EXHIBIT A

JOHNSON COUNTY CODE OF REGULATIONS
FOR THE PARK AND RECREATION DISTRICT
2013 EDITION

CHAPTER 1
ARTICLE 1
General Provisions

Section 1.1.1 - Title.
This Code shall be known and may be cited as the Johnson County Code of Regulations for the Park and Recreation District, 2013 Edition.

Section 1.1.2 - Purpose.
The purpose of this Code is:
(a) To provide quality park facilities and leisure opportunities to the citizens of Johnson County; and
(b) To prescribe rules, regulations and enforcement procedures for public safety and awareness, to conserve park resources, to emphasize the highest standards for services and programs, and to ensure that the future recreational needs of Johnson County citizens are addressed.

Section 1.1.3 - Authority.
This Code is adopted pursuant to the authority provided in K.S.A. 19-2868(g) and K.S.A. 19-2873, and any amendments thereto, if any.

Section 1.1.4 - Scope.
This Code shall be applicable to all Johnson County, Kansas, Park and Recreation District lands and facilities (hereinafter collectively referred to as “Facilities”) that are under the jurisdiction of the Johnson County, Kansas, Park and Recreation District (hereinafter “District”) and to all persons who enter upon such Facilities. The Facilities shall include the following:

Antioch Park
Big Bull Creek Park Site
Cedar Niles Park Site
Ernie Miller Nature Park
Heritage Park
Streamway Parks System
Kill Creek Park
Mid-America Sports Complex
Mid-America West Sports Complex
Mildale Farm

Mill Creek Activity Center
New Century Fieldhouse
Rieke Lake Park Site
Roeland Park Dome and Aquatics Center
Shawnee Mission Park
Sunflower Nature Park
TimberRidge Adventure Center
Thomas S. Stoll Memorial Park
Tomahawk Hills Golf Course
White Fox Stables
(a) This Code shall also be applicable to all Facilities acquired by the Johnson County Park and Recreation District after the date of publication of this Code and, further, the Facilities need not be named within the Code in order for the Code to be enforceable in the Facilities.

Section 1.1.5 - Severability.
If any clause, sentence, paragraph, section or subsection of this Code shall be judged invalid by a court of competent jurisdiction, such judgment shall not affect, repeal or invalidate the remainder of the provision or any other section or subsection, and shall be confined to the specific clause, sentence, paragraph, section or subsection which was found invalid.

Section 1.1.6 - Disclaimer of Liability.
(a) This Code shall not be construed nor interpreted as imposing upon Johnson County, the District, or any of their officials, officers, agents, or employees
(1) any liability or responsibility for damages to any property; or
(2) any liability or responsibility for any personal injury.
(b) In addition, neither the District nor any individual duly authorized to enforce this Code, who acts in good faith and without malice in the performance of official duties shall assume or have imposed upon them any personal liability, and they are hereby relieved from personal liability for damage that may occur to any person or property as a result of any act required by this Code in the discharge of official duties.

Section 1.1.7 - Amendments and Additions.
This Code may be supplemented, or its provisions may be amended by resolution duly adopted by the Board of Park and Recreation Commissioners of Johnson County, Kansas (hereinafter referred to as “District Board”) and by the Board of County Commissioners of Johnson County, Kansas (hereinafter referred to as “Board of County Commissioners”), and any such amendments or additions shall be incorporated within and codified as a part of this Code.

Section 1.1.8 - Effective Date.
This Code shall become effective upon publication in the official county newspaper, and upon its posting in all District Facilities, following its adoption by the District Board and the Board of County Commissioners.

ARTICLE 2
Definitions

Section 1.2.1 - Definitions.
(a) Adult means any person who is 18 years of age or older.
(b) Alcohol means the product of distillation of any fermented liquid, whether rectified or diluted, whatever its origin, and includes synthetic ethyl alcohol but does not include denatured alcohol or wood alcohol.
(c) **Alcoholic Liquor** means alcohol, spirits, wine, beer, and every liquid or solid, patented or not, containing alcohol, spirits, wine or beer and capable of being consumed as a beverage by a human being, but shall not include any cereal malt beverage.

(d) **Beer** means a beverage, containing more than 3.2% alcohol by weight, obtained by alcoholic fermentation of an infusion or concoction of barley, or other grain, malt, and hops in water and includes beer, ale, stout, lager beer, porter, and similar beverages having such alcoholic content.

