introduced by the Board of Park Commissioners, moved by Commissioner C. Collins, and seconded by Commissioner R. Fink. This resolution was adopted unanimously.

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, unauthorized construction of temporary and permanent structures will jeopardize the natural landscape of county parkland as well as the safety and welfare of the public.

NOW THEREFORE BE IT RESOLVED,

That it is a violation of this resolution and hereby subject to civil penalties for any person in a Gallatin County park to:

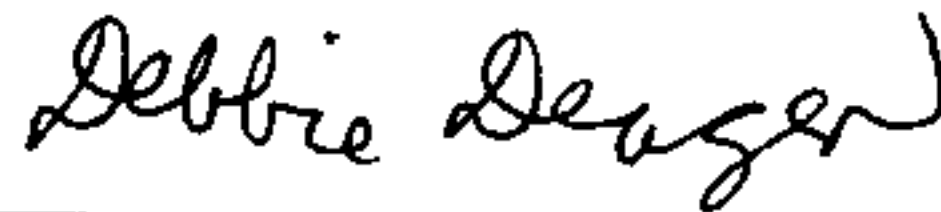
1. Construct or erect any building or structure of whatever kind, whether permanent or temporary, or run or string any public utility into, upon or across park property, except on special written permit issued hereunder; and
2. Attach any rope, cable, structure, device or other contrivance to any tree, fence, railing, bridge, bench, building or other structure unless otherwise posted. This prohibition does not include locking bicycles to the foregoing mentioned structures as long as no damage is done to the structure, so

long as the bicycle does not interfere with the use and enjoyment of the park by others, and so long as the bicycle is not locked to the structure for a period of time not to exceed twenty-four hours.

**Pursuant to Mont. Code Ann. § 7-16-2322(1)(a)(iii) violation of this Resolution shall result in a civil penalty with the first offense carrying a fine of \$25.00, the second offense constituting a fine of \$50.00 and the third and all other subsequent offenses constituting a \$100.00 fine.**

PASSED, ADOPTED, AND APPROVED this 15th day of August, 2006 by the Board of Park Commissioners.

BOARD OF PARK COMMISSIONERS OF  
GALLATIN COUNTY, MONTANA



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Debbie Deagen, Chairperson