CITY OF SAMMAMISH
WASHINGTON
ORDINANCE NO. O2014-368


WHEREAS, the City Council has determined that it is in the best interest of the citizens of Sammamish to update certain sections of Chapter 7.12 of the Sammamish Municipal Code (“SMC”) related to rules and regulations for parks and recreation; and

WHEREAS, in the interests of safe navigation, life safety and the protection of property, it is necessary to adopt specific regulations to promote the safe interaction between boaters and swimmers at the recently opened Sammamish Landing Park on the eastern shore of Lake Sammamish; and

WHEREAS, the City’s parks are intended for the healthy and safe enjoyment of all citizens, including children and youth; and

WHEREAS, smoking and tobacco use in parks results in litter of cigarette butts, cigar butts, and other tobacco-related waste and can cause environmental degradation, and studies have shown that the use of tobacco products, including exposure to second-hand smoke, can pose significant health and safety risks to adults, children and wildlife;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SAMMAMISH, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Title Amended. Sammamish Municipal Code Chapter 7.12, formally titled “Rules for Use of Facilities,” is hereby amended to be titled “Park Rules.”

Section 2. SMC 7.12.010 (Definitions), Amended. Sammamish Municipal Code Section 7.12.010 (Definitions) is hereby amended to read as follows:

7.12.010 Definitions.

Whenever used in this chapter the following terms shall be defined as herein indicated:

1
(1) "Aircraft" means any machine or device designed to travel through the air including, but not limited to, airplanes, helicopters and balloons.

(2) "Alcoholic beverages" or "liquor" includes the four varieties of liquor defined as alcohol, spirits, wine and beer, all fermented, spirituous, vinous, or malt liquor, and all other intoxicating beverages, and every liquor, solid or semisolid or other substance, patented or not, containing alcohol, spirits, wine or beer; all drinks or drinkable liquids and all preparations or mixtures capable of human consumption. Any liquor, semisolid, solid or other substance which contains more than one percent alcohol by weight shall be conclusively deemed to be intoxicating.

(3) "Associated marine area" means any water area within 100 feet of any "City of Sammamish trail, open space, park area" or "marine facility" such as a dock, pier, float, buoy, log boom, or other object which is part of a "City of Sammamish park area"; provided, that such area does not include private property.

(4) "Boat" means any contrivance up to 65 feet in length overall, used or capable of being used as a means of transportation on water.

(5) "Camper" means a motorized vehicle containing sleeping and/or housekeeping accommodations, and shall include a pickup truck with camper, a van-type body, a converted bus, or any similar type vehicle.

(6) "Camping" means erecting a tent or shelter or arranging bedding or both for the purpose of, or in such a way as will permit, remaining overnight, or parking a trailer, camper, or other vehicle for the purpose of remaining overnight.

(7) "Campsite" means designated camping sites which are designated for the use of tent campers, and which have no water and/or electrical facilities available for hookup to a trailer or a camper.

(8) "Discrimination" means any action or failure to act, whether by single act or part of a practice, the effect of which is to adversely affect or differentiate between or among individuals or groups of individuals, because of race, color, religion, national origin, age, sex, marital status, parental status, sexual orientation, the presence of any sensory, mental or physical handicap, or the use of an animal guide by a blind or deaf or otherwise physically or mentally challenged person.

(9) "Department" means the City of Sammamish department of parks and recreation.

(10) "Facility" or "facilities" means any building, structure, or park area operated by the City of Sammamish department of parks and recreation.

(11) "Floatation device" means a buoyancy device, life preserver, buoyant vest, ring or cushion, regardless of shape or size, that is designed to float a person in the water.

(12) "City of Sammamish open space, trail or park area" means any area under the ownership, management, or control of the department of parks and recreation.

