



TOWN OF DEERPARK

GARY I. SPEARS, SUPERVISOR
ALAN F. SCHOCK, COUNCIL MEMBER
ARTHUR T. TROVEI, COUNCIL MEMBER
ROBERT A. WHITNEY, COUNCIL MEMBER
CHRISTA HOOVLER, COUNCIL MEMBER

FACILITIES USE APPLICATION

Date of Request _____ Dates of Intended Use _____

Facility Requested _____

Individual or Organization Name _____

Time of Use _____ Supervisory Person _____

Mailing Address _____

Telephone # Day _____ Evening _____

Purpose of Use _____

Participants Expected Adults _____ Children _____

Town of Deer Park Residents (Number) _____ Non-Residents (Number) _____

Indemnification Agreement

It is hereby stipulated that the undersigned hereby agrees to defend, indemnify and hold harmless the Town of Deer Park for all acts of the undersigned, guests and/or spectators of the undersigned or for any claim associated therewith. Additionally, the Town of Deer Park maintains the right to require the undersigned to obtain insurance, at no cost to the Town, providing coverage and amounts deemed acceptable by the Town of Deer Park. In addition, applicant will provide at time of application a one-hundred (\$100.00) security deposit that shall be refunded to applicant upon satisfactory written report of Parks Maintenance Supervisor at the conclusion of said event.

Print Name _____

Signed _____ Date _____

- NO PETS ARE ALLOWED ON TOWN PROPERTY -
Problems? Contact Ray, Parks Maintenance Supervisor, at (845) 239-6645

- Official Use Only -

<i>Application Received</i> _____	<i>Insurance Certificate Received</i> _____
<i>Application Fee Received</i> _____	<i>Security Deposit Received</i> _____
<i>Approved</i> _____	<i>Written Report from Parks Sup.</i> _____
<i>Security Deposit Returned</i> _____	<i>Security Deposit Not Returned</i> _____

**A LOCAL LAW PERMITTING CERTAIN ACTIVITIES AT CERTAIN LANDS OWNED,
LEASED OR OCCUPIED BY THE TOWN OF DEERPARK AND PROHIBITING ALL
OTHER ACTIVITIES.**

Section 1. Definitions

Board: Shall mean the Town of Deerpark Town Board.

Facility: Shall mean any building, picnic area, fishing area, or park area owned or leased by the Town of Deerpark, with the exception of buildings housing municipal offices.

Organization: Any firm, partnership, corporation, association or legal representative, acting jointly or individually, excluding the authorized agents, officers or employees of the Town of Deerpark.

Person: Any individual, family, or non organized group, association or legal representative, acting individually or jointly, excluding the authorized agents, officers or employees of the Town of Deerpark.

Supervisor: Supervisor of the Town of Deerpark.

Town Lands: Any applicable parcel of land, including the structures and buildings located thereon.

Section 2. Persons Entitled to Use Town Facilities

Requests for use of Town Lands must be received a minimum of thirty (30) days prior to the intended date of use.

- a. Any person, regardless of his place of residence, shall be entitled to use Town of Deerpark facilities and lands in the manner provided hereby.
- b. All facilities will be open for public use from 8 am to 9 pm daily unless special approval has been granted by The Board.
- c. Persons wishing to reserve Town Facilities for specific use shall first apply at the Town Clerk's office on the approved application form with all requisite documentation. Application shall be approved or denied by the Town Clerk. Denial of use may be appealed to The Board.
- d. The use of all recreational and park facilities shall be subject to the rules of the Town of Deerpark Recreation Committee, as approved by The Board.
- e. The fee for the use of pavilions is \$10⁰⁰ per day, payable upon application. This fee may be changed from time to time by resolution of The Board.
- f. Adult supervision is required for any activity involving persons less than 18 years of age. There shall be a minimum of 1 adult per each ten persons less than 18 years of age.

- g. All Organizational users must provide the following documentation to the Town Supervisor upon application:
 - 1. A current valid Certificate of Insurance naming the Town of Deerpark PO Box A, Huguenot, NY 12746 as Additional Insured for the date(s) applied.
 - 2. Comprehensive General Liability Limits of at least \$1,000,000 per occurrence /2,000,000 aggregate.
 - 3. Request shall not be processed unless all requisite documentation is provided at time of application.
- h. Persons applying for use of Town Lands must provide either:
 - 1. A valid Certificate of Insurance naming the Town of Deerpark as Additional Insured
 - 2. A signed Hold Harmless Agreement

Section 3. Named Properties

Building #2 – Playground & Ball Fields
Boehlmer Park Picnic & Fishing Areas
Sharon Park Picnic & Fishing Area
Myers Grove Picnic & Fishing Area
Westbrookville Water Co. Ball Field
Harriet Space Park & Pavilion
Sparrowbush Park & Pavilion

Any other parcel which may be purchased or leased by the Town of Deerpark, and approved for use by The Board.

