

**RAYFORD ROAD MUNICIPAL UTILITY DISTRICT  
RULES AND REGULATIONS FOR IMPERIAL OAKS PARK  
AND GREEN BELTS AND IMPERIAL OAKS BALL FIELDS**

**MISSION STATEMENT**

In pursuit of an enhanced quality of life through a greater opportunity for recreational activity, Rayford Road Municipal Utility District seeks to develop and maintain versatile park and recreational facilities for the residents of the Imperial Oaks, Imperial Oaks Park and Imperial Oaks Estates subdivisions, the Imperial Oaks community and the District and further seeks to preserve the health and well-being of residents of the District.

**STANDARDS**

The board of directors of Rayford Road Municipal Utility District has determined that expenditures of funds derived from fees paid by users of park and recreational facilities and customers of the District's water and wastewater systems, not to include any proceeds of bonds issued by the District, will facilitate the acquisition, development, construction, improvement, maintenance and operation of park and recreational facilities for the people in the District and will not impair or reduce the District's ability to provide an adequate water supply system and wastewater collection and treatment system for customers of the District.

The Board has further determined that the size and location of recreational facilities to be developed and operated by the District, including the Imperial Oaks Park and Green Belts and the Imperial Oaks Ball Fields, have been established in consideration of and taking into account municipal and county recreational facilities, whether existing or proposed, that will serve the area of the District, that the District's recreational facilities are needed and will not duplicate any similar facilities provided by other governmental entities.

**RULES**

Section 1. Authority: These rules and regulations ("Rules") apply to the Imperial Oaks Park and Green Belts and the Imperial Oaks Ball Fields, developed and maintained pursuant to Chapters 49 and 54 of the Texas Water Code and located within the Imperial Oaks community in Montgomery County, Texas and such recreational facilities and areas as may be designated by the Board hereafter. These Rules have been adopted by the Board of the District, acting in its capacity as the governing body of Rayford Road Municipal Utility District. The authority of the District to adopt these Rules is §54.205 of the Texas Water Code and the order adopted by the Board on August 9, 2010.

Section 2. Administration: The Board hereby designates itself, along with the Montgomery County Sheriff, the Montgomery County Constable of Precinct Three and their respective Deputies to enforce these rules and regulations.

Section 3. Area Covered:

- a. The area known as Imperial Oaks Park which is governed by these Rules shall be the area described in one or more plats recorded in the Map Records of Montgomery County, Texas.
- b. The area of designated Green Belts and the Imperial Oaks Ball Fields are governed by these Rules and are described in one or more deeds or plats recorded in the Real Property Records of Montgomery County, Texas.

Section 4. Definitions: As used in these rules and regulations:

- a. "Alcoholic Beverage" means any beverage containing more than one-half of one percent (.5%) of alcohol by volume, which is suitable for use as beverage, either alone or diluted;
- b. "Board of Directors" or "Board" means the Board of Directors of Rayford Road Municipal Utility District of Montgomery County, Texas;
- c. "County" means Montgomery County, Texas;
- d. "District" means Rayford Road Municipal Utility District;
- e. "Explosives" means any chemical compound or mixture that is commonly used or intended for the purpose of producing an explosion;
- f. "Light truck" means any truck with a manufacturer's rated carrying capacity not to exceed Two Thousand (2,000) pounds and is intended to include those trucks commonly known as pickup trucks, panel delivery trucks and carryall trucks;
- g. "Park" means all areas of the Imperial Oaks Park and areas designated as Green Belts and wetlands, and the area designated as the Imperial Oaks Ball Fields, all as identified on the recorded deeds and plats thereof.
- h. "Peace Officer" means sheriffs and their deputies; constables and deputy constables; and all other peace officers as defined in Article 2.12 of the Code of Criminal Procedure of the State of Texas, as amended.
- i. "Road" is any road maintained or controlled by the County for public passage for vehicles within a park;
- j. "Special event" means an organized activity intended for more than fifteen (15) persons to share a common purpose as a group;
- k. "Vehicle" means every motor-driven device in, upon, or by which any person or property is or may transported or drawn upon a road except devices moved by human power;
- l. "Weapon" means any firearm, rifle, pistol, bow and arrow, shotgun, gas gun or gas pistol, BB gun or BB pistol, pellet gun or pellet pistol, sling or sling shot;
- m. "Wildlife" means living things that are neither human nor domesticated.