(e) **Bicycle** means every device propelled by human power upon which any person may ride, having two (2) tandem wheels.

(f) **Cereal Malt Beverage** means any fermented but undistilled liquor brewed or made from malt or from a mixture of malt or malt substitute, but does not include any such liquor which is more than 3.2% alcohol by weight.

(g) **Exotic Birds or Animals** means birds or animals not commonly kept domestically, including, but not limited to, lions, tigers, bears, falcons, and ostriches; and includes all species not native to or currently found in the wild in northeast Kansas.

(h) **Fireworks** means any combustible or explosive composition, or any substance or combination of substances, or device prepared for the purpose of producing a visible or an audible effect by combustion, explosion, deflagration or detonation and shall include blank cartridges, toy pistols, toy cannons, toy canes, or toy guns in which explosives are used, firecrackers, torpedoes, skyrockets, Roman candles, Dayglo bombs, sparklers, or other devices of like construction, and any device containing an explosive substance. The term "fireworks" shall not include the following:
   (1) Toy caps which do not contain more than one quarter (1/4) grain of explosive compound per cap or devices in which such caps are used;
   (2) Highway flares, railway flares or fuses, ship distress signals, smoke candles, or other emergency signal device when used in an emergency situation; or
   (3) Firearm ammunition.

(i) **Motor Vehicle** means every vehicle, other than a motorized bicycle, which is self-propelled.

(j) **Parking Area** means all parking lots, and the shoulder area of any paved roadway, but not more than ten feet from the paved edge of said roadway, unless otherwise posted.

(k) **Pedestrian** means a person traveling on foot or by wheelchair.

(l) **Refuse** shall include any and all garbage, trash, food wastes, paper, cartons, boxes, barrels, lumber, wood trimmings, tree branches, cut grass and shrubbery, yard trimmings, metals, cans, dirt, rock, cinder, ashes, glass, and dead animals.

(m) **Spirits** means any beverage which contains alcohol obtained by distillation, mixed with water or other substances in solution, and includes brandy, rum, whiskey, gin or other spirituous liquors, and such liquors when rectified, blended or otherwise mixed with alcohol or other substances.

(n) **Watercraft** means every vessel designed to be propelled by machinery, oars, paddles, or wind action upon a sail for navigation on the water.

(o) **Wine** means any alcoholic beverage obtained by the normal alcoholic fermentation of the juice of sound, ripe grapes, fruits, berries or other agricultural products, including such beverages containing added alcohol or spirits or containing sugar added for the purpose of correcting natural deficiencies.
CHAPTER 2
ARTICLE 1
Public Safety

Section 2.1.1 - Hiking and Biking Trails.
Except as provided in subsection (a) below, paved trails designated as Hiking and Biking Trails shall be used only by pedestrians, bicyclists and persons using other non-motorized conveyances. Persons who operate bicycles or other non-motorized conveyances and on designated paved trails shall yield the right-of-way to pedestrians. Pedestrians shall move to the right and allow room for oncoming traffic and for faster same-direction traffic to pass. Except for motorized wheelchairs operated by persons with disability or persons acting within the scope of a Request for Accommodation that has been granted by the Superintendent of Parks and Golf Courses or that person’s designee, motorized conveyances of any type are prohibited.
(a) This section shall not apply to law enforcement officers, persons operating authorized emergency vehicles or persons conducting official District business.

Section 2.1.2 - Horseback Riding Trails.
Except as provided in subsection (a) below, no person shall operate a bicycle, motorized vehicle, or motorized wheelchair on any trail designated for horseback riding. Pedestrians who hike on horseback riding trails shall yield the right-of-way to horses by standing quietly at the side of the trail until the horses have passed.
(a) This section shall not apply to law enforcement officers or persons conducting official District business.

