

FAUQUIER COUNTY PARKS & RECREATION
POLICY

TITLE: Private Equipment on Public Property Policy

FILE #: C 9

DATE PROPOSED: 03/11/2014

DATE APPROVED/REVISED:

PURPOSE: The purpose of the public park equipment policy is to create parameters to guide the use, the type of equipment, and education of others “private” equipment on public property. Such parameters are reached to ensure the proper use of equipment on public property, the safety of users of equipment on public property, the maintenance of equipment on public property, and acceptable aesthetics.

A. Definitions: Private equipment is defined as equipment belonging to an individual or a group.

B. Types of Use

1. Rentals

a. Renters Use

(1.) Refers to any equipment or structure which will be used on public park property on a one-time basis during the approved use period. Examples may include:

i. Inflatable Structures

ii. Artificial Climbing Walls

iii. Soccer Goals

iv. Gas and/or Large Grills

v. Tents

vi. Large and/or Hazardous Lawn Games

(2.) Refers to any equipment or structure which will be used on public park property for more than one use and placed in storage between uses.

2. Public Use

a. Refers to any equipment or structure which will be placed and used on public park property for more than approved use period that may impact users of the facility.

Examples may include:

(1.) Soccer Goals

(2.) Lacrosse Goals

(3.) Concession Trailers

(4.) Ball Field Drags

(5.) Batting Cages

(6.) Storage Boxes

(7.) Tents

(8.) Any other equipment or amusement device will be handled on a case by case basis.

3. Storage

a. Users who are approved for facility usage beyond single-use and would like to store equipment and supplies on site may request approval through a permit process for a storage as outlined below:

- (1.) In-place: For equipment that cannot be satisfactorily contained or moved; examples include soccer goals, concession trailers, batting cages, etc. that will remain in place during permit period so long as compliance with permit conditions are met.
- (2.) Storage Units: For small equipment and supplies that can be satisfactorily contained and/or moved; examples include field marking equipment and supplies, rakes, small drags, cones, flags, bases, yard markers, etc. that need to be near facilities to be used.
 - i. Storage shall be allowed according to the following priority:
 - ii. Storage in portable toilet/storage structures. Partnerships for construction of new portable toilet/storage structures shall be encouraged to allow for usage of the storage section based on Field Partnership Agreement.
 - iii. Storage in storage boxes that do not meet current standards but have been allowed to remain on fields and that remain in good shape may remain until January 1, 2015, when they will need to be replaced with those that meet standards.
 - iv. Storage in storage boxes that conform to standards to be determined by staff.
 - v. Guidelines:
 - vi. Storage unit approval is dependent upon space availability.
 - vii. All equipment/storage units shall be removed at the end of permit period.

C. Permits

1. A permit application is required for all equipment to be used during and/or left beyond times formally approved for facility use.
2. The permittee will conform to limits of general liability insurance coverage as mandated by the County. The County shall be endorsed as a “named insured” on the policy.

CI. Conditions / Regulations

1. All equipment shall conform to existing laws and regulations, County ordinances, industry standards, Departmental standards and Departmental expectations for safety and appearance.
2. Users may be requested to remove equipment and/or the Department may remove equipment that is deemed not acceptable for public usage.

CII. Compliance

1. Inspections
 - a. The Department shall routinely inspect all equipment weekly being used on park property to ensure proper installation, safety, aesthetic, and appropriately secured.
 - b. Each inspection will be documented in writing.

CIII. Removal

1. User will ensure that the equipment used on public property will be removed in a timely fashion.

CIV. Enforcement

1. Action will be taken by the Department towards any individual(s), league or organization who fails to comply with the safety mechanisms set in place for the use of the equipment being used on public park property.
 - a. First offense: Staff will take corrective measure and notify individual(s), league/organization.
 - b. Second offense: Staff to take corrective measure, and notify individual(s), league/organization to remove equipment immediately or within a given time frame deemed necessary by the Department. If not removed by the individual(s), league/organization, the Department will remove. The individual(s), league/organization will lose the right to bring equipment to public park property or lose the right to that field for the rest of the season.

c. The department reserves the right to remove any equipment deemed unsafe and/or is not permitted.

H. Availability of Policy

1. All Department employees who have the responsibility for or will be in contact of Use-Related or On-Going Equipment will be advised of this policy.
2. A copy of this policy will be made available to all other Department employees.
3. Any member of the public may request a copy of the policy from Fauquier County Parks & Recreation.