Section 5. Hours Open: Unless otherwise posted, the Park shall be open from sunrise to sundown. For organized events at the Ball Fields, play will begin no earlier than 9:00 a.m. and will end no later than sundown or 9:00 p.m., whichever comes first. No person shall enter into or remain within the Park at any other time without prior written approval of the Board.

Section 6. Vehicles:

- a. No person shall operate a vehicle within the Park except on public roads or parking lots. Operation of a vehicle on the shoulder of a road will be limited to driving thereon for the purpose of parking on the shoulder of the road or driving a parked vehicle from the shoulder of the road to the paved portion of the road. This provision does not apply to light trucks nor trucks making deliveries of material, supplies and equipment purchased or rented by the District;
- b. No person shall operate a vehicle on a road or street in the Park at a speed in excess of the posted speed limit;
- c. No person shall cause a vehicle to be parked within the Park except in a designated parking area. Vehicles parked on the shoulder of a road in designated areas must be parked parallel to the road. This provision does not apply to light trucks nor trucks making deliveries of materials, supplies and equipment purchased or rented by the District;
- d. No person shall cause a vehicle to remain within the Park after hours unless one of the authorities named in Section 2 above is notified, provided, however, that in no event shall any person cause a vehicle to remain within the Park in excess of twenty-four (24) hours at any given time. Vehicles remaining within the Park for which notification has not been received will be towed and placed in storage by the proper law enforcement officer at the vehicle owner's expense.

Section 7. Wildlife: No person shall willfully harm, harass, trap, confine, catch, or possess any wildlife within the Park. No person shall willfully throw any object at or strike with any object at any wildlife within the Park.

Section 8. Plant Life and Landscaping: No person shall willfully destroy or remove any tree, shrub, vine, wildflower, grass, fern, moss, leaves, cones, or dead or downed wood within the Park or in any area designated as Green Belts or wetlands, except with prior written approval of the Board. No person shall walk, stand or sit on any border, flower bed, monument, vase, fountain, railing or fence in the Park.

Section 9. Fires: No person may light, build or maintain a fire within the Park other than within a camp stove and/or barbeque pit.

Section 10. Smoking: No person shall light, burn or smoke any a cigar, pipe, cigarette or other device used for smoking tobacco or any other legal substance within the Park.

Section 11. Weapons: No person other than a peace officer may carry or possess a weapon within the Park.

Section 12. Explosives: No person may possess gun powder or other combustibles, explosives or fireworks within the Park. Provided, however, that this provision does not apply to gasoline and other petroleum products in fuel tanks of vehicles or to petroleum products intended to be used as fuel for cooking.

Section 13. Animals: No person may bring into or possess in the Park any animal other than a dog or domestic cat. Any person bringing a dog or domestic cat into the Park shall keep such dog or domestic cat confined to a vehicle or secured by a leash not exceeding fifteen (15) feet in length. Any person bringing a dog or domestic cat into the Park shall be responsible for the clean-up and disposal of any waste product of the animal.

Section 14. Glass Beverage Containers: No person shall use any glass beverage containers in the Park. This provision shall not apply to baby bottles, baby food jars, glass-lined thermos bottles and glass-lined picnic beverage coolers.

Section 15. Alcoholic Beverages: No person shall consume or possess an alcoholic beverage in the Park.

Section 16. Use of Loudspeakers: No person shall use any loudspeaker, public address system or amplifier within the Park without prior written permission from the Board of Directors.

Section 17. Dumping and Littering: All persons shall dispose of trash only in the receptacles provided therefor. No person shall bring into the Park any trash, refuse or waste material.

Section 18. Advertising: No person shall place, erect, or attach any structure, sign, bulletin board, post, pole or advertising device of any kind whatever in the Park, or attach any notice, bill, poster, sign, wire, rod or cord to any tree, shrub, fence, railing, post or structure in the Park.

Section 19. Soliciting: No person shall solicit funds or donations, or sell or offer to sell services or goods or distribute circulars in the Park. This rule does not apply to the following:

- a. Persons soliciting donations or conducting fund-raising events for and on behalf of non-profit organizations, who have secured prior written permission from the Board;
- b. Concessionaires or lessors and persons employed by concessionaires or lessors when selling goods or services, or charging for amusements pursuant to a written contract authorized by the Board, provided however that no permanent structures shall be erected on the Ball Fields for concessionaires and,
- c. Fees for the use of specific Park facilities as may be established by the Board from time to time.

Section 20. Camping: No person shall engage in overnight camping in the Park.

Section 21. Supervision of Children: Children under 10 years of age must be supervised by an adult at all times.

