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NATURAL RESOURCES CODE

ARTICLE 2

CAMPING

[NOTE: Except as otherwise noted, the provisions of Article 2 of the Natural Resources Code were enacted on August 22, 1990 by Ordinance No. 90-3.]

CHAPTER 1. GENERAL PROVISIONS

Section 2-101. Scope.

Article 2 applies to all campsite areas under the control of the Fish and Game Department unless otherwise indicated. Special regulations for a campsite area or a subject do not preclude the application of general laws unless expressly so indicated. The privilege of any person to be present in any campsite area under the control of the Fish and Game Department is hereby expressly conditioned upon compliance by that person with all applicable laws and regulations of the Colorado River Indian Tribes.

Section 2-102. Definitions.

(a) "Department" means the Fish and Game Department of the Colorado River Indian Tribes.

(b) "Chief Game Warden" means the Chief Administrative Officer of the Department.

(c) "Person" shall be construed to mean and include natural persons, firms, partnerships, corporations, clubs and all associations or combinations of persons whenever acting for themselves or by an agent, servant or employee.

(d) "Nighttime" is any time from one-half hour after sunset to one-half hour before sunrise.

(e) "Posting of notices", unless otherwise indicated, shall mean and require that the Department shall set aside at the Department headquarters and at the campsite affected and in a location convenient to the public, a bulletin board or similar device upon which shall be posted all special instructions or orders pertaining to such campsite areas.

(f) "Designate" means to indicate, specify or make recognizable by some mark, sign or name.

(g) "Facility" means any structure or combination of structures, or any feature or entity modified by humans for human use.

(h) "Campsite Area" means any named and classified campsite area under the control of the Department.

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Section 2-103. Use of Facilities, Payment.

No person shall use or be present in any portion of a campsite area under the control of the Department for which a use fee has been established by the Department, without paying such fee. This shall not apply to Tribal officers and employees on official business nor to persons excepted by the Department for administrative reasons.

Section 2-104. Animals.

No person shall molest, hunt, disturb, injure, trap, take, net, poison, harm or kill any kind of animal or fish, or so attempt in a campsite area, except that fish may be taken other than for commercial purposes in accordance with the Tribal fishing laws and regulations, provided however, that no person shall use or discharge a spear or bow and arrow in the campsite area.

Section 2-105. Plants and Driftwood.

No person shall wilfully or negligently pick, dig up, cut, mutilate, destroy, injure, disturb, move, molest, burn or carry away any tree or plant or portion thereof, including, but not limited to, flowers, foliage, berries, fruit, grass, turf, shrubs, trees and dead wood, except when authorization by the Chief Game Warden to collect dead wood is posted at the campsite area to which the authorization applies. This section does not apply to activities undertaken by the Department in conjunction with its resource management activities.

Section 2-106. Geological Features.

No person shall destroy, mutilate or remove earth, sand, gravel, minerals, rocks, paleontological features or features of caves.

Section 2-107. Archaeological Features.

No person shall remove, injure, disfigure, deface or destroy any object of archaeological or historical interest or value.

Section 2-108. Special Permits.

Upon a finding that it will be in the best interests of the Tribe, the Chief Game Warden, with the concurrence of the Director of the Tribal Museum, may grant a permit to remove, treat or disturb geological, historical, archaeological or paleontological materials; and any person who has been properly granted such a permit shall to that extent not be liable for prosecution for violation of the foregoing.

Section 2-109. Litter.

No person shall leave, deposit, drop or scatter bottles, broken glass, ashes, waste paper, cans or other litter in a campsite area except in a

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receptacle designated for that purpose, and no person shall import any litter, or import and deposit any litter into or in any campsite area from other places.

Section 2-110. Fires.

No person shall light, build, use or maintain a fire within a campsite area. Portable camp stoves may be used in campsite areas approved by the Department.

Section 2-111. Weapons and Traps.

