



# Department Of Parks and Recreation Rule/Policy

<b>Subject:</b> Code of Conduct		Number: P 060 1.00.00
		Effective: Draft Proposed
Approved: DRAFT	Department:	
	<b>Parks &amp; Recreation</b>	

## 1.0 INTRODUCTION AND PURPOSES

- 1.1 The purpose of these administrative rules is to establish a Code of Conduct in order to better manage the Parks and Recreation system. The Code of Conduct prohibits specified conduct in order to ensure that all users may have the opportunity to enjoy the amenities the Parks system offers.
- 1.2 These rules apply only on property and facilities under the jurisdiction of the Department of Parks and Recreation and do not provide for a criminal or civil penalty. However, a person who violates these rules may have his or her permission to remain in the park withdrawn and/or the person may be issued a Parks Notice of Exclusion as provided in SMC 18.12.278.

## 2.0 REFERENCES AND AUTHORITY

- 2.1 These administrative rules are authorized by and promulgated as provided in the City Administrative Code (SMC 3.26.040).
- 2.2. SMC 18.12.278 “Park Exclusion”.

## 3.0 PARKS CODE OF CONDUCT

### 3.1 Violations of State and Local Laws

In addition to violating applicable law, it is also a violation of these administrative rules to engage in any conduct that would constitute a criminal or civil violation of any applicable laws, including any provision of Chapter 18.12 of the Seattle Municipal Code (the Parks Code), any other provision of the Seattle Municipal Code (SMC) or any provision of the Revised Code of Washington (RCW).

**3.2 Violations of this Administrative Rule**

The following conduct is also expressly prohibited by these administrative rules.

- 3.2.1** Camping in any park unless specifically approved by the Superintendent;
- 3.2.2** Conduct that unreasonably deprives others of their use or enjoyment of the park or park facility;
- 3.2.3** Disrupting Department of Parks and Recreation business, events, or other sponsored activities;
- 3.2.4** Disposing of unwanted items anywhere but in a designated trash or recycling receptacle, dumping, or creating unsanitary conditions or health hazards on park property that violate public health rules of Seattle and King County (i.e. littering);
- 3.2.5** Violation of the laws requiring that dogs be leashed and licensed and that owner carry scoop equipment;
- 3.2.6** Dogs, whether on or off leash, at athletic fields, beaches, or children's playgrounds;
- 3.2.7** Possession of glass containers at athletic fields, beaches or children's playgrounds;
- 3.2.8** Posting of signs, posters, or notices in any park, unless otherwise permitted by the Superintendent;
- 3.2.9** Improper use of restrooms (e.g., no bathing or showering, except in designated facilities, and no washing clothes, sleeping, or eating);
- 3.2.10** Smoking anywhere on Parks and Recreation system property;
- 3.2.11** Distribution of handbills, circulars, or signs in any park in any manner that interferes with normal passage of people or vehicles, unless otherwise permitted by the Superintendent;
- 3.2.12** Spitting, urinating, or defecating, except in designated restroom fixtures;
- 3.2.13** Leaving packages, backpacks, luggage, or other personal items unattended;

- 3.2.14** Possession of liquor without all applicable permits;
- 3.2.15** Blocking entrances, exits, fire exits, handicap access areas, public walkways, or roadways, or obstructing pedestrian traffic or otherwise interfering with the provision of services or the use of park property;
- 3.2.16** Conduct that creates an unreasonable and substantial risk of harm to any person or property (i.e. dangerous activity);
- 3.2.17** Presence in a park or area within a park without a permit when the park or area within the park is not open to the public;
- 3.2.18** Entering restrooms designated for persons of the opposite sex (except children accompanied by a parent, guardian, or responsible adult, or to accommodate the needs of a person with a disability);
- 3.2.19** Igniting or maintaining a fire or use of flammable liquids, except in designated barbecues, grills, and fire rings;
- 3.2.20** Using park property without a permit for a use that requires a permit or requires City services (for example, use of amplified sound without a permit);
- 3.2.21** Capturing, annoying, or disturbing any animal;
- 3.2.22** Driving a motor vehicle anywhere in a park except on public roadways and parking lots;
- 3.2.23** Abusive or harassing behavior, including obscene language or gestures;
- 3.2.24** Possession or use of illegal fireworks, firecrackers or any other explosive or incendiary device;
- 3.2.25** Possession of explosives, acid, or any other article or material capable of causing serious harm to others;
- 3.2.26** Illegal gambling;
- 3.2.27** Possession, sale, or use of illegal drugs;
- 3.2.28** Defacing, destroying, or otherwise vandalizing park property, including buildings, fixtures, grounds, signs, or other structures;

**3.2.29** Sexual misconduct, such as indecent exposure, offensive touching, sexual acts, or prostitution;

**3.2.30** Assault or fighting;

**3.2.31** Firearms violations under RCW Chapter 9.41.

### **3.3 Violations of Additional Rules**

Unless provided otherwise in a specific applicable rule, failure to comply with any other rule relating to the use of property or facilities when the substance of such rule is indicated to the public by means of signs or signals, as provided in SMC 3.02.020(E)(4).

## **4.0 ENFORCEMENT**

### **4.1 Violations of Law (Rule Section 3.1, 3.2)**

Conduct that would constitute a violation of civil or criminal law may result in: 1) citation or arrest as provided under applicable law; 2) issuance of a Parks Exclusion Notice as provided in SMC 18.12.278.and Department Policy and Procedure 060-P 7.15 (adopted in 1997); and/or, 3) an authorized City employee's notification to a person that his or her permission to remain on the premises has been withdrawn for up to twenty-four (24) hours.

