

UNITED WATER CONSERVATION DISTRICT
AMENDED AND RESTATED ORDINANCE NO. 15, ESTABLISHING RULES
AND REGULATIONS FOR
PUBLIC USE OF THE LAKE PIRU RECREATION AREA

The Board of Directors of United Water Conservation District hereby adopts Amended and Restated Ordinance No. 15 establishing the Rules and Regulations for Public Use of the Lake Piru Recreation Area, and therefore ordains as follows:

The following rules and regulations shall govern the public use of the Lake Piru Recreation Area:

1. DEFINITIONS - As used in this document:

- 1.1 "AQUAPLANE" For the purpose of this ordinance refer to the definition noted in California Harbors and Navigation Code HNC §651(ab) which states "Water skis, an aquaplane, or a similar device" includes all forms of water skiing, barefoot skiing, skiing on skim boards, knee boards, or other contrivances, parasailing, ski kiting, or any activity where a person is towed behind or alongside a boat.
- 1.2 "BOARD" means the Board of Directors of United.
- 1.3 "VESSEL" For the purpose of this ordinance refer to the definition noted in Title 14, California Code of Regulations (14 CCR) §6552(q) which states "Vessel" includes every description of water craft, including nondisplacement craft and seaplanes, used or capable of being used as a means of transportation on water.
- 1.4 "CAMP UNIT" means each vehicle, recreational vehicle, travel trailer, camper or vessel trailer entering the park for the purposes of camping or recreational use.
- 1.5 "Citee" means a person who is being cited.
- 1.6 "CLOSED AREA" means an area fenced, barricaded or signed as an area of the park that is closed to public access for any reason.
- 1.7 "DEPARTMENT" means the Recreation Division of United and its Park and Recreation Manager and Park Rangers. These individuals are sometimes collectively hereafter referred to as "Department Personnel."
- 1.8 "EXOTIC ANIMAL" a rare or unusual animal pet, or an animal kept within human households which is generally thought of as a wild species not typically kept as a pet.

- 1.9 "FLOAT TUBE" means an inflatable tube specifically designed for fishing.
- 1.10 "GENERAL MANAGER" means the General Manager of United.
- 1.11 "HORSE" means any member of the equine family.
- 1.12 "LAKE" means Lake Piru.
- 1.13 "LAKE PIRU" means the lake created by Santa Felicia Dam.
- 1.14 "LAKE PIRU RECREATION AREA" means the portion of United lands, including and adjacent to Lake Piru, used or planned for recreational use purposes and any other lands operated by United for recreational use, including the Blue Point Campground.
- 1.15 "LIVESTOCK" means any farm animal regarded as an asset.
- 1.16 "NOTICE TO APPEAR" A formal documented notice approved by the Judicial Council and issued by law enforcement personnel to persons arrested for any violation declared to be an infraction or misdemeanor associated with violations of state law or regulations, or for any violation of local, state, city or county ordinance. When a person is not immediately taken before a magistrate, the arresting officer must prepare and issue a notice to appear.
- 1.17 "PARK" means Lake Piru Recreation Area.
- 1.18 "PARK AND RECREATION MANAGER" means the Park and Recreation Manager or the person acting in that capacity who is in charge of the Recreation Department of the District. The Park and Recreation Manager shall report to the District's Chief Operations Officer. For purposes of this Ordinance, the District's Chief Park Ranger shall act as the Park and Recreation Manager.
- 1.19 "PARK RANGER" A Department employee of United at the Lake Piru Recreation Area as designated by the General Manager whom has been delegated limited peace officer authority pursuant to Penal Code Section 830.31(b) by the Board of Directors and whom under oath has been sworn into the position of Park Ranger.
- 1.20 "PERSONAL WATER CRAFT" For the purpose of this ordinance refer to the definition noted in California Harbors and Navigation code HNC §651(s) which states "Personal watercraft" means a vessel 13 feet in length or less, propelled by machinery, that is designed to be operated by a person sitting, standing, or kneeling on the vessel, rather than in the conventional manner of sitting or standing inside the vessel.
- 1.21 "SKI FLAG" For the purpose of this ordinance refer to the definition noted in Title 14, California Code of Regulations (14 CCR) §7009 which states:

- (a) A red or orange flag measuring no less than 12 inches on each side, in the shape of a square or rectangle, mounted or displayed in such a manner as to be visible from every direction shall be known as a ski flag.
- (b) The use of this flag will not be construed as conferring any rights or privileges on its users, and its display will not be construed in itself as restricting the use of the water in the vicinity of the vessel displaying the flag.
- (c) Operators of vessels will, however, exercise precaution commensurate with conditions indicated.
- (d) The ski flag shall be displayed when one or more of the following conditions exists.
 - (1) A downed skier.
 - (2) A skier in the water preparing to ski.
 - (3) A ski line extended from the vessel.
 - (4) A ski in the water in the vicinity of the vessel.
 The ski flag shall not be displayed at any other time.

