

ORDER ADOPTING UPDATED PARK RULES

THE STATE OF TEXAS §
 §
COUNTY OF TRAVIS §

WHEREAS, the Board of Directors of the District desires to adopt an Updated set of Park Rules;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF TANGLEWOOD FOREST LIMITED DISTRICT THAT:

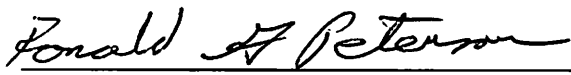
Section 1. The Board of Directors confirms that on this date it has reviewed and desires to adopt the District’s Updated Park Rules (attached hereto as “Exhibit A”).

Section 2. A copy of this Order shall be filed in the official records of the District.

ADOPTED this 13th day of December 2021.

(SEAL)

TANGLEWOOD FOREST LIMITED DISTRICT



Ronald G. Peterson, President
Board of Directors

ATTEST:



Nikki Krueger, Secretary
Board of Directors

EXHIBIT "A"

UPDATED PARK RULES

Tanglewood Forest Limited District

Park Rules

Updated
May 19, 2021

Purpose: These rules are established as written guidelines for the use of Tanglewood Forest Limited District (District) parks, wildlife preserves, and recreational facilities. These rules are intended to secure and preserve the enjoyment of District parks, wildlife preserves and recreational facilities for patrons. Failure to abide by these rules shall be cause for removal. The commission of offenses under local ordinances or state law shall be cause for arrest by law enforcement.

Applicability: These rules apply to and in all District parks, wildlife preserves, and recreational facilities or areas belonging to the District or managed by or under the authority of the District. Wildlife preserves may be restricted access facilities, open only for limited recreational uses. These rules shall not apply to City, State or Federal agents or officials in the performance of their duties.

1.01 USE OF PARK FACILITIES

Park facilities generally are available for public use on a first-come, first-served basis except for areas that require entrance or other fees, or that have previously been reserved.

A. Entrance or Use Fees - Patrons shall not enter or use any District park, wildlife preserve or facility for which an entrance or use fee has been established, unless each person has first paid the fee or is otherwise authorized to enter. Entrance permits or passes shall be displayed to gate or entrance attendants on request.

B. Reservations Fees - Patrons shall not use or occupy a District facility or area for which a reservation fee has been paid when such use conflicts with the use by persons holding the reservation. Reservations shall be made in accordance with the District's reservation policies. Confirmation of the reservation shall be displayed on request to District directors or persons charged with supervision or patrolling of parks.

C. Erection of Structures - Patrons shall not erect in any park area, facility or wildlife preserve tents, awnings, moonwalks or other structures without the prior written consent of the District.

D. Solid Waste Disposal Containers - No person shall deposit in solid waste containers located in park areas, facilities or wildlife preserves any waste which is not generated from patron activities conducted in such area. The depositing of solid waste generated from other locations is strictly prohibited.

E. Large Group Event Policy- Any organized event or activity that includes or may include more than 50 participants (a "Large Group Event") must receive prior authorization from the Board as set forth herein.

1. This section shall not apply to events organized, sponsored or managed by the District. For purposes of this paragraph, an event shall be considered organized, sponsored or managed by the District if the District is responsible for planning and conducting the event.
2. This section shall not be construed as an agreement by the District to allow Large Group Events to be conducted at District parks or recreational facilities. Each proposed Large Group Event will be considered and acted upon on its own merits, taking into consideration the proposed impact of the Large Group Event on the District's facilities

and resources; the health, safety, and welfare of other park/facility users and surrounding property owners; and other relevant circumstances. The District's authorization of a Large Group Event will be evidenced only by a written authorization.

3. The sponsor of any proposed Large Group Event shall provide not less than 45 days' prior notice to the District's General Manager of the proposed Large Group Event and requested date. The proposal shall be made by submitting an email to the Park Committee or General Manager that includes: description/purpose of event, date of event, # of expected attendees, and a list of participating vendors. All vendors must be approved by the District. The individual submitting the request must be an adult resident of the Limited District (and will provide evidence of such upon request by the District) and be present for the entire Large Group Event.
4. The approval of any Large Group Event shall be made in the District's sole and absolute discretion based upon consideration of all relevant facts and circumstances, including the impact of the proposed activity on the District's facilities and resources; impact on parking and traffic; conflicts with District events and other park/facility reservations; impact on other park/facility users; impact on surrounding property owners; and other considerations. All requests will be reviewed in the monthly Board of Director meetings held on the 3rd Wednesday of each month at 6 pm.
5. The District retains the sole and absolute right to deny any application, or to modify or terminate any prior authorization.
6. In authorizing any Large Group Event, the District may impose conditions on the proposed activity, including without limitation, that the sponsor obtain liability insurance and name the District as an additional insured; that the District sets the duration of the Large Group Event and requirements for set-up and take-down; that the sponsor hire one or more peace officers to attend the Large Group Event; that the sponsor agree to and enforce a parking plan; that the sponsor arrange for portable toilets; or other conditions. All terms and conditions of the District's approval shall be set forth in writing in the written authorization granted by the District.
7. Except as otherwise agreed by the District, all District parks and recreational facilities shall remain available to the general public during Large Group Events.

