

# DUFRESNE RECREATION AND CONSERVATION AREA REGULATIONS

---

## 1. Park hours:

The Dufresne Recreation and Conservation Area (Area) is open for public use every day of the week from 7:00 A.M. to one hour after sunset. Subject to prior reservation all facilities in the Area, including pavilions, picnic areas, gazebo, hiking trails, recreation equipment and playing fields, are available for use by the general public while the area is open.

## 2. Motor Vehicles:

### 2.1 Driving:

Motor vehicles (including motorcycles, cars, off road vehicles, vans, recreational vehicles, and trucks) may only be driven on designated public roads in the Area. The unauthorized use of a motor vehicle anywhere in the Area not expressly designated as a public road (with the exception of authorized Town, public safety,, maintenance or emergency vehicles) is prohibited and may be subject to a fine of up to \$50 for each violation and/or prosecution under Massachusetts Motor Vehicle laws and regulations.

### 2.2 Recreational Vehicles:

Recreational vehicles may be driven and/or parked in the Area only in areas expressly reserved for such vehicles unless authorized by permit from the Board of Selectmen. Parking and/or driving recreational vehicles anywhere in the Area not expressly reserved for such vehicles is prohibited, and may be subject to a fine of up to \$50 for each violation and/or prosecution under Massachusetts Motor Vehicle laws and regulations.

### 2.3 Parking:

Motor vehicles (including motorcycles, cars, off road vehicles, vans, recreational vehicles, and trucks) shall be parked only in designated public parking areas of the Area, and shall not be parked in the Area overnight or at any time the area is not open except by permit and then only at designated overnight camping areas (See Section 5.1 of these regulations). Parking a motor vehicle in violation of this section of these regulations (with the exception of authorized Town, public safety, and emergency vehicles) may be subject to a fine of up to \$50 for each violation, and any vehicle so parked may be towed at the owner's expense.

### 2.4 Speed limit:

The speed limit on all public roads and parking areas in the Area is 15 miles per hour. Any violation of this section may be subject to a fine of up to \$50.

3. Reservations of Area Facilities/Fees:

3.1 Group Reservations:

Any group, defined as more than 15 people, wishing to use any facility of the Area must reserve these facilities at least two weeks in advance by obtaining a permit from the Board of Selectmen in accordance with the Group reservation Rules. Information on fees and applications for reservations fees shall be available to the public from the Board of Selectmen. The use of any Area facility by a group of more than 15 people without a permit is prohibited and may be subject to a fine of \$125 for each violation.

3.2 Other Reservations:

Subject to prior reservation and on a first come, first served basis, a group of less than 15 people may request from the Board of Selectmen a reservation of any Area facility one week in advance of the desired date. The permit granted shall be in accordance with the Group Reservation Rules. Information on fees and applications for reservations fees shall be available to the public from the Board of Selectmen.

4. Proper Use of Facilities:

4.1 Cleaning/Original Condition:

Anyone using the Area facilities, including anyone reserving those facilities, is responsible for cleaning those facilities to the satisfaction of the Town and for leaving any facilities used or reserved undamaged and in the condition in which they were found before use. Violation of this regulation may be subject to a fine of up to \$50 for each violation.

4.2 Vandalism:

The facilities of the Area shall only be used for their intended use. The improper use of the Area or its facilities including vandalism, theft, and/or property destruction is prohibited and may be subject to a fine of up to \$100 for each violation and/or prosecution under Massachusetts General Laws.

4.3 Moving Facilities or Equipment:

Picnic tables or any other type of moveable equipment in the Area such as trash cans, etc., may be moved only by authorized Town maintenance personnel. Moving picnic tables or any other type of moveable equipment without Town authorization is prohibited and may be subject to a fine of up to \$50 for each violation.

#### 4.4 Littering:

All trash generated in the Area including bottles, cans, paper, or any other waste material must be disposed in designated Town trash containers or dumpsters. Littering in the Area is prohibited and may be subject to a fine of up to \$50 for each violation.

#### 4.5 Trash Disposal:

Only trash generated in the Area may be disposed in trash containers provided by the Town at the Area. The dumping or disposing of any type of trash or waste material (including yard waste, household waste, paper waste, agricultural waste, sewage waste, industrial waste, or hazardous waste) in the Area that was not generated in the Area by normal use of the Area's recreation facilities, is prohibited and may be subject to a fine of no less than \$100 and no more than \$500 for each violation and/or prosecution.