- 1.22 “SKIER” means any person engaged in recreational watersports in which one or more persons are towed behind or alongside a vessel or caused to be propelled or planed across the water via a tow line.
- 1.23 “SPECIAL EVENT” means any activity outside of the day to day activities offered by the facility to include filming, races, music festivals, wine and beer festivals, car shows fishing tournaments, fishing derby, weddings, family reunions and any other recreational activity hosted by a private entity.
- 1.24 “SPECIAL USE AREA” means the boundary beginning at the 5 mph buoys in the main marina, extending north to the Narrows at the north end of the lake and extending east from the western shoreline approximately 150 feet off shore. At the discretion of the Park and Recreation Manager, the boundary of the special use area may be extended from time to time to include an area south from the marina, within 150 feet of the shore to the Santa Felicia Dam and within 150 feet of the base of the dam moving east to the designated whitewater vesseling take-out point at the east end of the dam for those whitewater vesselers having been granted advance permission from the District to enter this area for the purpose of whitewater vesseling portage over Santa Felicia Dam.
- 1.25 “BATHER OR BATHING” For the purpose of this ordinance refer to the definition noted in California Harbors and Navigation Code HNC §651.1 which states “bather” or “bathing” means a person floating, swimming, wading, or bodysurfing, with or without the use of a flotation device, including, but not limited to, floating upon or with the aid of a surfboard, paddle board, surf mat, inner tube, life preserver, or air mattress, except a flotation device which is designed to be propelled by sail, mechanical means, power, oars, or paddle.

1.26 "UNITED" or "DISTRICT" or "UWCD" means the United Water Conservation District.

2. GENERAL

2.1 Powers granted to the Department or its personnel pursuant to this Ordinance shall be construed as powers delegated by the Board to the General Manager, thereafter redelegated by the General Manager to the Chief Operations Officer, thereafter redelegated to the Park and Recreation Manager, and thereafter redelegated by the Park and Recreation Manager to the Park Rangers, as deemed appropriate.

2.1.1 Public Safety within the District's Lake Piru boundaries shall be enforced and maintained by the Park Rangers and their support staff.

2.1.2 Within the District's Lake Piru boundaries and only when on duty, Park Rangers shall have peace officer status in accordance with State of California Penal Code Section 830.31 (b) and California Water Code 74652.

2.2 Park Rangers are authorized to enforce within the Park: (a) the provisions of this Ordinance and any amendment(s) thereto; (b) all recreation and park rules and policies adopted and approved by the Board; and (c) the laws of the State of California including but not limited to state laws and regulations pertaining to Fish and Game Code, (d) California State Vesseling Law, (e) The California Administrative Code Title 14 and the California Water Code. Park Rangers are authorized to issue administrative penalty citations for violations of this Ordinance and any amendments(s) thereto, in accordance with Government Code section 53069.4. Park Rangers are not authorized to enforce this Ordinance or state laws and regulations outside of the Park.

2.2.1 Any person who resists, delays, obstructs, threatens, harms or attempts to intimidate a Park Ranger in the discharge of his/her duties shall be subject to criminal prosecution pursuant to the California Penal Code.

2.3 Pursuant to Water Code Section 74652, violations of the provisions of this ordinance relating to vehicle or vessel speed limits, defacement of park property, the use, possession or discharge of firearms as provided in Section 5.6(h) of this Ordinance, the possession or use of weapons or fireworks, the creation of fire hazards, being under the influence or possession of intoxicating beverages or dangerous drugs, or remaining on, or reentering the park without fully complying with all District rules and regulations or after a Park Ranger has specifically withdrawn consent to utilize park facilities shall be

misdemeanors. Violations of any other provisions of this ordinance are infractions.

- 2.3.1. A violation of this Ordinance which is an infraction shall be punishable by a fine not to exceed one hundred dollars (\$100) for a first violation, two hundred dollars (\$200) for a second violation of the same ordinance within one year; and five hundred dollars (\$500) for each additional violation of the same ordinance within one year. In accordance with Water Code section 74652, a violation of this Ordinance which is a misdemeanor shall be punishable by a fine not to exceed five hundred dollars (\$500), or imprisonment in the county jail not to exceed 30 days, or by both that fine and imprisonment. Any violation or threatened violation of this Ordinance may also be enjoined by civil action. Fines may be imposed and collected pursuant to Section 6 of this Ordinance.
- 2.3.2. When any person is issued a Notice of Violation, the person issuing the Notice of Violation shall prepare, in triplicate, a written Notice of Violation containing the name and address of the person violating the Ordinance, the offense charged, and the fine as approved by the Board of Directors for such offence. The fine specified in the Notice of Violation must be paid to the District within thirty (30) days of issuance pursuant to Section 6 of this Ordinance.
- 2.3.3. All other violations of state laws and regulations shall be punishable by a fine approved by the state of California and as administered and processed by the Ventura County Superior Court judicial system. Such violations shall be processed as “Notice to Appear” and will be directly filed with the County Superior Court. In accordance with California Penal Code Section 853.7, all persons failing to appear before a magistrate in court as promised when a “Notice to Appear” is issued by an arresting officer, are subject to arrest and punishment by up to six (6) months in jail and or a \$1,000 fine regardless of the disposition of the original charge.
- 2.4. Department personnel are authorized to revoke any park permit and to expel any person from the Park for violation of any applicable law, ordinance, rule or regulation. This includes refusal to present, upon request, a valid identification document with proof of age. Park permit fees will not be reimbursed if any park permit is revoked.
- 2.5. The Park and Recreation Manager is authorized to direct the visiting public in its use of the Park according to statutes, ordinances, rules and regulations applicable to the Park. In the event of fire or other emergency, and notwithstanding any other provisions of this Ordinance, Department Personnel may direct the public as conditions may require to expedite vehicle or vessel traffic, or the launching or removal of vessels, or to insure safety of the persons in the Park, to insure against pollution of the Lake, or to protect property and facilities in the Park.