Section 2.1.3 - Dogs, Cats, and Other Animals.
(a) All dogs, cats, and other like domesticated animals shall be kept leashed and under control while within District Facilities, except that when within the designated boundaries of OFFLEASH AREAS dogs may be allowed to run or swim off leash. For the purpose of this section, the term “leash” means a physical tether attached to the dog by which a person can maintain control over the dog. Electronic collars and other devices, even though manufactured for control purposes, do not meet the leash requirements of this section.
(b) Notwithstanding subsection (a) above, no dogs, cats, or other like domesticated animals shall be allowed within the boundaries of Ernie Miller Nature Park unless such animals are trained service aids for persons with disabilities.
(c) No exotic birds or animals shall be permitted within the boundaries of any District Facility, except in accord with provisions of a Special Use Permit.
(d) Notwithstanding subsection (a) above, no dog shall be allowed off leash in an off-leash area in any District Facility if said dog is known at any time to have bitten any person.
(e) No person shall release or abandon in any District Facilities any wild or domesticated animal, including mammals, fishes, fowls, reptiles and amphibians.
(f) No person shall feed or cause to be fed any animal in any District Facility unless authorized by the District for wildlife management, education, or other lawful purpose.
Section 2.1.4 - Swimming, Bathing, Wading.
Except as provided in subsections (a), (b) and (c) below, swimming, bathing, and wading shall be prohibited in District Facility waters.
(a) Persons who are fishing and are equipped with wading gear may enter streams and cove areas at Shawnee Mission Park Lake, Heritage Park Lake and Kill Creek Park Lake. Inflatable rafts and tubes designed for float fishing wherein the seated or harnessed occupant is partly submerged are deemed to be wading gear and are restricted to the aforementioned streams and cove areas.
(b) Persons may enter designated swimming areas at such times and pursuant to such conditions as adopted and as posted by the District Board.
(c) Except as authorized in subsections (a) and (b) above, persons may enter other District waters only after obtaining a Special Use Permit from the Superintendent of Parks and Golf Courses or that person’s designee, and then only in conformity with the provisions of said Permit.

Section 2.1.5 - Archery.
(a) The use of bows, arrows, and bolts is restricted to designated areas, and then only by persons who hold a valid District Archery Range Permit; provided, however, no such permit shall be required for children 12 years of age and younger when accompanied by an adult who has been issued a valid District Archery Range Permit.
(b) Unless otherwise permitted pursuant to Section 2.2.1, the use of broadhead arrows, broadhead bolts, razor-type arrows, and razor type bolts shall be prohibited within the boundaries of any District Facility.

Section 2.1.6 - Alcoholic Liquor and Cereal Malt Beverages.
Except as provided in subsection (a) below, no person shall possess, consume or drink any alcoholic liquor or cereal malt beverage within the boundaries of any District Facility.
(a) Upon approval of the District Board (and when required by law, also approved by resolution of the Board of County Commissioners) and then only in compliance with Kansas laws, certain properly licensed facilities and/or establishments may be authorized to serve and to allow the consumption of alcoholic liquor and/or cereal malt beverage within the boundaries of District Facilities.
(b) Notwithstanding subsection (a) above, no person shall consume or drink any alcoholic liquor or cereal malt beverage in any designated parking lot or parking area within the boundaries of District Facilities.

Section 2.1.7 - Firearms and Weapons.
Except as provided in subsections (a), (b), and (c) below, no person shall discharge or use, within the boundaries of District Facilities, any firearm, air gun, spring gun, blank gun, slingshot, blow gun, or any other device in which force is used to propel projectiles.
(a) This section shall not apply to any law enforcement officer who is engaged in the discharge of official duties.
(b) This section shall not apply to persons using archery equipment in conformity with the provisions of Section 2.1.5 of this Code.
(c) This section shall not apply to persons using BB gun equipment at TimberRidge Adventure Center’s BB Gun Range.

Section 2.1.8 - Horseback Riding.
Except as provided in subsections (a) and (b) below, persons riding horses shall ride only on Horseback Riding Trails or in designated areas. Horses shall not be ridden or led upon any paved roadway, or upon or adjacent to any paved trail or any trail designated for biking or hiking only, with the exception, however, of designated horse crossings.
(a) This section shall not apply to any law enforcement officer who is engaged in the discharge of official duties.
(b) This section shall not apply to:
   (1) persons who have previously obtained a valid District Special Use Permit, or
   (2) persons who have previously entered into District Special Event contracts when such persons are acting in conformity with the provisions of said Permit or contract.

Section 2.1.9 - Camping.
Overnight camping shall be prohibited within the boundaries of District Facilities except in designated camping areas and in accordance with the terms and conditions of a valid District Special Use Permit.

