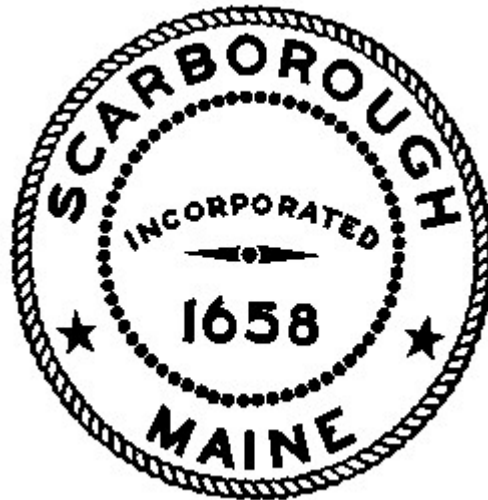


CHAPTER 612A

TOWN OF SCARBOROUGH ORDINANCE ESTABLISHING AND REGULATION THE USE OF THE RIVER WILDLIFE SANCTUARY



Adopted January 5, 2000

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CHAPTER 612A
TOWN OF SCARBOROUGH ORDINANCE
ESTABLISHING AND REGULATION THE USE OF
THE RIVER WILDLIFE SANCTUARY

ARTICLE I. GENERAL

Section. 101. Sanctuary Established

There is hereby established a sanctuary for wildlife, to be called the Scarborough River Wildlife Sanctuary (the “Sanctuary”), on the property located at Pine Point Road in the Town of Scarborough and identified on Scarborough Assessor’s Map 28 as Lot 33, to be used and managed as described in this Ordinance.

Section. 102. Purpose of Sanctuary

The Sanctuary shall be used for the protection and encouragement of wildlife habitat and for the preservation of the historical significance of the property. Public access shall be limited to low-intensity uses such as observing, recording and appreciating wildlife and its habitat.

Section. 103. Hours of Operation

The Sanctuary will be open to the public from dawn to dusk year-round, but may be closed by order of the Director of Community Services, the Scarborough Police Chief or the Scarborough Fire Chief when special circumstances warrant closure.

Section. 104. Management

Management of the operation of the Sanctuary shall be the responsibility of the Director of Community Services with the advice of the Recreation Advisory Committee.

Section. 105. Rubbish Removal

Sanctuary will not provide rubbish collection and disposal for users of the Sanctuary. All persons using the Sanctuary must carry out what they carry in.

Section. 106. Trails

As funding permits, the Town will develop a system of public use trails in the Sanctuary, such trails to be maintained in their natural state to the greatest extent possible. The Recreation Advisory Committee shall create a plan for trails and buffers and present such plan to the Town Council with a request for funding to implement the trail and buffer plan. Such plan shall include scenic vistas along the trail system and a natural evergreen buffer along the frontage of Route 9. Ongoing maintenance of the trail system, including signage and the regular removal of trash and unnatural debris, shall be the responsibility of the Community Services Director.

Section. 107. Vegetation Management

The Recreation Advisory Committee, in consultation with the Conservation Commission, will develop a vegetation management plan that is consistent with the purpose of protecting wildlife in the Sanctuary and present such plan to the Town Council. Such plan shall be reviewed by the Recreation Advisory Committee in consultation with the Conservation Commission every three years and revised as needed. Any such revised plan shall be presented to the Town Council.

Section. 108. Signs

- As funding permits, the Town shall install and maintain a main entrance sign, which shall include the words “Scarborough River Wildlife Sanctuary” and contain a statement of the purpose of the Sanctuary.
- As funding permits, the Town shall install and maintain a sign at the beginning of the trails stating the permitted and prohibited uses of the trail system.
- The Town may install and maintain directory signs to mark trails and guide visitors.
- The Town may install and maintain informational signs to assist visitors in enjoying nature.
- The Scarborough Historical Society may install a sign describing the history of the area.

Section. 109. Parking

As funding permits, the Town shall develop an unpaved parking area for ten cars behind the natural buffer on Route 9.

Section. 110. Public Use Restrictions

The use of the Sanctuary by the public shall be limited to activities, which are compatible with the purposes of the Sanctuary. Any activity, which endangers persons or property, is prohibited. The removal of, molestation of, injury to or damage to anything natural, physical, pre-historical or historical within the Sanctuary. In addition, and without limitation, members of the public using the Sanctuary are prohibited from:

- Bringing motorized vehicles into the Sanctuary except on designated driveways and designated parking areas.
- Lighting bonfires or campfires.
- Consuming alcoholic beverages.
- Removing wildflowers or plants.
- Bringing unleashed pets into the Sanctuary.
- Smoking.
- Utilizing mechanical vehicles, including bicycles.
- Camping or tenting.
- Swimming.
- Fishing, hunting and trapping.
- Being present in the Sanctuary after dusk and before dawn
- Leaving or depositing any rubbish, trash or other waste material on the Sanctuary property.

Section. 111. Violations and Enforcement

Any person who violates the public use restrictions of Section 10 of this Ordinance commits a civil violation punishable by a civil penalty of no less than \$10.00 and no more than \$50.00 for each violation. This Ordinance may be enforced by any officer of the Scarborough Police Department.

Section. 112. Conflict With Other Ordinances

This Ordinance replaces and supersedes any previous action of the Town Council regulating the use and management of the Sanctuary. In the case of conflict between this Ordinance and any other applicable ordinance of the Town of Scarborough, the more restrictive provision shall govern.