No person shall carry, possess or discharge across, in or into any portion of any campsite area any weapon, firearm, bow and arrow, trap, net or device capable of injuring or killing any person or animal, or capturing any animal, or damaging any public or private property. Firearms not having any cartridge in any portion of the mechanism, traps, nets, bows and arrows, other unloaded weapons or devices may be possessed within temporary lodging or mechanical mode of conveyance when such implements are rendered temporarily inoperable or are packed, cased or stored in a manner that will prevent their ready use.

Section 2-112. Fireworks.

No person shall possess, discharge, set off or cause to be discharged, in or into any portion of a campsite area any firecrackers, torpedoes, rockets, fireworks, explosives or substances harmful to the life or safety of persons.

Section 2-113. Peace and Quiet.

To insure peace and adequate rest for visitors, no person shall so conduct himself or herself that he or she disturbs others in sleeping quarters or in campgrounds between the hours of 10:00 p.m. and 6:00 a.m. daily. No person shall, at any time, use outside electronic equipment including electrical speakers, radios, phonographs, televisions or other machinery, at a volume which emits sounds beyond the immediate individual camp or picnic site without specific permission from the Department. Engine driven electrical generators which emit sound beyond the limits of an individual camp or picnic site may be operated only between the hours of 10:00 a.m. and 6:00 p.m.

Section 2-114. Equipment and Occupancy.

The Department may specify the size, type, arrangement and use of recreational equipment and the number of persons permitted in any campsite area or portion thereof. No person shall otherwise introduce, keep, use or arrange his or her equipment. No person shall otherwise exceed established occupancy limitations.

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Section 2-115. Sanitation.

(a) No person shall deposit waste, water, sewage or effluent from sinks, portable toilets or other plumbing fixtures directly upon or into the surface of the ground or water.

(b) No person shall deposit any body waste in or on any portion of any comfort station or other structure, except into fixtures provided for that purpose.

(c) No person shall place any bottle, can, cloth, rag, metal, wood, paper or stone substance in any plumbing fixture in such a manner as would interfere with normal operation of such fixture.

(d) All comfort stations shall be used in a clean, sanitary and orderly manner.

(e) Urinating or defecating other than in fixtures provided therefor is prohibited.

Section 2-116. Prohibited Areas.

To insure the safety and protection of persons, or to provide for the security, safeguarding and preservation of resources and property in any campsite area and portions thereof, the Department may from time to time upon such finding by order declare a prohibited area, may specify the period therefor, and may from time to time revoke, suspend, repeal or modify such order. A notice declaring a prohibited area shall be posted. The order may specify such reasonable classes of persons who may enter therein in the conduct of such activities or official duties as the Department may prescribe. No other persons or vehicle may enter or remain in a prohibited area.

Section 2-117. Use Periods.

The Department may establish periods of use for any campsite area or portion. Periods of use shall be posted. No person, vessel or vehicle shall enter or be present in a campsite area after closing or in portions of campsite areas designated closed, except employees or persons designated by the Department on official business.

Section 2-118. Alcoholic Beverages.

No person shall consume any alcoholic beverage in any campsite area, or portion thereof, when determined by the Department, upon finding that such consumption is inconsistent with the use of such campsite area or portion thereof, or is detrimental to the health and safety of persons, property or resources and when notice declaring such prohibition of the consumption of alcoholic beverages has been posted.

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CHAPTER 2. CAMPING

Section 2-201. Camping.

No person shall camp on the Reservation except in areas designated for that purpose. Camping is defined as erecting a tent or shelter or arranging bedding, or both, for purposes of, or in such a way as will permit, remaining overnight. Use of houseboats or boats for the purpose of sleeping during the nighttime hours, whether anchored, moored or beached, is also defined as camping. Use of any parked or standing vehicle for the purpose of sleeping during nighttime hours is further defined as camping.

Section 2-202. Number Occupying Campsites.

The number of vehicles and persons occupying a campsite shall not exceed two vehicles and eight persons; however the Department may authorize a greater number or restrict to a lesser number when facilities warrant.

Section 2-203. Camping Fees Due.

Fees for the use of camping facilities are due and payable daily. The fee covers use of camping facilities until the vacating time of 2:00 p.m. of the following day. Camping permits may be obtained from the Department at 1604 California Avenue, Parker, Arizona or outlets authorized by the Department.