(13) "Director" means director of the City of Sammamish department of parks and recreation or his or her designee.
(14) "Motor vehicle" means any self-propelled device capable of being moved upon a road, and in, upon, or by which any persons or property may be transported or drawn, and shall include, but not be limited to, automobiles, trucks, motorcycles, motor scooters, jeeps or similar type four-wheel drive vehicles, and snowmobiles, whether or not they can be legally operated upon the public highways.

(15) "Motor powered craft or watercraft" means any description of watercraft on the water, other than a seaplane, that is equipped with motor propulsion machinery, whether inboard or outboard and whether electric or fuel operated, and that is used or capable of being used as a means of transportation on water and shall include, but not be limited to, motorboats, speedboats, powerboats, ski boats and jet skis; however, it does not include non-motorized watercraft, including but not limited to canoes, kayaks, paddle boats, row boats, inner tubes, air mattresses, sailboards, and small rafts or floatation devices or toys customarily used by swimmers.

(16) "Person" means all persons, groups, firms, partnerships, corporations, clubs, and all associations or combination of persons whenever acting for themselves or as an agent, servant, or employee.

(17) "Rocket" means any device containing a combustible substance which when ignited propels the device forward.

(18) "Trail" means any path, track, or right-of-way designed for use by pedestrians, bicycles, equestrians, or other non-motorized modes of transportation.

(19) "Trailer" means a towed vehicle which contains sleeping or housekeeping accommodations.

(20) "Trailer site" means a designated camping site which has water and/or electrical facilities available for hookup, and which is designed for the use of persons with trailers or campers.

Section 3. SMC 7.12.060 (Cancellation of permit), Amended. Sammamish Municipal Code Section 7.12.060 (Cancellation of permit) is hereby amended to read as follows:

**7.12.060 Cancellation of permit.**
The department reserves the right to cancel a permittee's reservation for cause or if the department wishes to make use of the facility which in the judgment of the department supersedes the need of the permittee. Notice of the department's cancellation for priority use shall be given at least 24 hours in advance. Notice of cancellation for cause may be given at any time.

Section 4. SMC 7.12.070 (Religious services or group rallies), Amended. Sammamish Municipal Code Section 7.12.070 (Religious services or group rallies) is hereby amended to read as follows:

**7.12.070 Religious services or group rallies.**
Religious services or group rallies may be permitted in City of Sammamish park areas where facilities are adequate, and where such activities will not conflict in
any way with normal park usage. To avoid conflict, permission for such activities must be obtained in advance from the director. Permission for use of loudspeakers by groups must be obtained in advance.

Section 5. SMC 7.12.090 (Cleanup), Amended. Sammamish Municipal Code Section 7.12.090 (Cleanup) is hereby amended to read as follows:

7.12.090 Cleanup.
All persons must leave facilities in a condition considered satisfactory to the director. No person shall conduct activities causing extra custodial work unless previous agreement has been made to pay for such work and this is so stated in the use permit.

Section 6. SMC 7.12.140 (Equipment regulations – Failure to conform), Amended. Sammamish Municipal Code Section 7.12.140 (Equipment regulations – Failure to conform) is hereby amended to read as follows:

7.12.140 Equipment regulations – Failure to conform.
The misuse of a park facility or the failure to conform with these regulations, the instructions of department employees, or the conditions of a permit may be sufficient reason for denying any future permits.

Section 7. SMC 7.12.150 (Facility use – Sale of goods or services), Amended. Sammamish Municipal Code Section 7.12.150 (Facility use – Sale of goods or services) is hereby amended to read as follows:

7.12.150 Facility use – Sale of goods or services.
The use of park facilities for financial gain shall be allowed only through concession contracts secured by the City's competitive bid process, negotiated concession contracts or by special use permit issued by the department.

Section 8. SMC 7.12.220 (Picnicking), Amended. Sammamish Municipal Code Section 7.12.220 (Picnicking) is hereby amended to read as follows:

7.12.220 Picnicking.
Picnicking is permitted only in designated and marked picnicking areas, or in such other places within a City park area as may from time to time be designated by the director.

