

CITY COUNCIL
OF
HAVRE DE GRACE, MARYLAND

RESOLUTION NO. 2021-01 (As Amended)

Introduced by _____ Council President Glenn

**A RESOLUTION BY THE MAYOR AND CITY COUNCIL OF
HAVRE DE GRACE, MARYLAND, PURSUANT TO SECTIONS 33
AND 34 OF THE CITY CHARTER AND THE LOCAL
GOVERNMENT ARTICLE OF THE ANNOTATED CODE OF
MARYLAND TO ADOPT A GEO CACHE POLICY**

WHEREAS, the Mayor and City Council of Havre de Grace are charged with the management, oversight, and use of City property for public purposes and in furtherance educational and charitable purposes; and

WHEREAS, “geocaching” has become a popular trend involving the use of cell phone technology and global positioning systems (GPS) to create a virtual treasure hunt, which may include educational information about local museums and historical sites; and

WHEREAS, the public parks in the City of Havre de Grace (“City”) have become a popular location for the placement of geo cache; and

WHEREAS, the City desires to grant permission for persons to place geo cache on City Property to promote the educational and charitable use of City property.

NOW THEREFORE, it is *determined, decided, and resolved by the City Council* that:

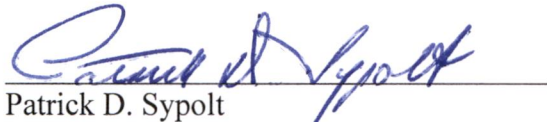
- a. Persons or organizations desiring to place geo cache on City property shall be required to enter into a license agreement substantially in the form as shown on Exhibit A.
- b. Each such license is to be considered by the City Council as all other licenses are processed, *except there shall be no fee associated with geo cache permits.*
- c. This Resolution and form of Geo Cache License shall be described and placed on the City’s website.
- d. The City administration shall review the location of geo cache around the City and report to City Council on or before June 30, 2021 regarding any recommended changes or updates to the Geo Cache policy.

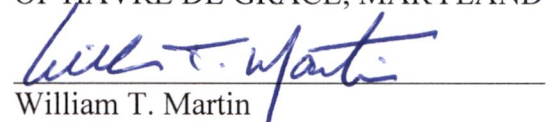
[Signatures to follow on next page.]

ADOPTED by the City Council of Havre de Grace, Maryland this 4th day of January, 2021.

SIGNED by the Mayor and attested by the Director of Administration this 5th day of January, 2021.

ATTEST:


Patrick D. Sypolt
Director of Administration

THE MAYOR AND CITY COUNCIL
OF HAVRE DE GRACE, MARYLAND

William T. Martin
Mayor

Introduced: 01/04/2021

Passed/Adopted: 01/04/2021

Effective Date: 01/05/2021

EXHIBIT A TO RESOLUTION 2021-01 (As Amended)



City of Havre de Grace

711 PENNINGTON AVENUE, HAVRE DE GRACE, MARYLAND 21078
WWW.HAVREDEGRACEMD.COM

410-939-1800

GEO CACHE PERMIT AND LICENSE AGREEMENT

This AGREEMENT ("LICENSE") is made this ___ day of _____, 2021, between the Mayor and City Council of Havre de Grace, Maryland ("City"), and _____ ("LICENSEE"). The City agrees to allow the LICENSEE to place Geo Cache on City property on the following terms and conditions.

1. Contact information of LICENSEE:

Address: _____;

Phone: _____; Driver's License No. and State: _____;

Email: _____

2. Type of Cache - LICENSEE desires to place (check all that are appropriate):

_____ Geo Cache

_____ Virtual Cache

_____ Other (Describe) _____

3. Location of Cache in Havre de Grace, Maryland

Geo Cache site location approval is subject to review by the City's Director of Administration and/or the Director of the Department of Public Works.