Section 2-204. Occupancy.

(a) A campsite is considered occupied when it is being used or has been reserved for purposes of camping by a person or persons who have paid the daily use fee within the applicable time limits. The person or persons by or for whom the daily use fee has been paid and the guests and invitees of such persons or persons may occupy the campsite for the period for which the daily use fee has been paid.

(b) No person not authorized to occupy a campsite pursuant to subparagraph (a) of this section or pursuant to law shall take or maintain possession or arrange camping equipment or park or stand a vehicle in a campsite marked occupied.

Section 2-205. Camping Time Limits.

(a) General. Occupancy by the same persons, equipment or vehicles or any camping facility is limited to a total of 30 days in any calendar year in that campsite area. The Department may establish shorter limits of occupancy.

(b) Shorter Limits. When the Department has established shorter seasonal limits, no person or persons who have occupied a campsite for the established limit may re-register in the campsite area until the expiration of forty-eight (48) hours, from 2:00 p.m. of the check-out day to 2:00 p.m. of the second day following.

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(c) Upon expiration of the established limit, the registered camper shall vacate the campsite of all persons, vehicles and equipment.

Section 2-206. Vacating.

Occupants shall vacate the campsite by removing their person, vehicles and property therefrom prior to 2:00 p.m. if the applicable use fee has not been paid or if the time limit for occupancy has expired.

Section 2-207. Nighttime Closure.

No person shall enter, be present or remain in any campsite area between the hours of 10:00 p.m. or 6:00 a.m. except as the lawfully registered occupant of a campsite or for the lawful purpose of camping when campsites are available.

Section 2-208. Campsite Areas.

The following campsite areas are authorized for camping pursuant to this Article. Camping is prohibited in all other areas of the Reservation, except areas leased or operated by the Tribe for the purpose of providing overnight accommodations.

Arizona:

- Deer Lake Area
- Between Scott Road and River, Boy Scout Camp Area
- 12 Mile Lake Area (east side day use only, west side overnight camping)
- No Name Lake Area
- Indian's Own Camp Area (Tribal members only)
- Between Tsosie Road and River
- Between Beeson Road and River
- Between Welsh Road and River
- Weir Dam Area
- Dike Pond Area
- South Boundary Pond Area

California:

- Squaw Dam Area
- Wilson Bridge Area
- Old Haacker's Campground Area.

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CHAPTER 3. ENFORCEMENT

Section 2-301. Ejection.

In addition to other penalties prescribed by law, violation of any law or regulation shall subject the violator to ejection from the campsite area in which the violation occurs or from the Reservation if warranted.

Section 2-302. Penalties.

Any person or persons violating this Article 2 shall be subject to the same penalties as provided for in sections 1-502, 1-503, 1-504, 1-505, 1-506 and 1-507 of Article 1 "Fish and Game" of the Natural Resources Code of the Colorado River Indian Tribes.

Section 2-303. Officers.

This Article 2 may be enforced by any Tribal peace officer, including those employed by the Department or by the Police Department of the Colorado River Indian Tribes, having concurrent jurisdiction in any area of the Colorado River Indian Reservation in which a violation of this Article may take place.

CHAPTER 4. MISCELLANEOUS

Section 2-401. Severability.

If one or more of the sections of this Article is deemed invalid, the remaining sections are intended to remain in effect.

Section 2-402. Regulations.

The Department is authorized to issue such rules and regulations as are deemed necessary to carry out the provisions of this Article, upon obtaining the prior approval of the Administrative Committee.

Section 2-403. Amendment or Repeal.

Where a section herein or a rule is amended or repealed, acts and omissions prior thereto may be prosecuted as though such section or rule had not been so amended or repealed.

Section 2-404. Other Laws.

Nothing contained herein shall be construed to authorize or prohibit any act or acts which are expressly authorized or prohibited by laws of the Colorado River Indian Tribes.

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Section 2-405. Sovereign Immunity.

Nothing contained herein shall be construed or deemed to be a waiver of the sovereign immunity of the Colorado River Indian Tribes.

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