Section 9. SMC 7.12.230 (Food waste, washing of clothes of animals), Amended. Sammamish Municipal Code Section 7.12.230 (Food waste, washing of clothes of animals) is hereby amended to read as follows:
7.12.230 Food waste, washing of clothes or animals prohibited.
No person shall clean fish or other food or wash any clothing or other articles for personal or household use, or wash any dog or other animal, except at designated areas in any City park area.

Section 10. SMC 7.12.240 (Parking lots and roadways — Games prohibited), Amended. Sammamish Municipal Code Section 7.12.240 (Parking lots and roadways — Games prohibited) is hereby amended to read as follows:

7.12.240 Parking lots and roadways — Games prohibited.
Games of any kind are prohibited in parking lots and roadways of all department facilities.

Section 11. SMC 7.12.250 (Motor vehicles — Parking), Amended. Sammamish Municipal Code Section 7.12.250 (Motor vehicles — Parking) is hereby amended to read as follows:

No operator of any automobile, trailer, camper, boat trailer, or other vehicle shall park such vehicle in any City of Sammamish park area, except where the operator is using the area for the designated recreational purpose and the vehicle is parked either in the designated parking area, or in another area with the permission of the director. No person shall park, leave standing, or abandon a vehicle in any City of Sammamish park area after closing time except persons who have paid the applicable use fees to camp in designated campsites or trailer sites or to moor boats overnight at designated sites, and persons using park facilities as part of an event authorized by the department. In addition to the penalties found in Article V of this chapter, any vehicle found parked in violation may be towed away at the owner’s expense.

Section 12. SMC 7.12.290 (Motor vehicles — Trucks and commercial vehicles), Amended. Sammamish Municipal Code Section 7.12.290 (Motor vehicles — Trucks and commercial vehicles) is hereby amended to read as follows:

No person shall cause a truck or other vehicle while being used for commercial purposes to enter upon, use, or traverse any portion of any City of Sammamish park area or any park road except in the service of the department at the request of the employees of the department, or by express permission of the director for a special activity not inconsistent with City park use; provided, that the provisions of this section shall not apply to City roads or state highways.

Section 13. SMC 7.12.300 (Boating — Occupancy policy), Amended. Sammamish Municipal Code Section 7.12.300 (Boating — Occupancy policy) is hereby amended to read as follows:
7.12.300 Boating – Occupancy policy.
In order to afford the general public the greatest possible use of marine facilities, continuous occupancy of marine facilities by the same person or group in any area is limited to any three days in a seven-day period, beginning midnight Wednesday and ending midnight the following Wednesday unless otherwise posted. Shorter or longer limitation of occupancy may be established and posted by the department for any individual facility or area. In addition to the penalties in Article V of this chapter, any boat found to be in violation of this chapter may be towed away at the owner’s expense. No person shall launch a boat in any City of Sammamish park except in areas specifically designated and/or marked for that purpose.

Section 14. SMC 7.12.310 (Commercial watercraft prohibited), Amended. Sammamish Municipal Code Section 7.12.310 (Commercial watercraft prohibited) is hereby amended to read as follows:

7.12.310 Commercial watercraft prohibited.
Use of marine areas and marine facilities by commercial watercraft is prohibited. For the purpose of this rule “commercial watercraft” means watercraft used for any commercial purpose but shall not include a commercial watercraft operated within the terms of a concession lease with the department.

Section 15. SMC 7.12.330 (Tandem moorage), Amended. Sammamish Municipal Code Section 7.12.330 (Tandem moorage) is hereby amended to read as follows:

No more than three boats or other objects may be tied or rafted together when moored, docked or berthed adjacent to a dock, pier, or float in a City of Sammamish park area or associated marine area.

Section 16. SMC 7.12.350 (Camping – In designated areas only), Amended. Sammamish Municipal Code Section 7.12.350 (Camping – In designated areas only) is hereby amended to read as follows:

7.12.350 Camping – In designated areas only.
No person shall camp in any City of Sammamish park area or associated marine area except in areas specifically designated and/or marked for that purpose.