Section 22. Special Events: No person shall solicit for, hold or sponsor a Special Event in the Park without the prior written permission of the District. Any person or persons wishing to reserve the use of Park facilities must first complete and sign an application for use for a special event form as prescribed (the "Special Event Application"), and obtain approval by the Board or the Board's designated representatives. The Application will not be considered complete unless accompanied by a \$300 deposit check, a self-addressed stamped envelope, and a \$50 park use fee. Checks are to be made payable to Rayford Road Municipal Utility District. The District may require a person holding or sponsoring a Special Event to provide liability insurance in coverage amounts of \$100,000 for each person, \$500,000 for each single occurrence for bodily injury or death and \$100,000 for each single occurrence for injury to or destruction of property, naming the District as an insured party. The District may require the presence of one or more peace officers for a Special Event. The opinion of the Board as to whether or not insurance will be required and as to the required number of peace officers shall be final and binding.

Section 23. Use of Baseball/Soccer Field: Use of the Park's tee-ball, volley ball, bocci ball and soccer fields shall be on a first come, first served basis except with prior reservations approved by the Board or the Board's designated representative. Any person or persons wishing to reserve the use of a Ball Field must first complete and sign an application form as prescribed by the District (the "Ball Field Application") and obtain approval by the Board or the Board's designated representatives. The maximum allowable time for use of a ball field is two (2) hours. The Board shall have the right to require liability insurance and/or peace officers.

Section 24. Use of Jogging/Walking Trail: Bicycling is not permitted on the Park's jogging/walking trails and nature trails. Skating with roller skates or in-line skates is allowed on paved trails, but walkers and joggers have the right of way at all times. The operation of any vehicle on any trail is forbidden.

Section 25. Park Use and Rewards: No person shall use any area or facility of the Park for any purpose other than for the purpose for which it was designed or designated. The District will pay a reward of up to \$500 for information leading to the arrest of persons responsible for vandalism or destruction of any District property within the Park. Marking or writing on District property with markers, chalk or other media, whether permanent or non-permanent, is prohibited.

Section 26. Ingress and Egress to Park: No person shall enter or exit the Park except on a road, designated parking area, or jogging/walking trail or nature trail.

Section 27. Use of Imperial Oaks Park Pavilion: Any person or persons wishing to reserve the use of the pavilion must first complete and sign a Special Event Application together with the deposit, self addressed envelope and park use fee described in Section 22 above, and obtain approval by the Board or the Board's designated representative. The maximum allowable time for use of the pavilion is four (4) hours. The Board shall have the right to require liability insurance and/or peace officers. The District will not approve reservations or special use of the Pavilion on any holiday.

Section 28. Sanctions: Compliance with these Rules and state and federal laws is a condition of the use of the Park. The authorities designated in Section 2 to enforce these Rules are hereby authorized to notify any person who fails or refuses to comply with these Rules or applicable federal or state laws to depart from the Park. Any such person who fails to depart upon notification shall be subject to prosecution under Section 30.05 of the Texas Penal Code for criminal trespass in addition to other punishment or prosecution for any other crime. A person who fails to comply with these Rules is subject to civil penalties of up to \$5,000.00 for each violation, together with attorneys fees and costs, all as provided in Section 49.004, Texas Water Code, as amended. These penalties shall be in addition to any other penalties provided by the laws of the state and may be enforced by complaints filed in the appropriate court of jurisdiction in the County.

Section 29. Effect on Existing Law: These Rules are in addition to, and not in lieu of, all federal and state laws, rules and regulations applicable within the Park.

Section 30. Severability: The provisions of these Rules are severable. If any word, phrase, clause, sentence, section, provision or part of these Rules should be held invalid or unconstitutional, it shall not affect the validity of the remaining provisions, and it is hereby declared to be the intent of the Board that these Rules would have been adopted as to the remaining portions, regardless of the invalidity of any part.

August 9, 2010

Section 31. Amendments: These Rules may be amended from time to time by the Board.

Section 32. Posting: A summary of these Rules shall be conspicuously posted at or near the entrance to the Imperial Oaks Park and at the Imperial Oaks Ball Fields. An excerpt of these Rules shall be provided to any person who requests a copy and to any person who submits an Application for use of the Pavilion or the Ball Fields.

Section 33. Effective Date: These Rules shall become effective and enforceable five days after the first publication of the notice of adoption or amendment of these Rules as provided in §54.207 and §54.208 of the Texas Water Code.