

RESOLUTION NO. 2018-1436

**A RESOLUTION OF THE BOARD OF
COUNTY COMMISSIONERS OF ATCHISON COUNTY, KANSAS,
MODIFYING RULES FOR THE ATCHISON COUNTY LAKE.**

This Resolution is made and entered into this 20th day of March, 2018, by the Board of County Commissioners of Atchison County, Kansas.

Whereas, Atchison County ("County") owns and operates the Atchison County Lake ("Lake") for the use and benefit of the public, especially citizens of Atchison County, Kansas; and

Whereas, as the owner and operator of the Lake, it is the duty and the responsibility of the Board of County Commissioners to assure that the Lake and improvements thereon are protected and utilized in appropriate ways; and

Whereas, the Board of County Commissioners previously adopted Resolution 2014-1396 promulgating rules for the County Lake in accordance with K.S.A. 19-2803a, and has now determined to update those rules:

Now, therefore, be it resolved, by the Board of County Commissioners of Atchison County, Kansas, that the following rules and regulations pertaining to the Atchison County Lake, including all recreation areas, camping areas, improvements, and all property and appurtenances owned or used in connection with the Lake, should be and hereby are adopted:

1. Any person organizing an event at the Lake shall obtain appropriate event insurance prior to the event.
2. All fishing at the Lake shall be and is governed by the laws, rules and regulations of the State of Kansas. All fishing shall be restricted to size and limit rules set as posted. The catching or taking of minnows or bait fish in any manner is prohibited. Trot lines, bank lines, set lines, or limb lines are prohibited in the Lake.
3. Discarding of trash or refuse of any kind at the Lake under misuse, abuse or damage or destruction of any property or improvement at the Lake or of any facility such as toilets is prohibited. Failure to pick up debris or other trash items from a space occupied by a visitor of the Lake, shall be considered violation of this prohibition. All trash and waste must be disposed of and deposited in receptacles provided.
4. No open fires shall be permitted except in established fire rings in designated areas. All fires must be fully extinguished before leaving the fire unattended.

5. Pets shall be under the control of the owner or handler at all times.
6. All posted speed limits must be observed.
7. Horseback riding and the operation of automobiles and other vehicles at the Lake is restricted to maintained roads and to parking areas unless posted otherwise.
8. Camping is prohibited except in the areas designated as public camping areas.
9. No person shall camp or remain at the Lake longer than seven (7) consecutive days. A forty-eight (48) hour absence of persons, equipment and vehicles is required between each camping period of seven (7) consecutive days.
10. Quiet hours at the Lake are to be observed between 11:00 p.m. to 6:00 a.m. Actions which alarm, anger or disturb others are prohibited. Failure to comply may result in expulsion from and exclusion from the Lake.
11. No child under 18 years of age may be at the Lake after 11:00 p.m. or before 6:00 a.m. unless accompanied by their parent or legal guardian.
12. Disorderly conduct to include drunkenness, vile language, fighting, disturbing the public peace and personal exposure by removal of change of clothing in any place where a person is not properly sheltered, is prohibited.
13. Swimming or wading in waters is prohibited except in those areas designated as swimming areas. Wading is allowed while fishing. Scuba diving is prohibited.
14. The discharge or use of fireworks of any kind at the Lake is prohibited.
15. The use of glass containers is prohibited.
16. No person shall solicit or advertise any product, item or service for sale on Lake property. Operation of any business or service on Lake property is prohibited.
17. Private construction of any building, boat dock, fishing dock, launching ramp, tables, or other equipment of facilities on the Lake is prohibited.
18. Only vessels propelled by wind, oar, hands, or feet are permitted on the Lake. Vessels propelled by motors of any size are not allowed. No jet skis may be used on the Lake.
19. There shall be no tobacco or electronic cigarettes at the County Lake, as further set forth in Atchison County Resolution No. 2016-1420.

IT IS FURTHER ORDERED THAT violation of any of these Rules and Regulations shall be punishable in accordance with K.S.A. 19-2803a(a). The Substance of these Rules and Regulations, together with the penalty for violations thereof, shall be conspicuously posted at the entrance to the Lake.

IT IS FURTHER ORDERED THAT this Resolution shall take effect after its publication in the official County newspaper once each week for three consecutive weeks.

IT IS FURTHER RESOLVED THAT Resolution 2014-1396 is repealed.

ADOPTED AND APPROVED by the Board of County Commissioners of Atchison County, Kansas this 20th day of March, 2018.

By: Eric Noll
Eric Noll, Chairman

By: Henry W. Pohl
Henry W. Pohl, Commissioner

By: Jack Bower
Jack Bower, Commissioner

ATTEST:

Michelle Phillips
Michelle Phillips, Atchison County Clerk