- 2.6 It is unlawful to willfully fail to refuse to comply with any lawful order, signal or direction of any Department Personnel or to refuse to submit to any lawful inspection under this Ordinance.
- 2.7 It is unlawful to create a breach of the peace at any time by violent, obscene, abusive, loud, boisterous, vulgar, lewd, wanton or otherwise disorderly conduct.
- 2.8 It is unlawful to create unreasonable noise at any time by the operation of any sound amplifying equipment and power generation devices in a manner that disturbs others.
- 2.9 It is unlawful for any person to solicit, sell, hawk or peddle any goods, wares, merchandise, liquids or edibles or distribute circulars in the Lake Piru Recreation Area without written authorization of the General Manager.
- 2.10 It is unlawful to land any aircraft on Lake Piru without written authorization of the General Manager.
- 2.11 With the exception of any activities authorized by the District's swimming policy, it is unlawful to dive or engage in any underwater activity in Lake Piru without first obtaining the written approval of the Park and Recreation Manager.
- 2.12 Department Personnel shall have the authority to cause to be towed, removed or disposed of any property in the Park at the owner's expense when it has been left without written authorization of Department Personnel, becomes a navigational or safety hazard, has or may potentially introduce pollution in the Lake (this includes, but is not limited to, submerged vessels), or when the permit of the person(s) leaving the property has expired or has been revoked for violation of any applicable law. Submerged and sunken vessels must be removed from the Lake at the owner's expense within 24 hours of sinking.
- 2.13 The General Manager may make variances to this Ordinance as approved by the Board of Directors. The variances will apply only for the time specified. The variances will be on file in the Lake Piru Recreation Area while they are in effect.
- 2.14 Camping and vesseling permits will only be issued to individuals eighteen (18) years of age and older with proper identification. Minors may be issued permits with appropriate written consent from a parent or legal guardian at the sole discretion of General Manager.
- 2.15 It shall be unlawful for any person or persons to engage in any commercial activity within the Park, including commercial film production, and/or to host any special event except as authorized in writing by the General Manager and the Chief Park Ranger.

- 2.16 It is unlawful for any person within the Park to appear, bathe, sunbathe, walk, change clothes, disrobe or be on a beach or waters adjacent thereto in such manner that the genitals, vulva, pubis, pubic symphysis, pubic hair, buttocks, natal cleft, perineum, anus, anal region or pubic hair region of any person, or any portion of the breast at or below the upper edge of the areola thereof of any female person, is exposed to public view or is not covered by an opaque covering, except in those portions of a comfort station, if any, expressly set aside for such purpose. This section shall not apply to: (a) children under the age of ten (10) years, (b) any live theatrical performance in a theater, auditorium, hall or similar building devoted to theatrical performances located on public land, or a film production where a special event permit is approved by the General Manager; and (c) any act prohibited, or the prohibition of which is preempted, by any provision of state law.

3. PUBLIC USE FEES

- 3.1 Public use fees for entering into and use of various Park facilities shall be established by resolution of the Board.
- 3.2 It shall be unlawful for any person to enter, use or occupy any portion of the Park for which a public use fee has been established by the Board without paying such fee, except for persons authorized by the General Manager or the Park and Recreation Manager for administrative reasons. Any such violation may be enforced by administrative citation pursuant to this ordinance and/or pursuant to California Penal Code Section 602.
- 3.3 Annual vessel and vehicle permits shall be issued to specific vessels and vehicles and may be transferred only in the event of transfer or sale of the vessel or vehicle to a new owner upon application to the Department and upon receipt of the payment of a transfer fee. Annual vessel permits are not transferable between vessels in the event the owner has more than one vessel.
- 3.4 Payment of fees shall be made in cash, money order, credit cards, traveler's checks or such other methods of payment approved by the Board.
- 3.5 At the discretion of the General Manager, United or its authorized agent(s) may proceed to sue for delinquent fees in any court of competent jurisdiction or take any other legal proper steps to effect collection.
- 3.6 Annual permits shall be valid for the remainder of the calendar year in which issued, terminating December 31 of the year in question unless revoked for cause. If an annual permit is revoked for cause, permit fees paid will not be reimbursed.
- 3.7 Concession vessels shall not be required to obtain vessel permits but shall be subject to all other rules and regulations herein, including all applicable state laws and regulations.

- 3.8 The Department may take possession of any certificate, card, permit or decal issued hereunder which may have been issued unlawfully or erroneously or which have been revoked, cancelled or suspended. Any associated fees paid will not be reimbursed.
- 3.9 Camping and vehicle permits shall be affixed by the customer to the inside windshield of the vehicle viewable from the front side of the campsite.

4. SCHEDULE OF OPERATION

- 4.1 The schedule of operation for the Park shall be established by the Board.
- 4.2 The General Manager is authorized to restrict the public use of the Park by closing the Park or any Park areas, including, but not limited to, Lake Piru, or any of the Park's facilities by restricting the hours of operation for good and sufficient reason, including, but not limited to, the following:
 - 4.2(a) Sanitary protection of the watershed.
 - 4.2(b) Fire suppression or prevention.
 - 4.2(c) Construction or maintenance.
 - 4.2(d) Dangerous or unsafe conditions.
 - 4.2(e) To prevent damage to the Park or its facilities.
 - 4.2(f) Conservation of fish and game.
 - 4.2(g) Special events and activities.

