

LOCAL LAW NO. 8 OF 1991

A LOCAL LAW PROVIDING FOR RULES AND REGULATIONS FOR THE BEAVER
DAM LAKE PROTECTION AND REHABILITATION DISTRICT.

BE IT ENACTED, by the County Legislature of the County of
Orange, State of New York as follows:

SECTION 1. DEFINITIONS:

1. The "District" shall hereinafter refer to The Beaver Dam Lake Protection and Rehabilitation District, a Part County District of the County of Orange established by resolutions adopted by the County Legislature on June 13, 1986 and March 13, 1987 and approved by the NYS Department of Audit and Control on June 24, 1987.
2. "District Facilities" shall hereinafter be refer to properties owned and/or controlled by the County of Orange on behalf of, and within the geographic boundaries of, the District as well as the Lake Bottom, Water and Lake Surface of Beaver Dam Lake.
3. The "Administrative Head" The Administrative Head of this District shall hereinafter refer to the Office or Officer within the County of Orange that is responsible for the management of the District.
4. "The Advisory Board" The Advisory Board shall hereinafter refer to The Beaver Dam Lake Residents Advisory Board.
5. "District Residents" The District Residents shall hereinafter refer to the individuals owning property and resident tenants enjoying the rights of the owner of property within the geographic boundaries of the District.

6. "Accompanied Guests" Accompanied Guests shall hereinafter refer to those individuals who are not District Residents and who are using a District Facility as guests of a District Resident and which are accompanied at all times by that District Resident.

SECTION 2. PURPOSE:

1. These Rules and Regulations are for the purpose of protecting and preserving District Facilities so they may be used and enjoyed by all District Residents.

SECTION 3. GENERAL USE:

1. District Facilities are for the sole use and benefit of District Residents.

2. District Facilities shall be open one hour before sunrise and shall be closed one hour after sunset, except as noted herein.

3. District Facilities shall not be used other than during posted hours of operation, except by written permission from the Administrative Head or his designee.

4. A District Facility, or any part thereof, may be closed at any time and for such interval of time as may be reasonably necessary in the interest of the District Residents. The closing of such facilities shall be accomplished at the direction of the Administrative Head or his designee. Such closing shall be accomplished by the posting of signs containing the word "Closed" and such other information as may be reasonably required to inform District Residents.

5. Use of all District Facilities, shall be at the users own risk. The District assumes no responsibility for any loss or damage to any person or property. If anyone causes damage to property or persons, they shall hold the County and District harmless and shall pay the cost of any damage and shall assume full responsibility. Any resident or guest of a resident that uses a District Facility will be deemed to have acknowledged that they are aware of these rules and regulations and agree to assume the above responsibility.

6. "Prior Notice" Law or Regulations of the County of Orange shall also pertain to the Beaver Dam Lake Protection and Rehabilitation District.

SECTION 4. GENERAL CONDUCT:

1. The Lifeguard Supervisor, Lifeguards, and/or other individual designated by the Administrative Head or his designee shall have the authority to enforce the rules and regulations of this District.

2. No one shall post or otherwise place any sign, placard, advertisement or similar display on a District Facility, without prior written permission from the Administrative Head or his designee.

3. No one shall carry or possess firearms of any description, air rifles, spring guns, bow and arrows, slings or any other forms of weapons potentially dangerous to human safety or harmful to wildlife or any instrument that can be loaded with and fire blank cartridges or any kind of trapping device, on District Facilities unless specifically authorized by the Administrative Head or his Designee in writing for a

specific purpose. Shooting into District Facilities from beyond District Facilities is forbidden. Nothing contained herein shall be construed to prevent or impair the exercise of rights of District Residents to hunt and fish as may be otherwise permitted and licensed under State Law.

4. No one shall have in their possession or cause to be exploded or discharged any firecrackers, fireworks, rockets or similar devices on District Facilities without securing the proper permit for such and obtaining written permission from the Administrative Head or his Designee.

5. No one shall ride a bicycle, motorbike, minibike, moped, or other device in other than the designated parking area on District Facilities.

6. No one shall, while upon District Facilities, conduct themselves in a disorderly or indecent manner, commit any indecent act, use profane, indecent or obscene language or gestures, interfere with or disturb any other District Resident using or enjoying District Facilities.

7. No one shall, while upon District Facilities, play loud music, make loud noises, harass, annoy, cause any other disturbance or interfere with another's quiet use and enjoyment of the District Facility.

8. No one shall, while upon District Facilities, bring or use golf clubs or other equipment that could propel an object which could cause injury to another individual if said individual were to be struck by that said object.

9. No one shall, while upon District Facilities, sell or offer to sell any article of merchandise or thing or display for sale, except by written permission of the Administrative Head or his designee.

10. No one shall, while upon District Facilities, disturb or interfere unreasonably with any person or persons occupying any area or participating in any authorized activity.

11. No one shall, while upon District Facilities, solicit contributions or support for any purpose, without the prior written approval from the Administrative Head or his Designee.

SECTION 5. DESIGNATED ACTIVITIES:

1. Swimming shall be permitted at district facilities only in designated swimming areas and when a Life Guard is on duty.