### **4.2. Violations of these Rules.**

Conduct that would not constitute a violation of civil or criminal law, but does violate these administrative rules, may result in: 1) issuance of a Parks Exclusion Notice as provided in SMC 18.12.278.and Department Policy and Procedure 060-P 7.15 (adopted in 1997); and/or, 2) an authorized City employee's notification to a person that his or her permission to remain on the premises has been withdrawn for up to twenty-four (24) hours.

### **4.3 Violation of a Lawful and Authorized Directive**

A violation of or failure to comply with a lawful directive issued by an authorized Parks and Recreation Department employee or agent may result in withdrawal of the violator's permission to remain in the park or park facility for a period of up to twenty-four (24) hours.

**4.4. Criminal Trespass**

Entering or remaining on an area not open to the public, violating a Parks Notice of Exclusion, or remaining on the premises after being notified that permission to remain has been withdrawn, may subject the violator to arrest and prosecution for criminal trespass.

**4.5 Parks Exclusion Notices**

Parks Exclusion Notices shall be issued as provided in SMC 18.12.278, and as provided in the applicable Code of Conduct Length of Exclusion Guidelines.

**Code of Conduct Length of Exclusion Guidelines**

Duration 1st Offense under 16/16 & over**	2nd Offense* under 16/16 & over	3rd Offense* under 16/16 & over	Violation Type	
Warning / 24 hours	1 day / 7 days	7 days / 30 days	Camping	3.2. 1
Warning / 24 hours	1 day / 7 days	7 days / 30 days	Disruptive conduct - other visitors	3.2. 2
Warning / 24 hours	1 day / 7 days	7 days / 30 days	Disruptive conduct - park business	3.2. 3
Warning / Warning	1 day / 7 days	7 days / 30 days	Littering	3.2. 4
Warning / 24 hours	1 day / 7 days	7 days / 30 days	Off- leash Dog	3.2. 5
Warning / 24 hours	1 day / 7 days	7 days / 30 days	Dog at fields, beaches, playgrounds	3.2. 6
Warning / 24 hours	1 day / 7 days	7 days / 30 days	Possession of glass containers	3.2. 7
Warning / 24 hours	1 day / 7 days	7 days / 30 days	Posting of signs, etc.	3.2. 8
Warning / 24 hours	1 day / 7 days	7 days / 30 days	Restroom Misuse - improper hygiene	3.2. 9
Warning / 24 hours	1 day / 7 days	7 days / 30 days	Smoking	3.2. 10
Warning / 24 hours	1 day / 7 days	7 days / 30 days	Distribution of materials, soliciting or survey	3.2. 11
Warning / 24 hours	1 day / 7 days	7 days / 30 days	Spitting	3.2. 12
Warning / 24 hours	1 day / 7 days	7 days / 30 days	Unattended Items	3.2. 13
1 day / 7 days	45 days / 90 days	1 year	Urinating or defecating	3.2. 12
7 days	45 days / 90 days	1 year	Possession of alcohol without permits	3.2. 14
1 day / 7 days	45 days / 90 days	1 year	Blocking access	3.2. 15
1 day / 7 days	45 days / 90 days	1 year	Dangerous or threatening activity	3.2. 16
1 day / 7 days	45 days / 90 days	1 year	In park when closed, in non-public area	3.2. 17
1 day / 7 days	45 days / 90 days	1 year	Restroom Misuse - wrong sex bathroom	3.2. 18
1 day / 7 days	45 days / 90 days	1 year	Fire and use of flammable liquids	3.2. 19
1 day / 7 days	45 days / 90 days	1 year	Using park without a permit	3.2. 20
30 days / 60 days	45 days / 90 days	1 year	Capturing, annoying animal	3.2. 21
30 days / 60 days	45 days / 90 days	1 year	Driving off-roadways	3.2. 22
30 days / 60 days	45 days / 90 days	1 year	Harassment (discriminatory, obscene, profanity)	3.2. 23

**Code of Conduct Length of Exclusion Guidelines**

Duration 1st Offense under 16/16 & over**	2nd Offense* under 16/16 & over	3rd Offense* under 16/16 & over	Violation Type		
30 days / 60 days	45 days / 90 days	1 year	Illegal fireworks, firecrackers, explosive device	3.2.	24
30 days / 60 days	45 days / 90 days	1 year	Possession of explosives	3.2.	25
30 days / 60 days	45 days / 90 days	1 year	Illegal gambling	3.2.	26
45 days / 90 days	90 days	1 year	Drug Activity - Signs of Influence	3.2.	27
45 days / 90 days	90 days	1 year	Property Damage - under \$250	3.2.	28
180 days / 1 year	1 year	1 year	Drug Possession, Sale or Use	3.2.	27
180 days / 1 year	1 year	1 year	Property Damage - over \$250.00	3.2.	28
180 days / 1 year	1 year	1 year	Indecent Exposure or Lewd Conduct	3.2.	29
180 days / 1 year	1 year	1 year	Assault / Fighting	3.2.	30
1 Year	Additional Year	Additional year	Weapons Violation or Any Felony	3.2.	31
30 days / 60 days	45 days / 90 days	1 year	Remain on Property Following Order of Exclusion (i.e. refuse to leave)		

\* Means second (or third) violation of the same rule within a one-year period.

\*\* Individuals under age 16 will receive the shorter Notice of Exclusion period. The individual must show proof of age either at the time the Notice of Exclusion is issued or during an administrative review.

\*\*\*Multiple Notices of Exclusion must be served consecutively - not concurrently.