Park Name: _____

Physical Location Description: _____

Cache GPS Coordinates: _____

Waypoint ID: _____

If multi-cache, list additional locations: _____

Website Referencing Cache: _____

4. Container – Geo Cache is placed in (initial each requirement) (not required for virtual cache)
 - a. Is in a non-breakable container ☐ yes ☐ no
 - b. Does not contain inappropriate or dangerous items ☐ yes ☐ no
 - c. Is not buried or placed in a protected area ☐ yes ☐ no
 - d. Is in a place approved by the City ☐ yes ☐ no
5. Monitoring and Prohibited Cache. LICENSEE agrees to monitor the cache monthly and agrees that such cache will be in good condition at all times and will remain family friendly. This means that cache should contain NO food, alcohol, firearms, drugs, dangerous items, or adult items.
6. City Right to Remove. LICENSEE agrees that the City has the right to search the geocache and/or remove it at any time without cause at the sole expense of the LICENSEE.
7. Application Fee. None required.
8. Other Costs. LICENSEE is required to pay all costs associated with placement, removal, and/or maintaining of the cache.
9. Indemnity. The LICENSEE shall indemnify and save harmless the City and its employees and agents from all claims and demands, suits, actions, loss, damages, recoveries, judgments, costs, and expenses in any manner arising out of or in connection with any injury, death, loss, or damage related to the LICENSEE's placement of geocache on public property, the LICENSEE's conduct, or the LICENSEE's breach of the LICENSE.
10. Term. This Agreement shall remain in force for a period from the date of signing through December 31, 2021, unless the City terminates or modifies this Agreement. In its sole discretion, the City Council may renew or extend this Agreement upon the request of the LICENSEE.
11. Entire Agreement. The Parties agree that this document contains the entire Agreement.

12. No Waiver. The LICENSEE agrees that the City's failure to enforce any of the terms herein shall not constitute a waiver.
13. Venue/Choice of Law. This is a Maryland contract and the parties hereto agree that the laws of Maryland shall apply to any disputes arising under the LICENSE. Harford County is the sole venue for any dispute.
14. No Assignment. This LICENSE may not be assigned by the LICENSEE without the express written consent of the City Council in its sole discretion, which continuation may be permitted if the proposed assignee continues agrees to be bound for the remainder of the LICENSE term.
15. Specific Enforcement/Attorneys' Fees. In any legal action to enforce the terms of this LICENSE, for declaratory action, or to recover damages for breach of the terms of this LICENSE filed by any party, the City shall be entitled to recover reasonable attorneys' fees and costs from the LICENSEE or its successor or assigns for its successful prosecution or defense of such claims.

WITNESS our hands and seals.

WITNESS/ATTEST:

LICENSEE:

Signature

WITNESS/ATTEST:

MAYOR AND CITY COUNCIL OF
HAVRE DE GRACE, MARYLAND

Patrick D. Sypolt
Director of Administration



William T. Martin, Mayor

APPROVED AS TO LEGAL SUFFICIENCY:

April C. Ishak, City Attorney

THIS LICENSE AGREEMENT RELATES TO
PERMIT # _____, IF APPLICABLE



City of Havre de Grace

711 PENNINGTON AVENUE, HAVRE DE GRACE, MARYLAND 21078
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410- 939-1800

May 25, 2021

TO: Council President Glenn & Havre de Grace City Council

FROM: Stephen Gamatoria - Chief of Staff

REF: Geo-Cache Resolution 2021-01 (as amended) – Application and Policy Update, as required by Council at the November 18, 2020 City Council Meeting.

Council President Glenn and Members of Council

Upon passage of Resolution 2021-01, section d stated *“The City administration shall review the location of Geo Cache around the City and report to City Council on or before June 30, 2021 regarding any recommended changes or updates to the Geo Cache Policy”*

The Administration has reviewed the locations of Geo Cache around the City and offers the following information and recommendations:

1. More than 30 current sites exist in the corporate limits of the City of Havre de Grace
2. More than 95 current sites exist within 5 miles of the City of Havre de Grace
3. More than 270 current sites exist within this region (Northeastern Maryland and Southern Pennsylvania)

Attached you will find the Resolution and Geo Cache Permit; MAP of Geo Cache sites in the City and abroad; Listing of locations of each Geo Cache; Revised Policy.