2. Portable Barbecue grills may be used only in designated picnic areas, provided that they are used in a safe manner, not left unattended, and the ashes are properly disposed of. No other open fires shall be permitted on District Facilities without securing the proper permit for such and obtaining written permission from the Administrative Head or his designee.

3. No animals, domestic or otherwise, shall be brought onto District Facilities without written permission from the Administrative Head or his designee.

4. No person or group of persons shall damage, deface, injure, destroy, remove, interfere with or vandalize any property of the District.

5. No one shall deposit or leave any trash, broken glass, debris, garbage or other refuse on District Facilities except in connection with the proper use of that District Facility and where such material is placed in the proper receptacles where provided. Where a proper receptacle is not provided, such material shall be carried away by the person responsible for its presence and properly disposed of elsewhere.

6. No dumping of material of any kind, including but not limited to, solid waste, construction and demolition debris, yard waste, etc. shall be permitted on District Facilities.

SECTION 6. GUESTS:

1. A reasonable number of Accompanied Guests shall be permitted to use a District Facility. The amount which constitutes a reasonable number of Accompanied Guests shall be determined from time to time by Guidelines adopted by the Administrative Head or his designee.

2. A District Resident shall be responsible for the conduct of their Accompanied Guests.

SECTION 7. SPECIAL EVENTS:

1. District Facilities shall not be rented or used for private functions.

2. District Facilities may be used for special events only with the written approval of the Administrative Head or his designee, and only for those events which are open to all residents of the District and which are sponsored by a District Resident or responsible community organization.

SECTION 8. STORAGE:

1. No personal or organizational property or equipment shall be stored on any district facility without prior written approval from the Administrative Head or his designee.

2. If the Administrative Head or his designee grants such approval, he must stipulate the specific area to be used for such purpose and the length of time it may be so stored.

3. The District shall not be responsible for loss or damage to any personal or organizational property or equipment which may be used or stored at a District Facilities.

SECTION 9. VEHICLES:

1. Vehicles shall be parked only in the designated parking areas. Areas designated for parking shall be determined from time to time by the Administrative Head or his designee and shall be properly marked and posted.

2. No overnight parking shall be permitted on District Facilities.

3. Vehicles parked on District Facilities must have a valid District Registration Sticker properly affixed to them. The location and manner in which these stickers are to be affixed to a vehicle, shall be determined from time to time by the Administrative Head or his designee. Such location shall be explained in writing and distributed with the sticker.

4. Parking shall be permitted on District Facilities only for the proper use of that facilities and only during its use thereof.

5. District Registration Stickers shall be issued by the Administrative Head or his designee. These Registration Stickers shall be distributed according to guidelines adopted

by the Administrative Head or his designee for that purpose and shall be valid only for the period designated on the sticker.

6. No vehicle or apparatus shall be allowed to be or go upon the Lake Bottom without prior written approval from the Administrative Head or his designee and a valid permit for such from the State and/or other applicable agencies.

SECTION 10. USE OF BOATS, CANOES, WIND SURFERS, ICE BOATS OR OTHER OBJECTS OF SIMILAR USE:

These rules and regulations shall pertain to all boats, canoes, wind surfers, ice boats, (ATV) All Terrain Vehicles, snowmobiles or other objects of similar use which may from time to time ride, glide, slide, or move across, District Facilities and/or the liquid or frozen lake surface of Beaver Dam Lake, and shall hereinafter be referred to as boats.

Exceptions to these regulations may be granted only in writing by special permission of the Administrative Head or his designee for purposes such as chemical treatment of the lake, lifesaving type causes, etc.

1. Boats shall not be permitted in designated swimming areas.

2. Boats launched from a vehicle shall use designated boat launching areas only unless prior approval is granted in writing by the Administrative Head or his designee.

3. Only boats powered by wind, hand or electric trawling motors shall be permitted on the liquid surface of Beaver Dam Lake.

4. All boats used on the waters of Beaver Dam Lake shall have a valid district registration sticker properly affixed to them. The location and manner in which these stickers are to be affixed to the boat shall be determined from time to time by the Administrative Head or his designee. Such location shall be explained in writing and distributed together with the sticker.

5. All boats must be operated in a safe and courteous manner.

6. All boats shall comply WITH State and Local Ordinances pertaining to their registration and use, in the same manner as if they were being used on state or public property or thoroughfares.

7. The speed of a boat shall not exceed five (5) miles per hour within one hundred (100) feet of an individual who is not in a boat.

8. Any boat or object which generates or creates noise, shall not be permitted on District Facilities or the Lake Surface after 10:00 p.m.

9. Boats which operate on the frozen surface of Beaver Dam Lake shall not be permitted to operate within 100 feet of the waters edge, except for the purpose of ingress or egress. The location of the waters edge may vary from time to time depending upon the level of the water in the lake.

SECTION 11. VIOLATIONS AND PENALTIES:

1. Any person who shall violate any provision of these Rules and Regulations shall, upon conviction thereof, be subject to a fine not to exceed Five Hundred (\$500.00) Dollars