Section 2.1.10 - Hot Air Balloons.
Those persons licensed by the Federal Aviation Administration (FAA) who hold a valid District Special Use Permit for hot air ballooning may launch or land at designated areas within the District Facilities with the exception for emergency landings as provided by the FAA.

Section 2.1.11 - Model Rockets and Remote Control Devices.
Model rockets and remote control planes, boats, cars, or other like devices shall be operated only in designated areas of District Facilities and in compliance with any posted site-specific rules or regulations. Persons operating model rockets, remote control boats, or remote control cars must be at least 16 years of age and hold a valid District Special Use Permit designating the location where the activity is permitted.

Section 2.1.12 - Park Hours.
No person shall enter or remain within the boundaries of any District Facility at any time other than the posted hours of operation for that facility.
(a) This section shall not apply to persons acting in accord with the provisions of any Special Use Permit, Special Event Contract, or other District authorized event.
(b) This section shall not apply to any District employee or contractor while performing work on behalf of the District.
(c) This section shall not apply to any law enforcement officer while in the performance of official duties.
ARTICLE 2
Conservation of Park Resources

Section 2.2.1 - Hunting.
Except as provided in subsections (a) and (b) below, no person shall in any matter pursue, catch, injure, kill, trap, or molest any wildlife within the boundaries of District Facilities. Furthermore, except as also provided in subsection (a) and (b) below, no person shall remove or take any wildlife from the boundaries of District Facilities.
(a) This section shall not apply to law enforcement officers or District employees who are acting within the scope of their official duties.
(b) This section shall not apply to hunting, trapping, or relocation of wildlife conducted in accordance with official duties and responsibilities of the Kansas State Department of Wildlife and Parks.
(c) This section shall not apply to persons acting in accordance with any Special Use Permit authorizing such activity.
(d) This section shall not apply to lawful fishing.

Section 2.2.2 - Vandalism and Collection.
Except as provided in subsections (a) and (b) below, no person shall destroy, alter, damage, injure, or remove any real or personal property which belongs to the District, or any vegetation, ruins, relics, or geological formations found within the boundaries of any District Facility.
(a) This section shall not apply to persons performing work on behalf of the District or to persons who are engaged in scientific or educational collection and who possess and are in compliance with specific prior written permission obtained from the Director or Superintendent of Parks and Golf Courses, or that person’s designee, for such activity.
(b) This section shall not apply to persons who are engaged in the collection of mushrooms of the genus Morchella, commonly known as “Morel” mushrooms, for the purpose of personal consumption; provided, however, this subsection shall not be applicable to Ernie Miller Nature Park, where such collection shall remain prohibited.

Section 2.2.3 - Metal Detectors.
The use of metal detectors shall be restricted to persons who hold a valid District Metal Detector Permit authorizing such use and who operate the detector in conformity with the provisions of such permit.

Section 2.2.4 - Fireworks.
No person shall use, explode, discharge, display, or possess any fireworks within the boundaries of District Facilities, except for persons who have previously obtained, and who are in accordance with, the terms and conditions of a valid District Special Event contract.
Section 2.2.5 - Fires.
Building of fires shall be restricted to privately owned ovens, grills, stoves, and to ring pits and grills that are provided by the District. No open flame shall be left unattended. The Director, Chief of Police, or Superintendent of Parks and Golf Courses, or that person’s designee, may prohibit building of fires by the posting of signs.

Section 2.2.6 - Bicycles.
Except as provided in subsection (a) below, the riding of bicycles shall be restricted to paved roads and to areas and trails specifically designated for such purpose, except as otherwise authorized by a District Permit.
(a) This section shall not apply to law enforcement officers when performing their official duties.

Section 2.2.7 - Refuse Disposal/Littering.
No person shall transport any refuse into any District Facility for the purpose of disposal therein.

Section 2.2.8 - Amplified Sound.
Only those persons who hold valid District Amplified Sound Permits, Special Use Permits, or Special Event contracts and who are acting in conformity with the terms and conditions of such permits or contracts shall be allowed to set up or use amplified sound equipment within the boundaries of any District Facility; provided, however, that the set up or use of amplified sound equipment shall be prohibited within the boundaries of Antioch Park, Thomas S. Stoll Memorial Park, Ernie Miller Nature Park and the Streamway Parks System except as may be necessary for conducting official District business. Amplified live music requires a Special Event contract to be approved by the District Board.

