

AMENDED ORDINANCE #1997-3
CASS COUNTY PARK CAMPSITES

SUGGESTED MOTION:

Move to approve the second reading of Amended Ordinance #1997-3, Cass County Park Campsites; and to have the State's Attorney publish this ordinance with all other County ordinances into a handbook for Cass County law enforcement officials.

NOTICE OF PROPOSED
CASS COUNTY ORDINANCE

The Cass County Board of Commissioners is considering amendments to an ordinance relating to Cass County park campsites. First reading of the ordinance was held September 20, 2021. Second reading and adoption is scheduled for November 1, 2021, at the meeting of the Cass County Board of Commissioners beginning at 3:30 PM in the Commission Room at the Cass County Courthouse in Fargo, North Dakota.

PUBLISH IN LEGAL ADVERTISING: September 29, 2021

SUBJECT: ORDINANCE #1997-3 AMENDED (CASS COUNTY PARK CAMPSITES)

ADOPTED DATE: NOVEMBER 1, 2021

PAGE 1 OF 3

CASS COUNTY GOVERNMENT
AMENDED ORDINANCE #1997-3

AN ORDINANCE REGULATING AND RESTRICTING THE USE OF CASS COUNTY
PARK CAMPSITES

WHEREAS, the County of Cass by and through the Cass County Board operates and maintains the Cass County Park at Brewer Lake for the benefit of the citizens of Cass County and others; and

WHEREAS, the use of Cass County park campsites at Brewer Lake has increased from year to year and the demand for campsite services is greater than the available supply; and

WHEREAS, there have been occurrences of people parking vehicles, campers and other camping equipment at Brewer Lake campsites and leaving that equipment unattended for extended periods of time; and

WHEREAS, County of Cass, by and through the Cass County Park Board, has incurred certain expenses in installing and continuing to make available the use of electricity and water at the campsites; and

WHEREAS, there are a limited number of campsites which provide electricity and water services; and

WHEREAS, unattended vehicles, campers or other camping equipment at the Cass County Park Campground is not an effective and efficient use of limited services and becomes a hazard to other campers and a target for criminal activity;

NOW, THEREFORE, Be it ordained by the Board of Commissioners of the County of Cass that an ordinance regulating the use of campsites at any Cass County park is hereby enacted as follows:

1. Campsites located at any Cass County Park under the direct operation and supervision of the Cass County Park Board will be available to any persons and their camping equipment on a first come first serve basis, unless reserved in advance.

SUBJECT: ORDINANCE #1997-3 AMENDED (CASS COUNTY PARK CAMPSITES)

ADOPTED DATE: NOVEMBER 1, 2021

PAGE 2 OF 3

2. For purposes of this ordinance, camping equipment shall include, but not be limited to, vehicles, recreational vehicles, campers, boats, trailers, or any other thing which is generally recognized as recreational camping equipment. Any camping equipment left unattended for longer than 24 hours will be confiscated by county law enforcement.
3. The following service fees apply for the use of electricity and water at the campsites as of November 1, 2021: \$10 per day for tents; \$20 for electrical sites; \$25 for full hookup sites; and \$50 for rental of park building for events. After November 1, 2021 the County Commission may amend the fee amounts described in this section with a majority affirmative vote on a motion to amend.

Camping stays at the park are limited to 14 days with 7 days off between periods. The 7-day period may be waived based on availability. Check-in time is 2:00 PM and check out time is noon.

4. Group activities attended by more than twenty-five individuals are prohibited without a permit issued by the Cass County Finance Office. A \$25 fee will be charged for the application of such permit. Group activities shall be limited to no more than 100 attendees.
5. Fireworks, model rocket engines, or combustible or explosive material prohibited.
 - a. No person may possess, discharge, or set off within any area of Brewer Lake Park any form of fireworks, model rocket engine, or combustible or explosive.
 - b. The term "fireworks" means any combustible or explosive composition, or any substance or combination of substance or article prepared for the purpose of producing a visible or an audible effect by combustion, explosion, deflagration, or detonation.
 - c. "Model rocket engine" means a commercially manufactured, non-reusable rocket propulsion device constructed of a non-metallic casing and solid propellant wherein all of the ingredients are self-contained so as not to require mixing or handling by the user.
 - d. "Combustible or explosive material" does not include matches, butane, kerosene, propane or similar fuels and devices used in the ordinary course of camping.
6. No burning will be allowed except in designated fireplaces.
7. Use of firearms within the park is prohibited.

SUBJECT: ORDINANCE #1997-3 AMENDED (CASS COUNTY PARK CAMPSITES)

ADOPTED DATE: NOVEMBER 1, 2021

PAGE 3 OF 3

8. Cutting, damaging, or destroying any trees within park area is prohibited.
9. Dogs must be leashed within the park area.
10. Brewer Lake Park will have a curfew of 11:30 PM. After 11:30 PM, no unnecessary noise or unnecessary driving or consumption of alcohol will be permitted. Permitted group activities, including clean-up and tear-down (if required) shall conclude by 10:30 PM.
11. The speed limit in the park is 5 miles per hour.
12. Use of all-terrain vehicles (ATV's) and dirt bikes are prohibited within the park.

The above regulations will be enforced by the Cass County Sheriff's Department, pursuant to Sections 11-28-05 and 11-28-09 of N.D.C.C. Any violation of these regulations is an infraction punishable up to a maximum fine of five hundred dollars (\$500) in accordance with N.D.C.C. § 12.1-32-01(7). Additionally, any violation of these regulations will result in the individual's immediate expulsion from the park.

APPROVED:

Chad Peterson, Chairman
Board of Commissioners of the
County of Cass

ATTEST:

Brandy Madrigga
County Finance Director

First reading:	September 20, 2021
Second reading:	November 1, 2021
Final Passage:	November 1, 2021
Publication:	September 29, 2021

HISTORICAL REFERENCE DATE: JULY 7, 1997
MAY 2, 2005
JULY 20, 2009
MAY 16, 2011
NOVEMBER 1, 2021