The findings indicate that Geo Caching is occurring throughout the City, and it appears to be self-regulated with very few complaints. However, it is not known if any of these activities are generating revenue for their owners, which would be a violation of City Code whereby an individual cannot use City property to prosper. For that reason- we should enforce the Geo Cache permitting requirements (without a fee) and continue to monitor Geo Caching activities. For now, those sites identified in attachment 1 shall be grandfathered. As stated in the revised policy “Compliance”, failure to comply with requirements of the permit and policy; causing a nuisance or creating a negative impact shall be cause to rescind the policy, remove and dispose of Geo Cache’s on City owned or leased property

CC: Mayor William Martin
Director of Administration Patrick Sypolt
Director of Planning – Shane Grimm
Director of DPW – Tim Whittie
City Attorney April Ishak

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HAVRE DE GRACE, MARYLAND

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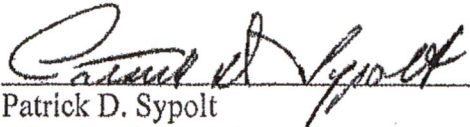
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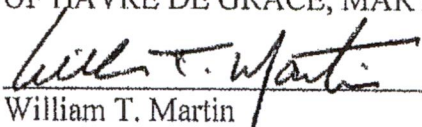
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_____ Other (Describe) _____

3. Location of Cache in Havre de Grace, Maryland

Geo Cache site location approval is subject to review by the City's Director of Administration and/or the Director of the Department of Public Works.

Park Name: _____

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Cache GPS Coordinates: _____

Waypoint ID: _____

If multi-cache, list additional locations: _____

Website Referencing Cache: _____

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7. Application Fee. None required.
8. Other Costs. LICENSEE is required to pay all costs associated with placement, removal, and/or maintaining of the cache.
9. Indemnity. The LICENSEE shall indemnify and save harmless the City and its employees and agents from all claims and demands, suits, actions, loss, damages, recoveries, judgments, costs, and expenses in any manner arising out of or in connection with any injury, death, loss, or damage related to the LICENSEE's placement of geocache on public property, the LICENSEE's conduct, or the LICENSEE's breach of the LICENSE.
10. Term. This Agreement shall remain in force for a period from the date of signing through December 31, 2021, unless the City terminates or modifies this Agreement. In its sole discretion, the City Council may renew or extend this Agreement upon the request of the LICENSEE.
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12. No Waiver. The LICENSEE agrees that the City's failure to enforce any of the terms herein shall not constitute a waiver.
13. Venue/Choice of Law. This is a Maryland contract and the parties hereto agree that the laws of Maryland shall apply to any disputes arising under the LICENSE. Harford County is the sole venue for any dispute.
14. No Assignment. This LICENSE may not be assigned by the LICENSEE without the express written consent of the City Council in its sole discretion, which continuation may be permitted if the proposed assignee continues agrees to be bound for the remainder of the LICENSE term.
15. Specific Enforcement/Attorneys' Fees. In any legal action to enforce the terms of this LICENSE, for declaratory action, or to recover damages for breach of the terms of this LICENSE filed by any party, the City shall be entitled to recover reasonable attorneys' fees and costs from the LICENSEE or its successor or assigns for its successful prosecution or defense of such claims.

WITNESS our hands and seals.