ARTICLE 3
Special Events

Section 2.3.1 - Signs.
Posting of signs shall be prohibited except in accord with the provisions of a valid District Special Use Permit, Special Event contract, or area reservation, provided, however, that all such signs shall be removed immediately following the event by the holder of such permit, contract, or reservation.

Section 2.3.2 - Solicitations.
No person shall solicit or advertise for sale within the boundaries of the District Facilities any product, item, or service except as provided under the terms and conditions of a valid District Special Use Permit or Special Event contract.

Section 2.3.3 - Demonstrations, Exhibitions and Special Events.
Any demonstration, exhibition, or special event must first be approved by the District Board, pursuant to policies duly adopted by such Board prior to its occurrence. Written application must be made to the District Board at least 45 days in advance of the proposed demonstration, exhibition or special event.
ARTICLE 4
Fishing

Section 2.4.1 - Fishing and Frogging.
Subject to the limits and methods designated in subsection (a) below, and unless otherwise posted, Kansas law shall govern the taking of fish and frogs from District Facilities. For the purpose of interpretation of this Code, the words “fishing” and “frogging” shall be deemed synonymous wherever used.
(a) The following methods of fishing within the boundaries of District Facilities shall be prohibited: trotlines, limb lines, bank lines, throw lines, jug lines, throw nets, block lines, gigging, seining, snaring, snagging, and bowfishing. Furthermore, restrictions on length and daily creel limits shall apply where posted.
(b) Except for special fishing hours that may be authorized by the District Board from time to time, the hours for lawful fishing shall be the same as the posted park hours for the location. Fishing at any time other than during posted park hours is unlawful.

Section 2.4.2 - Fishing Permits.
In addition to the State of Kansas licensing requirements, a valid District Fishing Permit shall be required for all persons fishing upon or within any District Facility who are 16 years of age and older, except that residents of Johnson County, Kansas who are 65 years of age and older shall not be required to obtain a District Fishing Permit. Persons who are required to have said Permits shall have them in their possession while engaged in fishing or in possession of fish while within the boundaries of any District Facility.

Section 2.4.3 - Trout Permits.
All persons, regardless of age, while fishing for trout shall have in their possession a valid District Trout Fishing Permit, in addition to any required District Fishing Permit and Kansas Fishing License.

Section 2.4.4 - Golf Course Irrigation Lakes.
Fishing and boating shall be prohibited at irrigation lakes within all District Facility golf courses. Persons who hold a valid District Fishing Permit may fish District golf course irrigation lakes that are accessible from adjoining parkland shoreline, but may not enter upon the golf course property while fishing.

ARTICLE 5
Boating and Water Safety

Section 2.5.1 - Water Safety, Steering and Sailing.
Subject to the additional restrictions contained within this Code, Kansas law shall govern the use and operation of watercraft on District Facility waters.
Section 2.5.2 - Boating Permits.
A valid District Boat Permit shall be required prior to placing any watercraft on District Facility waters. The required Boat Permit decal shall be placed on the right bow of the watercraft. Boat Permits may be issued to both residents and non-residents of Johnson County, Kansas. Boat Permits shall not be transferable to any other watercraft or person.
(a) Inflatable rafts and tubes designed for float fishing where the seated or harnessed occupant is partly submerged are deemed to be wading gear and are not eligible for issuance of a Boat Permit.

Section 2.5.3 - Boating.
Privately owned watercraft shall be restricted to Shawnee Mission Park Lake, Heritage Park Lake, Kill Creek Park Lake, and designated sections of the Streamway Parks System. The use of gasoline motors other than for emergency or official District business shall be prohibited. Operation of watercraft shall be allowed between the posted park opening time and one hour prior to the applicable District Facility closing.

Section 2.5.4 - Flotation.
All metal, fiberglass, plastic, and inflatable watercraft shall be equipped with a flotation system of scaled air chambers or polystyrene plastic air cells. All inflatable watercraft shall be constructed of puncture-resistant material.

Section 2.5.5 - Beach Toys.
Air mattresses and other beach toys shall be restricted to designated swimming areas.

