
Sec. 249.171. Rules, regulations and ordinances: adoption, publication and proof thereof.

1. The commissioner shall have the power to adopt rules, regulations and ordinances governing the use of the county parks as defined herein, and to provide penalties for the violation thereof.
2. A violation of any such rule, regulation or ordinance is hereby declared to be an offense against such rule, regulation or ordinance, and the said rule, regulation or ordinance may provide for the punishment thereof for each violation by a fine of not exceeding \$250.00 or by imprisonment not exceeding 30 days, or by both such fine and imprisonment. The commissioner is also empowered, as an alternative or in addition to such fine or imprisonment, to provide civil penalties for any such violation in an amount not to exceed \$250.00 for each violation, which shall be recovered in an action or proceeding brought by the County Attorney in the name of the county in a court of competent jurisdiction. Such rules, regulations and ordinances may provide that in the event of a violation of any provision of such rule, regulation or ordinance each day of a continuing violation shall be subject to a separate fine, imprisonment or civil penalty.
3. An action or proceeding may be maintained by the County Attorney in the name of the county in a court of competent jurisdiction to compel compliance with or restrain by injunction the violation of any such rule, regulation or ordinance, notwithstanding that the rule, regulation or ordinance may provide a penalty or other punishment for such violation.
4. The commissioner shall also have the power to adopt ordinances regulating parking on and traffic in and through such county parks in accordance with the provisions of the Vehicle and Traffic Law.
5. Such rules, regulations and ordinances or any amendment or addition thereto shall not be effective unless approved by the board and until at least 20 days after the publication of the notice of the enactment thereof as herein provided.
6. Whenever any such rules, regulations and ordinances or amendments thereto shall have been adopted, the commissioner shall cause a notice to that effect to be published once simultaneously in three newspapers published daily in the county, together with a general statement of their nature and contents, the date when the same were adopted and the effective date thereof, and a statement to the effect that a copy of such rules, regulations and ordinances may be obtained from the department at its office upon application in person or by mail.
7. Whenever any amendment of such rules, regulations and ordinances shall have been adopted, the rule, regulation or ordinance amended shall remain in full force and effect until the amendment thereto becomes effective as herein provided.
8. In any action or proceeding, such rules, regulations and ordinances, or any amendment or addition thereto, shall be deemed sufficiently proved by presenting a copy thereof duly certified by the commissioner to the effect that the same is a true copy as then in force by reason of being duly adopted, and that there is on file in the office of such commissioner due proof of the publication of the notice as in this section provided.
9. A certified copy of all such rules, regulations and ordinances and amendments thereto shall, prior to the effective date thereof, be filed with the County Clerk.

(Added as § 220-h by the Laws of 1961, Ch. 679; amended by L.L. No. 6-1967)