#### 4.2 Cleaning and Damage Deposit:

Any group granted a reservation shall pay the applicable security deposit determined in accordance with the Group Reservation Rules. The deposit shall be returned to the applicant if the facilities reserved by the applicant are undamaged and cleaned to the satisfaction of the Town after use by the applicant. If use by the applicant has caused damage to reserved facilities and/or if the applicant has failed to clean the reserved facilities to the satisfaction of the Town, the applicant agrees to reimburse the Town for the cost of repairing any damage to the facilities, of cleaning the facilities will be deducted and/or of collection, less the amount of the deposit.

#### 4.4 Responsibility for Cleaning and Damage:

In addition to any fine which may be imposed under Sections 4.1 - 4.5, anyone who has caused damage to the property, facilities, and/or equipment of the Area through improper use or who has failed to clean the facility as specified in Section 4.1 shall be responsible to the Town for the full cost of repairing said damage and/or of cleaning the facility less the amount of any deposit. If this is insufficient to pay the full cost of repair and/or cleaning and the party refuses to pay the remaining amount, The Town may initiate legal action to recover the balance and any cost of collection, including reasonable attorney's fees and expenses.

### 5. Camping:

#### 5.1 Overnight camping:

Overnight camping in the Area is prohibited except in designated camping areas, and then only as authorized by permit from the Town. Camping in

violation of this bylaw, including camping without a permit or camping in any part of the Area not designated for camping, is prohibited and may be subject to a fine of up to \$50 for each day of violation.

#### 5.2 Camping Permits:

Day and/or overnight camping is permitted in the Area by permit from the Town only. Camping permits shall be issued only for day and/or overnight camping in self-contained recreational vehicles, trailers, or "pop-up" campers. Tent camping is prohibited except as authorized by vote of the Board of Selectmen. Camping permits will be issued by the Board of Selectmen for a fee to be determined by the Board of Selectmen on recommendation from the Area Ad-hoc Committee.

#### 5.3 Erecting Structures:

The erection of any kind of camping, shelter, cooking, stage, or other facility in the Area (including tents, fences, temporary buildings, stages, or dance floors) is prohibited unless authorized by permit from the Board of Selectmen at the recommendation of the Area Ad-hoc Committee. Violations may be subject to a fine of up to \$50 for each violation.

#### 5.4 Camping and Cooking Fires:

Fires may be used in the Area only for camping and cooking and only in authorized and approved fire grills in the Area. Building, starting or using a fire for any other purpose outside of an authorized and approved grill in the Area without the prior notification and approval of the Board of Selectmen and the Fire Chief is prohibited and may be subject to a fine of up to \$50 for each violation and/or prosecution.

### 6. Alcohol Use:

#### 6.1 Use of Alcohol in Public:

The possession, consumption from, and/or transport of an open container of an alcoholic beverage on the grounds of the Area is prohibited except as provided for under Section 6.2 and 6.3 of this bylaw and may be subject to a fine of up to \$50 for each violation. Alcoholic beverages used in violation of this bylaw shall be seized and safely held by the Police until final disposition of any fine levied for violation of this bylaw. Alcoholic beverages so held shall be destroyed.

#### 6.2 Alcohol Use by Private Groups:

Alcoholic beverages may be possessed, consumed and/or transported at private events in the Area only by permit from the Board of Selectmen. Under a permit from the Board of Selectmen, alcoholic beverages shall be served to members of the permitted group only, and shall not be served or sold to the public in any way. The Board of Selectmen may establish and publish conditions and requirements for obtaining and using an alcoholic beverage permit at the Area, including requirements covering insurance

and the type of alcohol that may be served. The use of alcoholic beverages in violation of this bylaw or any permit condition or requirement established under this bylaw by the Board of Selectmen may be subject to a fine of up to \$50 for each violation, and alcoholic beverages being used in violation of this bylaw or said permit conditions shall be seized and safely held by the Police until final disposition of any fine levied for violation of this bylaw. Alcoholic beverages so held shall be destroyed.