1.02 OCCUPANCY LIMIT

The District may establish and post maximum occupancies for any District park area, wildlife preserve or facility. Patrons shall not enter or remain in an area or facility for which an occupancy limit has been established when such action would have the effect of exceeding the established occupancy limits.

1.03 ASSEMBLY

Organizers intending to conduct assemblies or public demonstrations on parkland must provide 24 hours' notice to the District by calling the District Manager's office, 512-447-4496, if the expected crowd will exceed 60. Assemblies or public demonstrations are permissible except where such an activity will disrupt or interfere with scheduled events or prevent or be inconsistent with the intended use of park facilities at the proposed site of assembly.

1.04 CLOSED AREA(S)

- A. District Directors, and/or the District Manager may close park areas, wildlife preserves or facilities to public entry or otherwise restrict use until such time as the area or facility can be made available for public use.
- B. Except in emergency circumstances, notice of closure shall be posted and patrons shall not enter closed or restricted areas.
- C. Patrons shall not enter areas closed due to flooding or which are areas that are the subject of a flood ban.
- D. Patrons shall not enter District facilities, parks or wildlife preserves that are closed due to Federal, State or District action.

1.05 DISRUPTIVE BEHAVIOR AND EJECTION FROM PARK AND WILDLIFE PRESERVE FACILITIES

A. Patrons engaged in disruptive, destructive or hazardous conduct may be warned and asked to stop such conduct immediately by any pool or park attendant, District Manager or District Board Director. Under circumstances where a patron's conduct is unlawful, or poses an imminent threat of injury or prevents the public enjoyment of the park or wildlife preserve, or facility, pool or park attendants, the District Manager or a District Board Director may eject such patrons by any reasonable means, including arrest by law enforcement.

1.06 VENDING

- A. Persons shall not conduct the commercial sale or offer to sell any goods, wares, drinks, food or items nor render or offer to render any service for hire, at any park, wildlife preserve or facility except as authorized by contract, or permit properly issued by the District.
- B. Persons conducting charitable solicitations shall have complied with the requirements of Chapter 4-9 of the City of Austin Code and shall obtain prior approval of the District.

1.07 METAL DETECTORS

The use of metal detectors in District parks and wildlife preserves without a permit is prohibited.

1.08 ABANDONED OR UNATTENDED PROPERTY

A. No person shall abandon a vehicle or other personal property at any District park, facility or wildlife preserve. Abandoned property shall be removed, impounded, and sold in conformance to City of Austin ordinances or state laws or as may be determined by the District.

B. No person shall leave a vehicle, boat, trailer, or other property unattended at any park, facility or wildlife preserve in such a manner as to create a hazardous or unsafe condition, or to be in violation of a park curfew. Such property may be removed to a safe place or impounded.

1.09 PEACE AND QUIET

A. Patrons shall preserve the peace and quiet enjoyment of the parks and/or wildlife preserve by observing all ordinances and state laws governing noise and amplified sound.

1. Patrons shall not use offensive language, make unreasonable noise, discharge weapons or fireworks, or engage in offensive gestures or conduct constituting disorderly conduct under state law (Texas Penal Code 42.01; Austin, Tex., Code of Ordinances ch. 9-6, § 9-6-7 (2020)).

2. Patrons shall not operate noise-making devices in violation of local ordinances prohibiting unreasonable noise or requiring a sound amplification permit. (Austin, Tex., Code of Ordinances ch. 9-2 (2020)).

B. Patrons shall observe and comply with noise restrictions posted at individual facilities. (Texas Penal Code, Section 42.01)

1.10 WEAPONS AND FIREARMS

A. Patrons shall not carry or possess weapons or firearms while in District parks, facilities or wildlife preserves except as authorized under Chapter 411 of the Texas Government Code or by the District.