5. RULES AND REGULATIONS

- 5.1 Sanitary Regulations - It shall be unlawful for any person within the Park:
 - 5.1(a) To allow any animal or pet under that person's supervision to be in the Park unless controlled by a leash not exceeding eight feet in length, or to allow any animal to molest or inconvenience any occupant of the Park or to abandon any animal in the Park.
 - 5.1(a)(1) To have or to permit any animal under that person's supervision to have bodily contact with waters of the Lake.
 - 5.1(a)(2) To permit an animal under the person's supervision to remain outside any camp unit, or tent between the hours of 10:00 p.m. to 8:00 a.m.
 - 5.1(a)(3) To leave a pet enclosed in any camp unit at any time without the direct supervision of the pet owner or care giver.

5.1(a)(4) To bring into the Park more than two animals or to have more than two animals per campsite.

5.1(b) To clean fish in the Park except at places designated by the Park and Recreation Manager.

5.1(c) To allow waste from a vessel to discharge into the Lake.

5.1(d) To urinate or defecate in public outside of facilities provided for that purpose.

5.1(e) To dispose of litter, trash, waste, garbage, debris, construction waste or any unwanted materials within the boundaries of Lake Piru Recreation Area that was not generated within the boundaries as a result of normal camping and day use activities.

5.2 Vessel Permits

5.2(a) It shall be unlawful for any person within the Park to have, use or operate any vessel which does not have a current Park vessel permit, does not have a current valid registration and license or is not insured.

5.2(b) Each vessel, prior to obtaining a Park vessel permit, shall meet the following standards:

5.2(b)1 It shall not be used on the lake except with the express permission of United.

5.2(b)2 Its physical condition and equipment shall comply with all federal and California state laws, regulations, and requirements.

5.2(b)3 It shall be in a seaworthy, clean, dry and in a sanitary condition, capable of staying afloat fully loaded.

5.2(b)4 It shall not possess a holding tank or toilet unless such is sealed or otherwise rendered inoperable or designed so that no waste can be discharged into the Lake.

5.2(b)5 Each vessel issued a permit hereunder shall be subject to re-inspection and reevaluation at any time the vessel is in or enters the park to ascertain whether such vessel is properly rated and complies with the rules and regulations for granting a vessel permit. Upon such inspection and evaluation, if any vessel is found not to meet the requirements of this ordinance, the Park and Recreation Manager may, in his or her discretion (1) reasonably refuse to issue a Park vessel permit and exclude such vessel from the lake, or (2) revoke the Park vessel permit for such vessel and order its immediate removal from the lake until the deficiency is corrected.

- 5.2(c) As a condition of granting a Park vessel permit, the Park and Recreation Manager may, in his or her discretion, specify the reasonable time; place and manner of usage of any vessel on the lake.
- 5.2(d) As a condition of granting a Park vessel permit, the Park and Recreation Manager, in his or her discretion, may require the owner, legal owner or registered owner (as those terms are defined in Harbors and Navigation Code section 651 or its successor) of any vessel to produce evidence of liability, collision or other insurance.
- 5.2(e) The Board finds that the provision of 5.2, 5.3 and 5.4 herein relate to sanitation and pollution control and other matters which the District is authorized to regulate pursuant to state law.

5.3 Vessel Regulations

Any person having, using or operating a vessel in the Lake Piru Recreational Area shall abide by the applicable section of the California State Boating Law, Title 14 of the California Code of Regulations, and the provisions of this Ordinance.

The Board may establish special use areas and prescribe rules and regulations for the use of such areas pursuant to California Harbors and Navigation Code section 660. It shall be a violation of this Ordinance for any person within the Park:

- 5.3(a) To operate a vessel within a prohibited area designated by marker on the lake or posted at the entrance to the Recreation Area or launch ramp.
- 5.3(b) To tie a vessel to, or mutilate, damage or move from position, any buoy or connecting line, chain or cable placed or installed on the lake.
- 5.3(c) To operate or navigate any commercial motor vessel while carrying passengers for hire without written authorization of the General Manager.
- 5.3(d) To launch any vessel except at an approved launching area designated by the General Manager.
- 5.3(e) To keep any vessel on shore overnight except in areas designated by United for that purpose.
- 5.3(f) To operate or occupy any vessel on the lake prior to or after the posted and designated hours of operation for the park, unless a special permit is issued by the Parks and Recreation Manager.
- 5.3(g) To water ski, aquaplane, tube, knee board, wake board or any similar activity within 100 feet of any navigation marker or shoreline.
- 5.3(h) To pull a kite or parachute without the written authorization of United.

- 5.3(i) To pull a water ski or aquaplane with a rope greater than 100 feet in length.
- 5.3(j) To pull more than two skiers at one time.
- 5.3(k) To operate any inflatable vessel unless it:
- (1) Possesses rigid floor and transom.
 - (2) Possesses three or more air chambers.
- 5.3(l) To operate a float tube unless it:
- (1) Is specifically designed and being used exclusively for fishing and
 - (2) Is in sound condition and
 - (3) Is used when waders (or hip boots) are worn that are in sound condition and completely cover the immersed portion of an angler's body so that sustained, direct body contact with the water is prevented and
 - (4) Is used only within 150 feet or less from the shoreline in areas designated as special use areas by the Park and Recreation Manager and
 - (5) Is used while a U.S. Coast Guard approved PFD (Personal Flotation Device) is worn and
 - (6) Is equipped with
 - (a) A readily available horn or whistle to warn approaching craft and
 - (b) At least 12 square inches of international orange material displayed at least 12 inches above the water line at all times.
- 5.3(m) For the purpose of this ordinance refer to the definition noted in California Harbors and Navigation Code HNC §658.3(a): A person shall not operate a motorboat, sailboat, or vessel, unless every person who is on board and who is under 13 years of age is wearing a United States Coast Guard-approved wearable personal flotation device that is used in accordance with approval labels and manufacturer's instructions while that motorboat, sailboat, or vessel is underway.
- 5.3(n) For a vessel owner or any person having a vessel in his/her charge or control to authorize or knowingly permit the same to be operated by any person who is incapable of operating such vessel under the prevailing circumstances for any reason, including, but not limited to inexperience or physical or mental disability.
- 5.3(o) To operate any vessel beyond the safe carrying capacity of such vessel.