### 6.3 Alcohol Use at Public Events:

Alcoholic beverages may be possessed, sold, served, consumed and/or transported at public events or festivals in the Area that are sponsored by public or private groups reserving Area facilities only by license from the Board of License Commissioners of the Town of Granby as provided by the Massachusetts Alcoholic Beverages Control Commission. The appropriate license under the Massachusetts Alcoholic Beverage Control Commission regulations from the License Commissioners of the Town of Granby is required to serve or sell alcoholic beverages to the general public at any event held in the Area. The Board of Granby License Commissioners may establish and publish alcoholic conditions and requirements for obtaining the appropriate license, including requirements covering insurance and the type of alcohol that may be served. The use of alcoholic beverages in violation of this bylaw or in violation of any license condition or requirement established under this bylaw by the Board of License Commissioners may be subject to a fine and/or other penalty as provided under Massachusetts Alcoholic Beverage Control Commission regulations, as well as a fine imposed by the Town of Granby of up to \$50 for each violation. Alcoholic beverages being used in violation of this bylaw or said license conditions shall be seized and safely held by the Police until final disposition of any fine levied for violation of this bylaw. Alcoholic beverages so held shall be destroyed.

## 7. Animals:

### 7.1 Use of a Leash:

Individual pets may be brought into the Area but must be kept on a leash by their owner and/or handler at all times while in the Area. Any violation of this bylaw may be subject to a fine of up to \$50 for each violation.

### 7.2 Animal Shows:

Animals used in conjunction with animal shows or other group functions, including dog shows, horse shows, and horse jumping competitions, may be brought into the Area only by permit from the Board of Selectmen. Only animals that shall be used in a permitted show or function shall be brought into the Area under such a permit, and all animals brought into the Area under such a permit shall be kept under proper restraint and control by the permittee at all times. The Board of Selectmen shall establish and public permit conditions and requirements for animal shows, including requirements covering insurance, the number of animals and restraint, etc. Any violation of this bylaw and/or any permit condition or requirement established by the Board of Selectmen under this bylaw may be subject to

a fine of up to \$50 for each violation.

7.3 Restraint of Animals:

The owner and/or handler of any animal brought into the Area under any circumstances is responsible for keeping the animal under restraint and control at all times. Any violation of this bylaw may be subject to a fine of up to \$50 for each violation, and any animal not under the restraint and control of its owner and/or handler while in the Area will be removed from the Area by the Town at the owner and/or handler's expense.

7.4 Horseback Riding:

Horseback riding is permitted in the Area on all area roads, open space areas, and designated area trails (except the athletic fields and the playground) so long as the horse is ridden at a slow pace by its rider at all times while in the Area. Riding a horse at anything more than a slow pace in the Area is prohibited and may be subject to a fine of up to \$50 for each violation.

8. Swimming:

Swimming is prohibited in Dufresne Pond and may be subject to a fine of up to \$50 for each violation.

9. Fishing:

Fishing is allowed in Dufresne Pond as prescribed by Massachusetts General Laws and Massachusetts Fishing Rules and Regulations.

10. Hunting:

Hunting and/or trapping of any species of animal, including frogs and turtles, or bird is prohibited in the recreation area and on the pond north of the Mass. Electric power line in the Area. Hunting and/or trapping in this "posted" part of the Area may be subject to a fine of up to \$50.

11. Discharge of Firearms:

The discharge of any type of firearm or the use of a bow and arrow for any reason, including hunting or target practice, is prohibited in the Area north of the Mass. Electric power line. (Exceptions for special public events may be made with the approval of the Board of Selectmen and the Dufresne Ad-hoc Committee). The discharge of any type of firearm or the use of a bow in violation of this bylaw may be subject to a fine of up to \$50 and/or prosecution under Massachusetts General Laws.

12. Hawking/Peddling:

No person shall hawk, peddle, or sell any item, including any type of food or drink, in the Area without first receiving a permit from the Board of Selectmen and telling the Chief of Police when the authorized selling activity will take place. The Board of Selectmen is authorized to determine and charge a fee for such a

permit and to establish any other permitting conditions as necessary. Any authorized hawking, peddling or selling of any item, including any type of food and drink, is prohibited and may be subject to a fine of up to \$100 for each violation.

#### Bylaw on Trespassing:

Trespassing by unauthorized persons on Town property, including the Dufresne Recreation and Conservation Area, Aldrich Field, Brown-Ellison Park, the Granby High School, East Meadow School, West Street School, the Town Cemetery, the Granby Library, Kellogg Hall, Aldrich Hall and all other Town property is prohibited. After verbal and/or posted notice of this bylaw, violations of this bylaw will be subject to arrest and/or a fine of up to \$100.00.