Section 17. SMC 7.12.360 (Tents and shelters on beaches), Amended. Sammamish Municipal Code Section 7.12.360 (Tents and shelters on beaches) is hereby amended to read as follows:

7.12.360 Tents and shelters on beaches.
No person shall erect, maintain, use or occupy a temporary tent or shelter on any swimming beach in any City of Sammamish park area or associated marine area.
unless there is an unobstructed view through such tent or shelter from at least two sides; provided, however, that nothing in this section shall be construed to authorize overnight camping except in designated areas.

Section 18. SMC 7.12.390 (Game fish). Amended. Sammamish Municipal Code Section 7.12.390 (Game fish) is hereby amended to read as follows:

7.12.390 Game fish.
All laws, rules and regulations of the Washington Department of Fish and Wildlife relating to season, limits, and methods of fishing are applicable to fishing for game fish in City of Sammamish park areas and associated marine areas. No person may fish for or possess any fish taken from any dam, dike, bridge, dock, boat launch, or beach, which is posted with a sign prohibiting fishing.

Section 19. SMC 7.12.400 (Shellfish and food fish). Amended. Sammamish Municipal Code Section 7.12.400 (Shellfish and food fish) is hereby amended to read as follows:

7.12.400 Shellfish and food fish.
All laws, rules and regulations of the Washington Department of Fish and Wildlife relating to season, limits, and methods of taking are applicable to the taking of shellfish or food fish in City of Sammamish park areas and associated marine areas, and in addition to such laws, the department may, upon its finding and for good cause, close certain City of Sammamish park areas and associated marine areas to the taking of shellfish for specific periods of time. Such closed areas shall be posted with appropriate signs.

Section 20. SMC 7.12.410 (Pets in City park facilities). Amended. Sammamish Municipal Code Section 7.12.410 (Pets in City park facilities) is hereby amended to read as follows:

7.12.410 Pets in City park facilities.
(1) Dogs, pets or domestic animals are not permitted on any designated swimming beach, athletic field, picnic shelter area or play area in any City of Sammamish park or associated marine area or in any building, unless specifically permitted by posting of the Department; provided, that this section shall not apply to service animals.

(2) In permissible areas, dogs or pets or other domestic animals must be kept on a leash no greater than 16 feet in length, and under control at all times.

(3) Any person whose dog or other pet is in any City of Sammamish park area shall be responsible for the conduct of the animal and for removing feces deposited by such animal from the park area.

Section 21. SMC 7.12.420 (Disturbances by animals prohibited). Amended. Sammamish Municipal Code Section 7.12.420 (Disturbances by animals prohibited) is hereby amended to read as follows:
7.12.420 Disturbances by animals prohibited.  
No person shall allow his or her dog or other pet or domestic animal to bite or in any way molest or annoy park visitors or other pet or domestic animals or wildlife. No person shall permit his or her dog or other pet or domestic animal to bark continuously or otherwise disturb the peace and tranquility of any City of Sammamish park area or associated marine area.

Section 22. SMC 7.12.440 (Littering), Amended. Sammamish Municipal Code Section 7.12.440 (Littering) is hereby amended to read as follows:

7.12.440 Littering. 
No person shall leave, deposit, drop or scatter bottles, broken glass, ashes, food, waste paper, cans, or other rubbish in a City of Sammamish park area or associated marine area, except in a garbage can or other receptacle designated for such purposes.

Section 23. Repealer. Sammamish Municipal Code Section 7.12.450 (Swimming – In designated areas only) is hereby repealed in its entirety.

7.12.450 Swimming – In designated areas only. 
City of Sammamish park swimming areas are marked with buoys, log boats, or other markers, clearly designating the boundaries of such areas. Swimming shall be permitted only within these areas.