B. The use or discharge of firearms, air guns, pellet or B.B. guns, bows and arrows or projectile devices capable of inflicting personal injury is prohibited. (Austin, Tex., Code of Ordinances ch. 9-6, § 9-6-7 (2020))

C. No patron may display a firearm or other weapon at any District park, facility or wildlife preserve in a manner calculated to alarm or threaten anyone or that is contrary to the provisions of Chapter 411 of the Texas Government Code. (Texas Penal Code 42.01)

1.11 WILDLIFE

All wildlife within the boundaries of any District park facility and wildlife preserve is protected. No person may harm, harass, fish, hunt, trap or remove any animal, including mammals, fish, insects, birds, reptiles, or other living creature from any District park, facility or wildlife preserve

except upon approval of the District.

1.12 PLANT LIFE

All plant life within the boundaries of any District park, facility and wildlife preserve is protected. Patrons shall not willfully mutilate, injure, destroy, thrash, or remove any live tree, shrub, vine, wildflower, grass, sedge, fern, moss lichen, fungus or any other member of the plant kingdom or portion thereof, except upon approval of the District. No person shall collect or harvest dead wood or plants, or portions thereof, except upon approval of the District. The collecting of pecan nuts on the ground is allowed; the thrashing of pecan trees is prohibited. (Austin, Tex. Building Criteria Manual § 14.1.20 (2020))

1.13 NATURAL RESOURCES

All sites, objects, buildings, artifacts, implements, and locations of historical, archaeological, geologic, scientific or educational interest of every character located in, on, or under the surface of any District park, facility and wildlife preserve are protected.

No person may remove, excavate, take, dig into, or destroy any site, object, building, artifact, implement or location of archaeological, geological, scientific or historical interest without having permits as required by the Texas Natural Resource Code, and without having permission of the District (Tex. Nat. Res. Code §§ 191.001–191.174; Austin, Tex. Building Criteria Manual § 14.1.20 (2020)).

1.14 ANIMALS

A. Persons bringing pets or other animals into outdoor park areas shall keep them under confinement or direct control. Leads on leashes used to control animals shall not be more than six feet long. Dogs may be allowed to be without a leash in designated areas, provided that each dog remains under immediate personal supervision and command.

B. Patrons shall not permit a pet or other animal to remain unattended or create a disturbance or a hazard.

C. No person shall permit a pet animal in the water of a swimming pool or designated swim area, and no person shall permit a pet animal, except for an animal trained in assisting handicapped or disabled persons, within the land area adjacent to the water of a swimming pool or designated swim area.

D. Patrons shall not bring into, or permit to range at any District park, facility or wildlife preserve, domestic fowl, duck, horse, swine, sheep, goat, or other livestock except upon approval by the District.

E. Patrons shall not ride, drive, lead or keep a horse at any District park, facility or wildlife preserve.

F. Except for an animal trained to assist the disabled, pets and animals shall not be brought into designated wildlife preserves. Trained animals utilized by employees and agents of the District in reasonable discharge of their duties are permitted. (Austin, Tex. Building Criteria Manual § 14.1.13 (2020))

G. Patrons shall be required to pick up and dispose of pet animal waste material deposited by such patron's pet animal. Such disposal shall be in a proper waste receptacle.

1.15 FIRES, SMOKING, FIREWOOD OR FIREWORKS

A. No person may light, build, or maintain a fire on any of the District parks, facilities or wildlife preserves, except in a facility or device provided, maintained or designated for such purposes, or as authorized by the District.

B. Portable camp stoves or portable barbecue grills of metal construction areas are prohibited.

C. During periods of extreme fire hazard or during City or County burn bans, the District may prohibit or restrict fires and smoking in designated areas.

D. No person may cut, gather, or collect wood or other combustible material at any District park, facility or wildlife preserve, for use as firewood or fuel, except for material designated for this purpose by the District.

E. The possession or use of any kind of fireworks is prohibited in all District parks, facilities and wildlife preserves.

1.16 CAMPING

No person may camp at any District park, facility or wildlife preserve. Camping is defined as:

1. Occupying a designated camping facility.
2. Erecting a tent or arranging bedding, or both, for the purpose of, or in such a manner as will permit remaining overnight.
3. Use of a trailer, camper, or other vehicle for the purpose of sleeping overnight.

1.17 CURFEW

A. The District has designated a curfew in park facilities which curfew is midnight to 6:00 a.m. Patrons are prohibited from being in District parks during curfew hours.

B. Persons under the age of 18 years authorized to be in a District park or facility between the hours of 10 p.m. and 12 a.m. shall be accompanied or supervised by an adult. The ratio of adults to minors shall not be less than one adult for every eight minors.

1.18 MOTOR VEHICLES

No person may operate a motor vehicle at any District park, facility or wildlife preserve, except upon roads, driveways, parking areas, and areas designated open to motor vehicles except as authorized by the District.