- 5.3(p) To operate a vessel outside of the special use area that is less than 12 feet in length, does not possess a sail or a motor with a minimum of 3 horsepower or greater and does not have a minimum width of 42 inches, excepting whitewater vesselers who receive advance approval from the General Manager to portage over Santa Felicia Dam.
- 5.3(q) To operate a personal watercraft anywhere on the lake. Exceptions may be granted for rescue, patrol or filming purposes.
- 5.3(r) To operate a vessel without current and proper registration, and without proper display of registration including certificate of numbers or CF numbers.
- 5.3(s) For the purpose of this ordinance refer to the definition noted in California Harbors and Navigation Code HNC §658.5(a) Except as provided in subdivision (b), no person under 16 years of age shall operate a vessel powered by a motor of greater than 15 horsepower, except for a vessel that does not exceed 30 feet in length and is designed to use wind as its principal source of propulsion, or a dinghy used directly between a moored vessel and the shoreline or between a moored vessel and another moored vessel.
- 5.3(t) For the purpose of this ordinance refer to the definition noted in California Harbors and Navigation Code HNC §658.7(a): Failure of the operator of a vessel involved in towing a skier to display or cause to be displayed a ski flag, as described in subdivision (a) of Section 7009 of Title 14 of the California Code of Regulations, to indicate any of the following conditions, is an infraction punishable by a fine not exceeding fifteen dollars (\$15):
- (1) A downed skier.
 - (2) A skier in the water preparing to ski.
 - (3) A ski line extended from the vessel.
 - (4) A ski in the water in the vicinity of the vessel.
- 5.3(u) For the purpose of this ordinance refer to the definition noted in California Harbors and Navigation Code HNC §658(a): (a) No person shall operate a vessel on any waters for towing a person or persons on water skis, an aquaplane, or a similar device unless there is in the vessel a person at least 12 years of age, in addition to the operator, in a position to observe the progress of the persons being towed.

5.4 Vessel Speed Regulations

- 5.4(a) Except as otherwise provided herein, or posted at the lake, the maximum permissible speeds at which a vessel may be operated on the lake shall be

35 mph. Vessels in the main body of the lake must travel in a counter clockwise direction on the water.

5.4(b) For the purpose of this ordinance refer to the definition noted in California Harbors and Navigation Code HNC §660: (a) Any ordinance, law, regulation, or rule relating to vessels, which is adopted pursuant to provisions of law other than this chapter by any entity other than the department, including, but not limited to, any county, city, port authority, district, or any state agency other than the department, shall, notwithstanding any other provision of law, pertain only to time-of-day restrictions, speed zones, special-use areas, and sanitation and pollution control, and the measure shall not conflict with this chapter or the regulations adopted by the department. Except as provided in subdivision (c), any measure relating to boats or vessels adopted by any governmental entity other than the department shall be submitted to the

5.4(c) It shall be unlawful to operate a vessel in an area of the lake where the speed limit is over 10 miles per hour except in a counterclockwise pattern.

5.4(d) It shall be unlawful for any person to engage in a vessel regatta, race, tournament (fishing or racing) or exhibition in the lake without approval of United.

5.4(e) The Department is authorized to close the lake or portions thereof to boating for good and sufficient reasons including, but not limited to, the following:

- (1) Dangerous water or weather conditions.
- (2) Unsatisfactory ramp, parking or road conditions.
- (3) Construction or movement of ramp facilities.
- (4) Special events or activities.

5.5 Vehicle Regulations – Any person having, using or operating a motor vehicle, recreation vehicle or trailer in the Park shall abide by all applicable sections of the California Vehicle Code. It shall be unlawful for any person within the Park:

5.5(a) To operate a motor vehicle except on designated roads and parking areas, unless otherwise directed by the Park and Recreation Manager.

5.5(b) To operate a motor vehicle at a speed in excess of 15 miles per hour or to exceed 5 miles per hour in a picnic area, campground or parking lot, or to exceed the speed limit posted by United within the Park.

5.5(c) To throw or otherwise dispose of any burning material, trash, waste or other debris from a vehicle.