Section 24. SMC 7.12.460 (Swimming and boating rules), Amended. Sammamish Municipal Code Section 7.12.460 (Swimming and boating rules) is hereby amended to read as follows:

7.12.460 Swimming and boating rules. 
Swimmers must obey rules. All persons using City parks, beaches and water resources shall obey all posted beach rules and/or the instructions of lifeguards; or other City employees.

(1) Designated swimming areas shall be marked with buoys, log boats, or other markers, clearly designating the boundaries of such areas. At City parks, beaches and associated marine areas, swimming shall be permitted only within designated swimming areas. Swimming is prohibited at the north dock of the Sammamish Landing Park.

(2) In designated swimming areas, floatation devices are allowed only at lifeguards' discretion. Swimmers must stay within designated swimming areas when using floatation devices. In designated swimming areas, the use or operation of non-motorized watercraft, including but not limited to canoes, kayaks, [paddle boats] and row boats is prohibited; provided further, the use or operation of toy motorized boats in designated swimming areas is prohibited.

(3) False alarm of drowning is prohibited. No person shall give or transmit a false signal or false alarm of drowning in any manner.
(4) Swimming in boat launch areas is prohibited. No person shall swim or sunbathe in any designated boat launching areas.

(5) In the interests of safe navigation and the protection of life and property and consistent with SMC 12.05.010(3) (boating regulations), no person shall operate any motor powered watercraft while the propeller is engaged within fifty (50) feet of any swimmer with or without a floatation device or within fifty (50) feet of any non-motorized watercrafts, including but not limited to kayaks, canoes, [paddle boats] or row boats, on any lake within the City of Sammamish, except as otherwise allowed for water skiing; this section shall not apply to patrol or rescue watercraft or in the case of an emergency.

(6) In the interests of safe navigation and the protection of life and property and consistent with SMC 12.05.010 (boating regulations), boat launching is permitted in designated areas only. No person shall land, launch, dock or operate motorized watercraft in any City park except in areas specifically designated and/or marked for that purpose and consistent with this code; provided, that this provision does not apply in an emergency situation.

Section 25. SMC 7.12.480 (Presence in parks during hours the park is closed), Amended. Sammamish Municipal Code Section 7.12.480 (Presence in parks during hours the park is closed) is hereby amended to read as follows:

7.12.480 Presence in parks during hours the park is closed.
No person shall enter or be present in a City park area or associated marine area during hours the park is closed except persons who have paid the applicable use fees to camp in designated campsites or trailer sites, or to moor boats overnight at designated sites and persons using park facilities as part of an event authorized by the department. Park areas and associated marine areas are open dawn to dusk unless open for scheduled or reserved recreational activities.

Section 26. SMC 7.12.530 (Games on beaches), Amended. Sammamish Municipal Code Section 7.12.530 (Games on beaches) is hereby amended to read as follows:

7.12.530 Games on beaches.
Activities including but not limited to sports and physical play which interfere or tend to interfere with and endanger other beach users and distract from or obstruct the performance of lifeguarding responsibilities or parks personnel are prohibited. When circumstances can safely permit games, such games will be conducted only with the consent of a lifeguard or other department employee.

Section 27. SMC 7.12.540 (Moorage in swimming area prohibited), Amended. Sammamish Municipal Code Section 7.12.540 (Moorage in swimming area prohibited) is hereby amended to read as follows:

7.12.540 Moorage in swimming area prohibited – Exception.
No person or persons shall moor, dock, or berth a boat or other watercraft, whether motorized or non-motorized, to a log boom or float line which delineates
a swimming area in a City of Sammamish park area or associated marine area,
except that watercraft, whether motorized or non-motorized, may moor, dock or
berth on the southern side of the south dock at Sammamish Landing Park, and on
either side of the north dock at Sammamish Landing Park, consistent with this
code.