Section 2.5.6 - Launching Watercraft.
All trailered watercraft shall be launched only at boat ramps and then in accordance with posted launching regulations.

Section 2.5.7 - Boat Rentals, Personal Flotation Devices.
Persons under 18 years of age shall be required to wear a personal flotation device while in or upon a rental boat owned by the District.

Section 2.5.8 - Watercraft Storage.
No watercraft of any kind shall be stored, kept or left unattended in District Facility waters, at shoreline, or on marginal land. However, the District, by approval of the District Board, shall have the authority to establish rules and regulations pursuant to which persons may, by permission of the District, maintain watercraft upon District Facility waters.

Section 2.5.9 - Impounding Vessels.
Any watercraft or other property of value (hereinafter collectively referred to in this Section as “Personal Property”) found abandoned, adrift or left unattended in District Facility waters may be taken by the District and the District shall have a lien thereon for all expenses of taking, towing, keeping, advertising, and selling of the same and for all damage caused by such Personal Property to property of the District. The District may enforce such lien by advertisement and sale of such Personal Property in
like manner as chattel mortgages and said mortgages may be foreclosed under the law of this State annually, or at such other periods as the District may select. A public sale shall be held to dispose of such Personal Property. Nothing herein shall be construed as exonerating the owner or operator of any such Personal Property from personal liability to the District or any other person, for any damages or injury caused by the Personal Property.

ARTICLE 6
Traffic

Section 2.6.1 - Motor Vehicles.
Motor vehicles, when within the boundaries of District Facilities, shall be subject to all applicable Kansas State laws.

Section 2.6.2 - Vehicle Restrictions.
Except as provided in subsection (a), (b), and (c) below, all motor vehicles shall be restricted to paved roads and designated parking areas. No motor vehicle shall be parked other than in a designated parking area as defined in Section 1.2.1 (j).
(a) This section shall not apply to authorized emergency vehicles.
(b) This section shall not apply to District Vehicles when conducting official District business or to vehicles operated by persons performing work on behalf of the District.
(c) This section shall not apply to vehicles operated or parked in accordance with the direction of any duly authorized law enforcement officer.

Section 2.6.3 - Restricted Use.
The use of skateboards, roller skates, in-line skates, scooters, and other like devices shall be prohibited on all District Facility roadways, patios, entryways, exits, courtyards, memorials, and sidewalks.

CHAPTER 3
ARTICLE 1
Adoption and Penalties

Section 3.1.1 - Previous Regulations.
This Code shall apply uniformly to all District Facilities that now exist and those that are later developed, and shall supersede any prior Johnson County Park and Recreation District Code.

Section 3.1.2 Use of Park District Property or Services.
No person shall build, improve, or in any other manner encroach upon any District property, and no person shall use any District property, equipment, or service for which a permit or fee is required without first obtaining such permit of paying such fee. The District hereby reserves the right to restrict or close District Facilities temporarily should weather, safety or incompatible resource or program use so require.
Section 3.1.3 - Enforcement, Violations and Penalties.

(a) From and after the effective date of this Code, no person shall violate any of the provisions of this Code, or fail to comply with any of its requirements, including, but not limited to, any condition or term established in connection with granted permits or use of District property, and any act, conduct, or use that fails to comply with the provisions of this Code and any rules or standards adopted as a part of the Code, shall be and hereby is declared to be unlawful as a violation of this Code.

(b) The failure of any person to comply with, or the violation of any provision, requirement, standard, or condition contained within or as a part of this Code, shall be a public offense punishable, upon conviction, by a fine in an amount determined according to the Fine Schedule which is attached hereto as Appendix A and incorporated herein by reference.

(c) Multiple or repeated violations shall be deemed a violation of the next most serious violation class and shall be subject to a higher fine amount, as provided in the attached Fine Schedule.

(d) The Chief Counsel of Johnson County, Kansas, or such person’s designee, shall have the duty of prosecuting all actions for the enforcement of this Code.

(e) The provisions for enforcement of the Code shall be cumulative and in addition to all other procedures provided by law for the enforcement of this Code.
### APPENDIX A
Fine Schedule

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Johnson County Park and Recreation District
CODE OF REGULATIONS
For alternative formats of this booklet or for more information please call (913) 438-7275