Section 4. Permitted Activities

The following are permitted activities:

- a. Fishing from the shoreline of any body of water, or from a non-motorized or battery powered boat, within the areas specifically designated for such activity.
- b. Picnicking at areas designated for such use.
- c. Any other activity that may be authorized and for which a permit has been issued, pursuant to the rules and regulations for use of certain public buildings and premises owned or leased by the Town of Deerpark as contained in this Local Law.

Section 5. Prohibited Activities

- a. All posted rules and regulations shall be adhered to.
- b. Drugs, alcohol and the consumption thereof are expressly prohibited from all Town Property.

- c. Any activity that is not specifically permitted on applicable Town of Deerpark owned or leased property shall be prohibited. Prohibited activities shall include but are not limited to:

1. Swimming, wading or bathing
2. Ice Skating
3. Obstructing vehicular or pedestrian traffic
4. Congregating with other persons and refusing to comply with a lawful order of law enforcement officers to disperse
5. Creating, or causing to be created, a hazardous or physically offensive condition by any act which serves no legitimate purpose
6. Discharging of firearms or fireworks
7. Hunting or trapping
8. Picnicking or camping in areas not designated for such activity
9. Camping of any kind without specific permit
10. Littering
11. Defacing of Town property
12. Vandalism
13. Engaging in violent behavior, fighting or threatening behavior
14. Making unreasonable noise
15. Selling, peddling, or hawking of food, beverages or wares without specific permit
16. Camp fires
17. Glass containers
18. Profanity, objectionable language, disorderly conduct or illegal or illegitimate activities are expressly prohibited
19. Horse riding
20. Motorized transportation of any kind (ATV, motorcycle, snowmobile, minibike)
21. Soap shall not be used in any open waterway
22. Logging
23. No Pets are allowed on Town Property

Section 6. Exceptions

- a. Nothing herein shall act to deprive or limit the lawful right of any owner, or their authorized agent or guest, from using Town Lands, or any part thereof, in a manner entitled to by virtue of specific rights, as conveyed via legal instrument affecting title recorded prior to the acquisition of a specific property by the Town of Deerpark.
- b. Parking of motor vehicles shall be permitted on Town Lands only in designated areas during open hours. Parking from 9:00pm to sunrise will be granted by specific application only.

Section 7. Conditions of Use

- a. Damage to facilities (including playing fields and equipment) shall be promptly repaired at the user's expense.
- b. Doors shall be closed and locked before leaving the premises.
- c. Lighting shall be turned off before leaving the premises.

- d. Restrooms shall be cleaned before leaving premises.
- e. All trash shall be removed from the site.

Section 8. Activities at Town Lands

All rules or regulations promulgated by The Board for activities conducted on Town Lands shall be considered a condition of allowing such activity on Town Lands and, if such a regulation is not properly complied with, it shall be a violation of this Local Law.

Section 9. Applicability

This Local Law shall apply to all Town Lands, including any bodies of water located thereon.

Section 10. Violations

Any person or organization violating the provisions of this Local Law shall, upon conviction thereof, be guilty of a violation and shall be subject to the payment of a fine not exceeding Two hundred fifty dollars (\$250.00) or imprisonment for a period not to exceed 15 days, or both. Each violation shall be considered a separate and additional violation, notwithstanding the penalty hereinbefore provided. The Town of Deerpark may enforce obedience of this Local Law or any part thereof by injunction to restrain such violations.

Section 11. Repeal of Prior Local Law

This Local Law specifically repeals Local Law #5 of 1999 adopted on September 13, 1999.

This Local Law shall take effect immediately upon adoption by the Town of Deerpark Town Board.

PLEASE TAKE NOTICE: TO THE EXTENT THAT THIS LOCAL LAW MAY CONFLICT WITH APPLICABLE PORTIONS OF THE TOWN LAW OF THE STATE OF NEW YORK, IT IS THE STATED INTENTION OF THE TOWN OF DEERPARK TO EXERCISE ITS AUTHORITY TO SUPERSEDE AND AMEND SUCH LAW, AS GRANTED UNDER THE MUNICIPAL HOME RULE LAW OF THE STATE OF NEW YORK, SECTION 10. THE TOWN OF DEERPARK HEREBY PROVIDES NOTICE THAT IT IS EXERCISING ITS AUTHORITY TO SUPERSEDE AND AMEND TOWN LAW PURSUANT TO MUNICIPAL HOME RULE LAW OF THE STATE OF NEW YORK, SECTION 22.