Section 28. SMC 7.12.550 (Damage to property/wildlife), Amended. Sammamish
Municipal Code Section 7.12.550 (Damage to property/wildlife) is hereby amended to read as
follows:

7.12.550 Damage to property/wildlife.
(1) It is unlawful for any person except a duly authorized department
employee in the performance of his or her duties, or other person duly authorized
pursuant to law, to remove, destroy, mutilate or damage any structure, lawn,
monument, statue, vase, fountain, wall, fence railing, vehicle, bench, shrub, tree,
geological formation, plant, flower lighting system, sprinkling system, gate,
barricade or lock or other property lawfully in any park, or to remove sand, soil,
or sod in any park. No person shall cut down, destroy, or in any way injure any
vegetation, living or dead, in any City park areas or associated marine areas
unless authorized to do so by the department. No person shall deface, damage or
destroy any property, material or equipment which is under the jurisdiction of the
department.

(2) Damage to Wildlife. Except for fishing and shellfishing in authorized
areas and subject to rules promulgated by the Washington Department of Fish and
Wildlife, it is unlawful in any City of Sammamish park area or associated marine
area in any manner to attempt to capture, tease, annoy, disturb, or strike any
animal with any stick, weapon or other device or throw or otherwise propel any
missile or other object at or in the vicinity of any such animal.

(3) Feeding Wildlife Prohibited. It is unlawful for any person in any City of
Sammamish park area or associated marine area to feed wildlife, except that this
prohibition does not include licensed fishing or shellfishing activity in designated
areas.

Section 29. SMC 7.12.610 (Solicitation), Amended. Sammamish Municipal Code
Section 7.12.610 (Solicitation) is hereby amended to read as follows:

7.12.610 Solicitation.
No person shall solicit, sell, or peddle any goods, services, wares, merchandise,
liquids, or edibles for human consumption, or distribute or post any handbills,
circulars, or signs, or use any loudspeakers or other amplifying devices in any
City of Sammamish park area or associated marine area, except by concession
contract or by special use permit issued by the department.

Section 30. SMC 7.12.620 (Fireworks), Amended. Sammamish Municipal Code
Section 7.12.620 (Fireworks) is hereby amended to read as follows:
7.12.620 Fireworks.
No person shall possess, discharge, set off, or cause to be discharged, in or into any City of Sammamish park area or associated marine area, any firecracker, torpedo, rocket, firework, explosive, or substance harmful to the life or safety or persons or property, unless so authorized by the department.

Section 31. SMC 7.12.640 (Alcoholic beverages), Amended. Sammamish Municipal Code Section 7.12.640 (Alcoholic beverages) is hereby amended to read as follows:

7.12.640 Alcoholic beverages.
Selling, opening or possessing alcoholic beverages in an open container, or consuming any alcoholic beverage in a City of Sammamish park, recreation area or associated marine area is prohibited except in the following designated areas subject to approval by the director and under the following conditions:

(1) The sale and consumption of alcoholic beverages is permissible at designated indoor and outdoor locations within any park, provided that the activities conform to the requirements of the Washington Liquor Control Board under RCW Title 66; and

(2) The serving and consumption of alcoholic beverages shall be confined to the designated location. The director shall designate the locations within the park and recreational facility where the activity is permissible.

Section 32. New SMC 7.12.646 (Tobacco and related products prohibited), Adopted. A new Sammamish Municipal Code Section 7.12.646, to be entitled “Tobacco and related products prohibited,” is hereby adopted to read as follows:

7.12.646 Tobacco and related products prohibited.
No person shall light cigarettes, vapor electric cigarettes, cigars, pipes of any kind, including but not limited to hookah pipes, or otherwise use any tobacco products, including but not limited to chewing tobacco, in any City of Sammamish park area or associated marine area.