WITNESS/ATTEST:

LICENSEE:

Signature

WITNESS/ATTEST:

MAYOR AND CITY COUNCIL OF
HAVRE DE GRACE, MARYLAND

Patrick D. Sypolt
Director of Administration

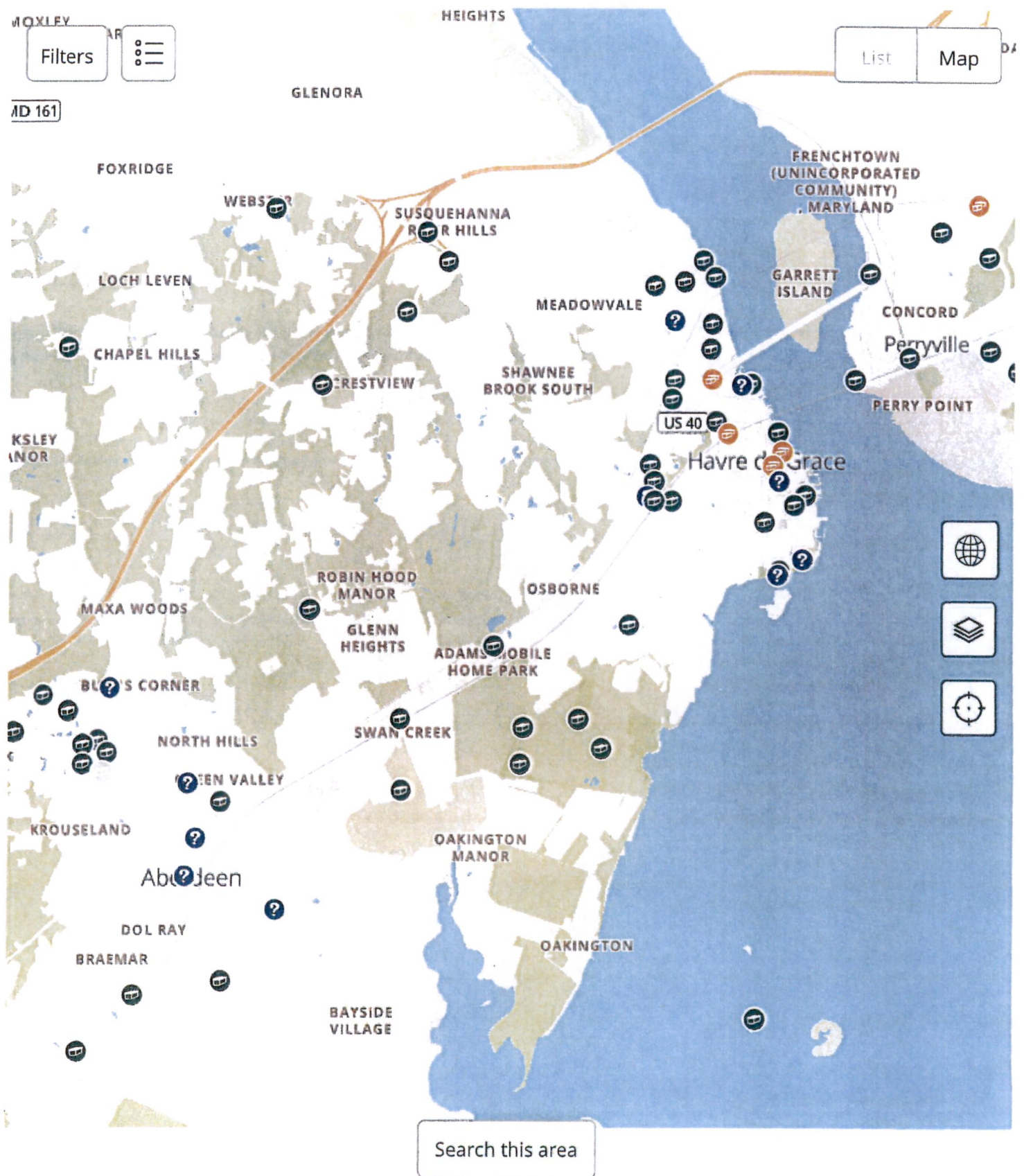


William T. Martin, Mayor

APPROVED AS TO LEGAL SUFFICIENCY:

April C. Ishak, City Attorney





THIS LICENSE AGREEMENT RELATES TO
PERMIT # _____, IF APPLICABLE

















265 results for...















