

Calhoun County Park Management Order

As adopted by the Calhoun County Commissioner's Court on May 8th, 2019.

1. PRIOR PLANS ELIMINATED

This plan is to replace the Calhoun County Beach Management Plan adopted by the Calhoun County Commissioner's Court on or about August 12, 2004. This plan supersedes and replaces that prior order from the Commissioner's Court.

2. STATEMENT OF AUTHORITY

This order is adopted pursuant to the authority granted to Calhoun County to manage their parks and form a Parks Board, under Chapters 320 and 321 of the Texas Local Government Code, and specifically Section 321.101 and 321.102 of the Texas Local Government Code as amended. This order is made by the Commissioner's Court upon the recommendation of the Calhoun County Parks Board that was established by this Commissioner's Court on May 23, 2018 and duly organized at their organizational meeting on June 18, 2018.

3. HISTORY

The prior order of this Court entered on August 12, 2004 was not consistently enforced due to concern by law enforcement as to applicability of the Texas Open Beaches Act to bay beaches and parks in Calhoun County. The prior order of this Court was authorized by Sections 61.015 and 61.122 of the Texas Natural Resources Code which enables a coastal county to enact Beach Access and Use Plans. None of the public parks covered by this order border the Gulf of Mexico and Section 61.083 of the Texas Natural Resources Code states: "None of the provisions of this subchapter apply to any beach area that does not border on the Gulf of Mexico or to any island or peninsula that is not accessible by a public road or common carrier ferry facility as long as that condition exists."

4. PUBLIC PURPOSE

It is the objective of the Commissioner's Court of Calhoun County, in adopting this park management order to provide safe and healthy parks and beaches for use by the public in Calhoun County and to preserve the natural resources of the coastal environment for future generations.

5. COUNTY PARKS

The parks in Calhoun County affected by this order are located and described as follows:

Magnolia Beach, bulkhead with benches, boat ramp, crabbing bridge, beach front south to 23rd Street with cabanas, parking lots and bathroom facilities and then again starting at Miller's Point Road and proceeding south all the way to the LaSalle monument being County and then State property that management authority has been given to Calhoun County generally known as Magnolia Beach and Indianola Beach parks. Included in this park is the bird walk on land on the back lake adjacent to the park south of Miller's Point Road. This park will also include public land and road easements owned by Calhoun County on the Matagorda Bay shoreline as it generally lies south to the intersection of State Highway 316 and Ocean Drive including County owned land at the intersection of Brighton and Monument Way.

Comal Park at Powderhorn

Alamo Beach boat ramp and adjoining water front property to the west side of the boat ramp.

Little Chocolate Bayou Park (inside the city limits of Port Lavaca)

Big Chocolate Bayou boat ramp and associated property around it

Six Mile Park and boat ramp, pier, cabana and recreation equipment located on the end of Park Road where this road dead ends into the shoreline of Lavaca Bay.

Olivia Haterius Park and boat ramp with beach road

Port Alto beach restoration project property

Green Lake, 5,000 acres

Hog Bayou boat ramp and parking area

Port "O'Connor, "Froggy's" boat ramp and 14 acre parking area

Kingfisher Park, beach area, pavilion and pier

Boggy Nature Park and bird walk, approximately 80 acres more or less

Little Jetties Kayak Launch and Park

Bill Sanders Park at the end of Swan Point Road, Seadrift

6. PROHIBITED ACTIVITIES PARK RULES AND REGULATIONS

These are general rules. Signage at each park as directed by the Parks Board will individualize these rules to fit the needs of each individual park.

No driving in the park except in designated areas.

If driving is allowed in the park, the speed limit is 15 mph.

All vehicles, boat trailers, RV's, motor homes, trailers in the park shall have current and valid license plates and registration.

All vehicles, travel trailers, boat trailers, flat bed trailers, utility trailers, RV's, motor homes shall be parked in designated areas only and in a manner perpendicular to the shoreline as to not block or restrict access to the shoreline by other park visitors.

All motorized water craft shall be launched from a boat ramp and not from the park shoreline.

No unattended personal property shall be left in the park.

Littering is prohibited.

No glass containers in park.

No household trash to be deposited in the park trash cans.

No fires in the parks except in designated bbq pits or fire pits.

No overnight camping except in designated areas in designated parks.

When and where allowed, no camping for more than 14 days with a gap of 30 days between each camping period.

Discharge of graywater or wastewater in the park is prohibited.

No tent latrines or open sewage. Use the public restrooms.

Discharge of firearms in a park is prohibited.

Pets, horses or other animals must be under the direct and effective control of the owner at all times.

Animal waste must be cleaned up by their owners.

Quiet time shall be observed in the park from 10 p.m. till 6 a.m.

Disorderly conduct by park visitors will be prosecuted.

No vendors in a park unless permitted by the Calhoun County Commissioner for the precinct.

7. PENALTIES FOR VIOLATION OF PARK RULES

Each violation will be a Class C misdemeanor as provided for by Section 321.102 of the Texas Local Government Code. Repeated violations of park rules will result in removal

from the park with a criminal trespass warning the violation of which is a Class B misdemeanor.

8. SIGNAGE

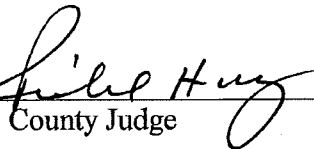
Each Calhoun County Commissioner's shall cause sufficient signs to be placed at each public park to insure adequate public notice of these rules and regulations as the rules are specifically recommended for each park by the Parks Board.

9. BEACH CLOSURES

The Commissioner's Court by order may close a portion or all of a public beach for up to 3 days for a public event or festival as provided by Texas Local Government Code Section 240.902.

SO ORDERED BY THE CALHOUN COUNTY COMMISSIONER'S COURT on this
the 8th day of May, 2019.

BY:


County Judge