Section 33. SMC 7.12.680 (Park safety), Amended. Sammamish Municipal Code Section 7.12.680 (Park safety) is hereby amended to read as follows:

7.12.680 Park safety.
(1) General. Park rules, as promulgated in this chapter, are established to provide a system by which the greatest number of people may obtain the maximum satisfaction from the use of City parks and recreation facilities. For the rules to serve this purpose, they must be understood and followed by the park users. Accordingly, park safety involves both public awareness and rule enforcement programs.
(2) Application of Park Safety Program. The degree and extent to which the application of park safety shall be adapted to City parks shall be based on purpose and location of each park and recreation facility, its environment and surrounding community, the number and type of persons using it, the number and type of rule violations that have occurred in the past, and the perception that the people of the City have of the park or facility as a safe place to use. The department shall keep records of safety problems and rules violations in each facility and continuously evaluate its safety program for each facility based on those records.

Section 34. SMC 7.12.690 (Responsibilities), Amended. Sammamish Municipal Code Section 7.12.690 (Responsibilities) is hereby amended to read as follows:

7.12.690 Responsibilities.
Park safety is the responsibility of both the police department and the department of parks and recreation. Specific responsibilities include the following:

(1) Department of Parks and Recreation.

(a) Enforcing rules of conduct set forth in the ordinance for which department personnel have appropriate authority.

(b) Developing and implementing public awareness programs regarding the purpose of the facilities and the rules governing their use.

(c) Encouraging voluntary compliance with rules based on awareness.

(d) Training department personnel in the appropriate use of administrative sanctions as a means of park rule enforcement.

(e) Notifying law enforcement officers who have primary jurisdiction in a particular geographic area whenever department personnel observe violations of park rules requiring further law enforcement authority or other violations of local, state, or federal laws; whenever there is an emergency requiring law enforcement assistance; or whenever they need assistance in executing their responsibilities pursuant to this chapter.

(2) Police Department.

(a) Deputizing and training of personnel authorized to issue citations for infractions and misdemeanor offenses.

(b) Providing supplementary patrols in parks facilities as jointly determined by the city manager, director of the department of parks and recreation and the City police chief.
(c) Responding, as appropriate, to requests from department personnel for assistance in situations beyond their capacity or authority to act.

Section 35. SMC 7.12.700 (Enforcement methods). Amended. Sammamish Municipal Code Section 7.12.700 (Enforcement methods) is hereby amended to read as follows:

7.12.700 Enforcement methods.
Violation of the park rules may be a civil infraction or criminal misdemeanor. The initial method of enforcement may be by a request for voluntary compliance. Violation of the City of Sammamish Municipal Code may be subject to enforcement by the City of Sammamish police department pursuant to SMC 7.12.650 and 7.12.660. In addition, any person failing to comply with the park rules may be subject to the loss of park or recreation facility use privileges and ejection from City park areas or associated marine park areas. In the future, at the direction of the director, this chapter may be updated to request that certain department personnel be commissioned by the City of Sammamish police for the purpose of issuing citations to the violators of adopted park rules.

Section 36. Repealer. Sammamish Municipal Code Section 7.12.710 (Contractual agreements) is hereby repealed in its entirety.

7.12.710 Contractual agreements.
Any other provisions of this chapter notwithstanding, the manager is authorized to enter into a contract or agreement with the director of the City of Sammamish department of public safety to provide specific park patrol services to enforce the laws and ordinances of City of Sammamish within City of Sammamish park areas.

Section 37. Severability. Should any section, paragraph, sentence, clause or phrase of this Ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this Ordinance be pre-empted by state or federal law or regulation, such decision or pre-emption shall not affect the validity of the remaining portions of this Ordinance or its application to other persons or circumstances.

Section 38. Effective Date. This Ordinance shall be published in the official newspaper of the City, and shall take effect and be in full force five (5) days after the date of publication.

ADOPTED BY THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON THE 6th DAY OF MAY 2014.

CITY OF SAMMAMISH

[Signature]
Mayor Thomas E. Vance
ATTEST/AUTHENTICATED:

Melanie Anderson, City Clerk

Approved as to form:

Michael R. Kenyon, City Attorney

Filed with the City Clerk: May 1, 2014
First Reading: April 15, 2014
Passed by the City Council: May 6, 2014
Effective Date: May 14, 2014