- 5.5(d) To park a vehicle in other than a designated parking area or to park or leave parked a vehicle in a parking lot prior to or after the posted hours of operation for the Park, except with written authorization of United. Vehicles parked in unauthorized areas will be towed away at the owner's expense and are subject to citation.
 - 5.5(e) To drive a vehicle in a careless or reckless fashion so as to endanger the vehicle, its occupants or any person, equipment, facilities or property.
 - 5.5(f) To operate a motor vehicle in the Park without a valid driver's license.
 - 5.5(g) The Park and Recreation Manager is authorized to close any Park road or reduce the speed limit on any such road for good and sufficient reasons including, but not limited to, the following:
 - (1) Construction or maintenance of facilities.
 - (2) Dangerous road conditions.
 - (3) Special events and activities.
 - 5.5(h) To drive a vehicle at a speed greater than is reasonable or prudent having due regard for weather, visibility, traffic, the surface and width of the roadway, and in no event at a speed which endangers the safety of persons or property.
 - 5.5(i) In the absence of written consent from the Park and Recreation Manager, to abandon or leave unattended, for a period of more than seven (7) days, a vehicle, camp unit or vessel within the Park. Such vehicle, camp unit or vessel shall thereafter be towed at the owner's expense. Owner shall pay District all applicable towing and storage expenses prior to release of the property.
 - 5.5(j) To operate a motor vehicle within the boundaries of the Lake Piru Recreation Area without evidence of financial responsibility (insurance).
 - 5.5(k) To operate any gas or electrical powered device including but not limited to pocket bikes, scooters, mopeds, engine powered bicycle, off-road motorcycle, UTV, Side by Side, golf cart or other device which cannot be licensed for use on California public roadways and or that is not designed for use by a person with disability.
- 5.6 Conservation - It shall be unlawful for any person within the Park:
- 5.6(a) To cut, pick, mutilate or destroy any vegetation, except when authorized in writing by the Department.
 - 5.6(b) To pick up, collect, or utilize downed or dead wood within the Park as firewood.

- 5.6(c) To remove soil or rock(s), except when authorized in writing by the Department.
- 5.6(d) To throw, place or otherwise dispose of any burning material except into authorized fire pits.
- 5.6(e) To possess or set off any fireworks or other explosives.
- 5.6(f) To build, ignite or utilize fires except in fire pits, stoves or other facilities designed to contain said fires, or as otherwise authorized in Section 5.11(c).
- 5.6(g) To leave any fire unattended or to fail to put out a fire prior to departure.
- 5.6(h) To molest, injure or kill any animal or bird, or to allow any child or animal under the person's supervision to molest, injure or kill any animal or bird, except that controlled hunting may be authorized by resolution of the Board.
- 5.6(i) To use or possess any firearm or other weapon, including air guns and pellet type guns, paintball guns, slingshots, and air-soft weapons, with exceptions made for law enforcement personnel, land owners crossing District property on designated roadways to access personal property, or hunters crossing District property during hunting season, so long as all laws applicable to firearms are adhered to, or except as may otherwise be authorized in writing by the General Manager.
- 5.6(j) To fish prior to or after the posted hours of operation for the Park except as may be authorized in writing by the Park and Recreation Manager.
- 5.6(k) To operate a motorized remote controlled model airplane, rocket, drone, helicopter, car, vessel or similar device.
- 5.6(l) To receive, bring or cause to be brought into the Recreation Area any fish, crustacean, amphibian or aquatic plant from any place for the purpose of propagation or use as fish bait.
- 5.6(m) To use a loudspeaker, public address system, or amplifier without written authorization from the Park and Recreation Manager.
- 5.6(n) To hunt on District property. Such acts shall be considered trespassing.
- 5.6(o) To launch any vessel on the water of Lake Piru that has not successfully passed an invasive species vessel inspection at the Park's entry area.
- 5.7(p) To leave Recreation Area with any vessel, personal water craft, aquaplane, or float tube that has not been cleaned, drained and dried in a manner specified by the District, and successfully passed an invasive species

(including but not limited to quagga mussels) vessel inspection, at the Park's entry area

- 5.6(q) For any person 16 years of age or older to take any kind of fish, mollusk, invertebrate, amphibian or crustacean without a valid fishing license issued by the State of California, or to violate the terms of such license in any manner.

5.7 Closed Areas

It shall be unlawful for any person to enter any area of the Park which is posted by the Park and Recreation Manager against entry or is designated as closed.

- 5.7.1 The District's General Manger may elect to close and or authorize the Chief Park Ranger to close areas of the park for the purpose hosting special events, for public safety concerns and or for maintenance activities.

5.8 Equestrians, Livestock & Exotic Animals

It shall be unlawful for any person to bring a horse, livestock or exotic animal into the Park without the written authorization of the Park and Recreation Manager.

5.9 Camping - It shall be unlawful for any person within the Park:

- 5.9(a) To occupy a campground or campsite without first obtaining a camping permit.
- 5.9(b) To cause any noise which extends beyond individual campsites during "quiet time" which is from 10:00 p.m. to 8:00 a.m.
- 5.9(c) To visit or allow visitors in the campground except from 8:00 a.m. to 10:00 p.m. if such visitors have not paid the appropriate camping fees. Such visitors shall not cause the number of individuals at a single campsite to exceed eight (8) persons.
- 5.9(d) To operate power generation equipment between 10:00 p.m. to 8:00 a.m.
- 5.9(e) To use electrical power or connect to any water faucet or sewage disposal facility in the Park except in areas authorized by the Department with payment of appropriate fees for such use.
- 5.9(f) To occupy a campsite for other than recreational camping purposes, unless the occupant has entered into a long term stay agreement or work camper agreement reviewed and approved by the Park and Recreation Manager.
- 5.9(g) Unless otherwise subject to an agreement pursuant to Section 5.9(f), to occupy a campsite for more than:

1. Fourteen (14) consecutive days from April 1 to September 30 of any calendar year,
2. Thirty (30) consecutive days from October 1 to November 30, and from March 1 to March 30 of any calendar year, and
3. Ninety (90) consecutive days during the time period from December 1 to February 28.
4. Notwithstanding these limits, the General Manager may, under extenuating circumstances, authorize longer periods of occupation if sufficient campsites are available.

5.9(h) To occupy any campsite within 48 hours after vacating any campsite.

5.9(i) To bring a vehicle into the campgrounds without first paying the appropriate use fee unless the driver of the vehicle has obtained a day use pass and is visiting another person legally occupying a campsite within the campgrounds, except that members of an immediate family may join a camping unit if they occupy the same camping unit and first pay the extra vehicle camping fee.

