

HART'S BROOK NATURE PRESERVE AND ARBORETUM

RULES AND REGULATIONS

I. GENERAL REGULATIONS:

A. In addition to the penalties provided for by Town code, any violation of the rules and regulations duly promulgated by the Town of Greenburgh Commissioner of Parks and Recreation shall, in the discretion of the park officials in charge, subject the violator to immediate ejection and cancellation of his park privileges by the Commissioner. Any person aggrieved by the cancellation of his park privileges may appeal, in writing, to the Town Board, which shall review such cancellation at a public hearing.

B. All persons using Hart's Brook Nature Preserve and Arboretum do so at their own risk.

C. The Town courts and staff assume no responsibility for loss of personal property.

D. The Commissioner or his authorized representative may, in his discretion, refuse admission to the preserve when, in his judgement, said park or recreational facility cannot accommodate additional persons due to overcrowding.

E. The preserve shall be deemed officially closed to the public between sunset and sunrise, except there otherwise designated by the Commissioner.

II. PERMIT REQUIRED:

A. No person, group or organization of ten (10) or more people may enter the preserve except by special permit.

B. The Commissioner or his authorized representative may, in his discretion, issue a special permit upon application when he deems it consistent with the proper use of the preserve.

C. Applications for any permits and/or programs shall be made to the Commissioner on forms supplied by him. For each application submitted, the applicant shall pay an application fee which shall be set by the Town Board.

III. PROHIBITED ACTS:

A. Littering and pollution.

1. No person shall cause refuse of any sort to be left or deposited in the preserve or preserve waters. Those materials which become refuse consequential to use within the preserve must be placed in the receptacles provided for refuse or removed by the user when leaving any park.

2. No person shall cause any substance or gas to enter any drain sewer or receiving basin in or leading into the preserve, which would tend to choke or impair the system or which may result in the pollution of park waters.

B. Property. No person shall injure, deface, alter, remove or destroy any property or equipment owned by the Town of Greenburgh, County of Westchester and the State of New York.

C. Advertising. No person shall distribute or place any signs, banners or literature or present any visible or audible representation for commercial purposes in the preserve.

D. Protection of plant and animal life. No person shall remove, destroy, deface or disturb any plant or throw any missiles at, injury, kill, fish, hunt or trap any animal within the preserve.

E. Fires and smoking. No person shall kindle, build or maintain a fire. Smoking is prohibited.

F. Bathing and swimming. No person shall wade or swim in any preserve waters.

G. Wheel skating, horseback riding, coasting and bicycling. No person shall skate or walk on ice nor sled, snowshoe, ski or use other vehicles on wheels or runners except at such times and places as may be designate by the Commissioner.

H. No person shall engage in flying model airplanes or kites or manipulating rockets, model boats or model cars nor shall any person voluntarily land any airborne vehicle.

I. No person shall, in the park preserve, throw, catch, kick or strike any ball or engage in any sport, game or competition.

J. Gambling. No gambling shall be permitted.

K. Firearms, weapons and explosives. No person shall bring or have in his possession any firearm, weapon, explosive or properties having such character into the preserve.

L. Alcoholic beverages. The consumption of beer, ale, wine or other alcoholic beverages in the park preserve is strictly prohibited.

M. Loitering. No person shall loiter or remain in the preserve or park area after the designated closing time of the preserve or specific area.

N. Animals. No person shall bring any animal into the preserve unless specifically permitted by the Commissioner. Dogs are allowed on the preserve, but must be on a 6-foot or less leash. Retractable leashes are prohibited.

O. Peddling. No person shall exhibit, sell or offer for sale or hire any object, merchandise or service except pursuant to a permit. The Commissioner or his authorized representative may, at his discretion, issue such permit upon application when he deems it consistent with the proper use of the park preserve. In addition, the person shall obtain a valid permit pursuant to Chapter 390 of this code entitled "Peddlers, Solicitors & Canvassers." No photographs shall be taken for advertising, commercial or publicity purposes except pursuant to a permit.

P. No person shall tent or camp or erect or maintain a shelter in the park preserve except pursuant to a permit. The Commissioner or his authorized representative may, at his discretion, issue such permit upon application when he deems it consistent with the proper use of the preserve property.

Q. Prohibited conduct. No person shall within the park:

1. Disobey or disregard any direction of a police officer, park employee or sign, rule or regulation posted on the grounds or buildings.

2. Use threatening, abusive or insulting language.

3. Do any obscene or indecent act as defined by the Penal Law of the State of New York.

4. Throw stones or other objects.

5. Solicit alms, subscriptions or contributions for any purpose.

6. Interfere with, encumber or obstruct passage in any part of the preserve.

7. Climb or lie upon any wall, fence or other structure.

8. Enter or leave the preserve except at established entranceways or exits and at established times.

9. Attempt to use or gain admittance to the facilities in the preserve for which a charge is made without paying the established fee.

10. Enter or remain on park preserve premises in a state of intoxication or in a disorderly manner.

R. Fishing.

S. Amplified music.

T. Water. No person shall use any watercraft including, but not limited to, boats, rafts, canoes and kayaks, in any park pool or waters except at such times and places as may be designated by the Commissioner, and in accordance with any conditions imposed by the Commissioner.

IV. TRAFFIC:

A. Traffic control. All persons shall comply with the directions of police officers and park employees in park preserve areas. Parking shall be in designated areas only.

- B. Restriction on vehicles. Vehicles, such as trucks and trailers constructed for or engaged in the carrying of merchandise, are prohibited from entering the preserve except to make necessary deliver or pickups.
- C. Omnibuses. No person shall drive or operate within the preserve any omnibus adapted for more than nine (9) passengers except as specified under a permit.
- D. Soliciting passengers. No person shall solicit passengers for any vehicle in the preserve.
- E. Hitchhiking. No person shall attempt to stop any vehicle in the park preserve for the purpose of soliciting a ride, except in case of emergency.
- F. Restricted areas. No person shall operate a vehicle in the preserve within or upon any work road or improved roadway, or in any other area not designated for such use by the public, except Town personnel in the discharge of their responsibilities.
- G. Driving instruction. Instruction in operating automobiles or motorcycles is prohibited.
- H. Obstructing traffic. No person shall cause or permit any obstruction of traffic by vehicle or otherwise in the preserve. No person shall remove or replace a flat tire in the preserve unless the vehicle is completely off the road so that no part of the vehicle or person is within the path of passing vehicles.
- I. Towing. No person shall cause or permit a vehicle to be towed or pushed by another ehicle in the preserve, except that in the event of a breakdown a disabled vehicle may be towed or pushed to the nearest exit.
- J. Removal of vehicles. All stalled or disabled vehicles must be removed from the roadways in the preserve. If not removed by the owners, they may be removed by park employees of licensed tow operators designated by the Commissioner at the expense of the owners. Neither the Town, County or State nor such licensed tow operators shall be liable for damages which may result from such removal. No disabled vehicle shall be permitted to remain in the preserve for a period longer that four (4) hours.
- K. No person in the preserve may grease, lubricate, wash, clean or make repairs to any vehicle except those of a minor nature in cases of emergency.