1.19 PARKING

A. No person shall park a motor vehicle on District parkland or wildlife preserves except in designated areas, or within twelve feet of a public park road, if not otherwise prohibited.

B. No person may park, store, or leave a vehicle or trailer in areas posted "restricted" or with "no parking" signs.

C. A vehicle or trailer parked in such a manner as to create a hazardous or unsafe condition may be impounded, consistent with City of Austin Ordinances and State Law.

1.20 TRAIL USE

A. No person may operate or use a motor vehicle, including a motorcycle, motorbike, mini-bike, bicycle, moped, or other motorized vehicle on a District trail or path not designated for the use with such vehicles.

B. On the District's trails, bicyclists shall yield to joggers, joggers shall yield to walkers.

1.21 ADHERENCE TO PARK SIGNS

All persons shall comply with the signs and markers installed by the District.

1.22 ALCOHOL

Unless authorized by the District, the sale, possession with intent to sell or the consumption of alcoholic beverages is prohibited in District parks, facilities and wildlife preserves.

1.23 GLASS CONTAINERS

Except as allowed below, glass containers are prohibited:

1. Within enclosed areas at swimming or wading pools;
2. In recreation centers and adjacent grounds;
3. In athletic fields and playscapes; and

4. In those areas designated and marked by the District.

The following glass containers are allowed:

1. Glass-lined vacuum bottles and glass-lined picnic beverage coolers;
2. Baby bottles or baby food jars containing products for consumption by a baby; and
3. Drug glass containers containing over the counter or prescribed drugs.

1.24 PERFORMING ARTISTS IN PARKS

Individuals may perform as artists or entertainers in any District park within the following guidelines:

- A. May not block sidewalks or in any way impede pedestrian or vehicular traffic circulation.
- B. May not be within 100 feet of existing park concessions.
- C. May set up at special events only with written permission of the District.
- D. Amplified sound is prohibited, unless authorized by the District.
- E. Juggling of potentially hazardous materials or items such as knives or fire is prohibited.
- F. Any money exchanged should be on a "tips" or donation basis only.
- G. Entertainers should carry a copy of the letter of approval from the District permitting their performance art. The letter is to be available on request by any park attendant or person charged with patrolling or supervising park use.

1.25 CREMATION REMAINS

No cremation remains shall be disposed of on any District parkland, wildlife preserve or recreation facilities.

1.26 SPECIAL RULES FOR SPECIFIC PARKS FACILITIES

The District may develop additional rules and regulations that address problems specific to any District park, wildlife preserve, or recreational facility, which shall be in writing and approved by the District Board of Directors. Patrons shall comply with all rules and regulations posted at individual facilities or for special events.

CERTIFICATE FOR ORDER

THE STATE OF TEXAS §
 §
COUNTY OF TRAVIS §

The undersigned officer of the Board of Directors (“Board”) of Tanglewood Forest Limited District hereby certifies as follows:

1. The Board of Tanglewood Forest Limited District (“District”) convened in open session on the 13th day of December, 2021, at the Tanglewood Pool House, located at 9809 Curlew Drive, Austin, Texas and the following officers and members of the Board:

- Ron Peterson - President
- Kat Dowling - Vice President
- Nikki Krueger - Secretary / Treasurer
- Robbie Castille - Director
- Josh Schauer - Director

were present, except Director(s) _____, thus constituting a quorum. Among other business, an:

ORDER ADOPTING UPDATED PARK RULES

was introduced for the consideration of the Board. It was then moved and seconded that the Order Adopting Updated Park Rules (“Order”) be adopted, and, after discussion, the motion prevailed and carried by majority vote.

2. A true, full and correct copy of the Order adopted at the meeting described above is attached to this certificate. The Order has been recorded in the District’s minutes of the meeting. The persons named in the paragraph above are the duly chosen, qualified and acting officers and members of the Board as indicated in paragraph 1. Each of the officers and members of the Board was notified officially and personally, in advance, of the time, place and purpose of the Board meeting and that the Order would be introduced and considered for adoption at the meeting. Each of the officers and members consented, in advance, to holding the meeting for such purpose. The meeting was open to the public as required by law, and public notice of the time, place and subject of the meeting was given as required by Chapter 551 of the Government Code.

SIGNED AND SEALED the 13th day of December 2021.

(SEAL)

Nikki Krueger

Nikki Krueger, Secretary
Board of Directors

THE STATE OF TEXAS §
 §
COUNTY OF TRAVIS §

This instrument was acknowledged before me on December 13th, 2021, by Nikki Krueger, Secretary of the Board of Directors of Tanglewood Forest Limited District, on behalf of the District.

Notary Public Signature

(SEAL)