5.9(j) To allow more than two camp units in any one campsite. At the Parks and Recreation Manager's sole discretion, a campsite may be restricted to only one camp unit if it is determined that a second vehicle impedes campground access of park visitors and public safety vehicles and may create unsafe conditions.

5.9(k) To occupy a campsite with more than eight (8) people unless authorized to do so by United.

5.9(l) To occupy a campsite without first paying all required fees.

5.9(m) To erect ropes, hammocks or other barriers outside a campsite.

5.9(n) To remain in any campsite after 2:00 p.m. on the day scheduled to be vacated.

5.9(o) To occupy any campsite without first obtaining and posting on the camp post the required camping permit.

5.9(q) To occupy more than one campsite without first paying the appropriate permit fees regardless of whether there are vacant campsites available.

5.9(r) To fail to have at least one person occupying a campsite during the first night camping equipment has been set up without first obtaining permission of the Recreation Department.

5.9(s) To camp in any area other than those campgrounds or campsites designated as such by the District.

- 5.10 Alcoholic Beverage Free Areas - It shall be unlawful for any person within the park to possess or consume any alcoholic beverage in alcoholic beverage free areas without an alcohol permit in accordance with the District's Alcohol Policy for the Park.
- 5.11 Swimming And Wading - It shall be unlawful for any person within the Park:
- 5.11(a) To possess glass containers in any designated beach and swimming area.
 - 5.11(b) To bring or allow a pet to be brought into any designated beach and swimming area.
 - 5.11(c) To light a fire in any designated beach and swimming area with the exception of a fire within an affixed barbeque grill provided by United for the purpose of cooking.
 - 5.11(d) To leave any child under ten (10) years of age unattended by a responsible adult at least 18 (eighteen) years old in any designated beach and swimming area.
 - 5.11(e) To camp overnight at any designated beach and swimming area.
 - 5.11(f) To wade or swim in the waters of the Lake except within a designated swimming area, when engaged in waterskiing or aquaplaning, or walking to or from an appropriately beached vessel, in accordance with the District's swim policy.
 - 5.11(g) To dispose of or leave behind any trash, litter, debris or unwanted material at any designated swim area.
 - 5.11(h) To operate or park a motor vehicle at or within any designated swim area.

6. ADMINISTRATIVE PENALTY PROCEDURES

- 6.1 This section establishes the administrative procedures for the imposition, enforcement, collection, and review of civil penalties by the District pursuant to Government Code Section 53069.4.

The issuance of a civil or administrative penalty under this section is solely at the District's discretion and is one option the District possesses to address violations of this ordinance. By adopting these provisions, the District does not intend to limit its discretion to utilize any other remedy, civil or criminal, for any violation of the Ordinance.

A Citee may request a preliminary review of a citation within 14 days of the date the citation is issued. The Citee must present to the Park and Recreation Manager a preliminary review request form, a copy of the citation and any additional information demonstrating the reason(s) why there was no violation or why the Citee is not a responsible person for the violation. The purpose of the review is to identify any improper citations due to errors that are readily verifiable and not to resolve factual disputes concerning the citation.

The preliminary review shall be conducted by the Park and Recreation Manager or designee. The reviewer shall not be the Park Ranger who issued the citation.

If the determination of the preliminary review is that the citation is improper, the citation shall be dismissed. The Citee shall be notified of the results of the review in writing within 15 working days of receipt of the request.

A request for preliminary review does not extend any time periods for compliance, the penalty due date or the time to request an administrative hearing.

Any Citee may contest a civil penalty citation by filing a signed written request for an administrative hearing stating the grounds for contesting the citation. The request must be received by the District within 35 days of the date the citation was served and be accompanied by a deposit of the full amount of the penalty.

Within ten (10) days following the receipt of a request for an administrative hearing and deposit of the full amount of the fine, the District shall schedule an administrative hearing. The date of the hearing shall be no more than 90 days later than the date the request for the hearing was filed. The District shall notify the Citee of the date of the hearing.

A Hearing Officer will be appointed by the District to conduct, consider and decide administrative hearing. Prior to being appointed, a hearing officer must be first designated by the General Manager as qualified to provide a fair and impartial hearing based on appropriate education, training and experience.

The Hearing Officer may grant a one-time continuance of a hearing for no more than 45 days if a request is made showing good cause by the Citee or the District designated representative. All continuance requests shall be made by a written request received by the District at least 72 hours before the hearing date. If the request for continuance is denied, the hearing shall proceed as noticed. A Citee who requests a continuance waives their opportunity for a hearing within 90 days of the date the citation is issued.

A Hearing Officer shall conduct the hearing on the date set by the District. The Citee shall have the opportunity to appear, testify and to present evidence relevant to the ordinance violation alleged in the citation. The Citee may file a written declaration with the District at least 48 hours prior to the hearing in lieu of personally attending the hearing. The citation shall be accepted by the Hearing Officer as prima facie evidence of the ordinance violation and the facts stated in

the citation. Neither the Park Ranger nor any other District representative shall be compelled to attend the hearing. Any such appearance or submission may be made at the discretion of the Park Ranger.

The hearing shall be conducted informally and formal rules of evidence need not be utilized. The Hearing Officer does not have the authority to issue a subpoena.

The failure of the Citee to appear at the hearing or to file written testimony prior to the hearing shall constitute an abandonment of the request for an administrative hearing and a failure to exhaust administrative remedies concerning the violation set forth in the citation. Any penalty deposit shall be forfeited to the District.

After considering all evidence and testimony submitted at the administrative hearing, the Hearing Officer shall issue a written decision to uphold or dismiss the citation within 20 working days after conclusion of the hearing. The Hearing Officer has no discretion or authority to reduce or modify the amount of any fine. The decision shall state the reasons and evidence considered for the decision. If the decision is to uphold the citation, the deposited penalty shall be forfeited to the District. If the decision is to dismiss the citation, the District shall refund the penalty deposit within 30 days of the decision. The Hearing Officer's continued employment, performance evaluation, compensation, and benefits shall not directly or indirectly be linked to the number of citations upheld or cancelled by the officer.

Notwithstanding any other provisions of this Ordinance or otherwise, the administrative hearing decision is final and not subject to appeal or further review by the District or any person. The Citee may seek judicial review of the administrative hearing decision by filing an appeal with the Ventura County Superior Court in accordance with the provision of state law.

6.2 Administrative Penalty Citations

Upon determining that a provision of this Ordinance has been violated, a Park Ranger has the authority to issue a civil penalty citation. A citation may be issued for violation of one or more ordinance sections and for one or more days on which a violation exists. Each ordinance violation shall constitute a separate violation and be subject to a separate penalty. Civil penalty citations shall contain following information:

1. Name of the Citee;
2. Address or other description of the location where the ordinance violation occurred;
3. Date on which the ordinance violation(s) occurred;

4. Issuing department/division;
5. The ordinance section(s) violated;
6. Brief description of the violation;
7. Amount of the penalty;
8. Procedure to pay the penalty;
9. Description of the procedure for requesting a Preliminary Review, and an Administrative Hearing to contest a citation.
10. Printed name and signature of the issuing Park Ranger;
11. Date the citation is served;
12. A distinct citation number.

A Park Ranger may personally deliver the citation to the Citee, or may mail the citation by first class mail to the Citee's last known address.

6.3 Payment of Administrative Penalties

The Board of Directors shall approve by resolution a penalty fee schedule to establish the amount of the civil penalties for violating provisions of District ordinances. Penalties are due on the day the citation is issued.

Penalties shall be paid to the District within 35 days of the due date. Penalties not paid in accordance with the provision of this Ordinance are civil obligations of the responsible party and may be collected by the District through any legal means. Payment of a penalty shall not excuse the Citee from correcting the ordinance violation. The issuance of a citation or payment of a penalty does not bar the District from taking any further enforcement action regarding an ordinance violation that continues to exist or when a person continues to violate an ordinance, including but not limited to issuing additional civil penalty citations or filing a criminal complaint.

NOTICE TO APPEAR CITATIONS

Upon determining any violation declared to be an infraction or misdemeanor associated with violations of state law or regulations, or for any violation of local, state, city or county ordinance not included within this ordinance but deemed to be a violation of state law or regulation, Park Rangers have the authority to issue a “Notice to Appear” pursuant to the authority granted to them under California Penal Code Section 830.31(b). All Such violations shall be directly filed with the Ventura County Superior court and processed by the judicial authority of the Ventura County Superior court.

A “Notice to Appear” citation may be issued for violation of one or more laws or regulations. Each violation shall constitute a separate violation and be subject to a separate penalty. Any such citations issued by an arrested officer, or in the case of the ordinance a Park Ranger employed by the District, shall be completed in accordance with the California Judicial Council’s TR-INST Notice to Appear and related forms and guidelines and as required under the California Penal Code.

Violations processed as “Notices to Appear” and directly filed with the County Superior Court may result in a person’s privileges to the Lake Piru Recreation Area being revoked for a period of up to three (3) years. In accordance with California Penal Code Section 853.7, all persons failing to appear before a magistrate in court as promised when a “Notice to Appear” is issued by an arresting officer, may be arrested and punished by up to six (6) months in jail and or a \$1,000 fine regardless of the disposition of the original charge.

7. CONSTITUTIONALITY

If any competent court shall find any portion of this ordinance unconstitutional, such decision shall not affect the validity of any other portion thereof.

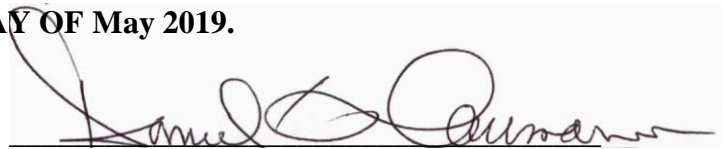
8. REPEAL OF PREVIOUSLY ADOPTED RULES AND REGULATIONS

This ordinance supersedes and repeals all previous Board adopted Rules and Regulations for the Lake Piru Recreation Area, including but not limited to any prior versions of United Water Conservation District Ordinance No. 15.

9. EFFECTIVE DATE

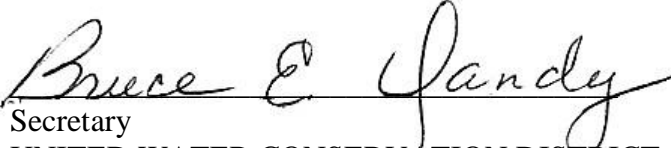
In accordance with Water Code Section 74651 and Harbors and Navigation Code Section 660, this ordinance shall become effective on May 23, 2019.

PASSED AND ADOPTED THIS 23rd DAY OF May 2019.



President
UNITED WATER CONSERVATION DISTRICT

ATTEST:


Secretary
UNITED WATER CONSERVATION DISTRICT