Havre de Grace, Maryland













My Lists
















<input type="checkbox"/>	Geocache Name	Distance	Favorites	Size	Difficulty	Terrain	Last Found	Placed On	
<input type="checkbox"/>	 Havre de Grace Murals - Pennington Avenue by wendyhue	418ft SE	11	Micro	2.0	1.0	4/26/2021	6/7/2020	
<input type="checkbox"/>	 Havre de Grace Murals - Green Street by wendyhue	0.1mi E	28	Micro	2.0	1.5	5/25/2021	7/20/2017	
<input type="checkbox"/>	 Tidewater "Point" Cache by S A M	0.2mi NE	3	Micro	2.5	1.5	5/23/2021	7/26/2005	















<input type="checkbox"/>	Geocache Name	Distance	Favorites	Size	Difficulty	Terrain	Last Found	Placed On	
<input type="checkbox"/> ?	Havre de Grace and the War of 1812 - Bonus Cache by wendyhue	0.2mi SE	31	Other	2.5	1.5	5/21/2021	8/1/2020	⊕
<input type="checkbox"/> 🏠	Havre de Grace Murals - Warren Street by wendyhue	0.3mi NW	16	Regular	2.0	2.0	5/25/2021	7/27/2017	⊕
<input type="checkbox"/> 🚗	Do you like my bottom? by THE DAM TROLLS	0.4mi SE	3	Micro	1.5	1.5	5/24/2021	1/24/2011	⊕
<input type="checkbox"/> 🚗	MDCT - Barry and Jean Bomboy by MDChocolate Trail	0.4mi SE	5	Other	1.5	1.5	5/24/2021	1/20/2019	⊕
<input type="checkbox"/> 🚗	Flooded Car by THE DAM TROLLS	0.4mi NW	2	Micro	2.0	1.5	5/25/2021	1/24/2011	⊕
<input type="checkbox"/> 🚗	Break A Leg by GClego & Mzslumni	0.4mi S	1	Small	2.5	2.5	4/3/2021	6/19/2015	⊕
<input type="checkbox"/> 🚗	PREMIUM CAM 2018 Bonus - Lock In by Snowsox	0.5mi N	10	Micro	1.5	1.5	5/23/2021	2/12/2018	⊕













<input type="checkbox"/>	Geocache Name	Distance	Favorites	Size	Difficulty	Terrain	Last Found	Placed On	
<input type="checkbox"/>	 Ice Cream Adventure Lab - Bonus by MDSurveyor	0.5mi N	7	Small	2.0	2.5	4/13/2021	10/17/2020	
<input type="checkbox"/>	 Havre de Grace Murals - Superior Street by wendyhue	0.6mi NW	4	Micro	2.0	2.0	5/25/2021	8/10/2017	
<input type="checkbox"/>	 Center of Activity by cfoodchef	0.7mi SW	16	Small	2.0	1.5	5/25/2021	11/18/2020	
<input type="checkbox"/>	 CAM 2018 Bonus - Duck Inside by Snowsox	0.7mi S	93	Regular	2.0	2.0	5/26/2021	2/8/2018	
<input type="checkbox"/>	 Haunted Bypass by THE DAM TROLLS	0.7mi NW	1	Micro	3.0	2.0	5/8/2021	11/26/2020	
<input type="checkbox"/>	 Good Tydings by S A M	0.8mi S	7	Micro	2.0	1.5	5/26/2021	5/9/2005	
<input type="checkbox"/>	 Caching is like Therapy by THE DAM TROLLS	0.8mi W	1	Other	1.5	1.5	4/5/2021	1/24/2011	

<input type="checkbox"/>	Geocache Name	Distance	Favorites	Size	Difficulty	Terrain	Last Found	Placed On	
<input type="checkbox"/>	 return promptly by THE DAM TROLLS	0.8mi W	7	Micro	2.0	1.0	4/23/2021	11/7/2008	
<input type="checkbox"/>	 CAM 2018: Havre de Grace by Maryland Geocaching Society - adopted by Snowsox	0.8mi S	77	Regular	2.0	2.0	5/8/2021	2/18/2018	
<input type="checkbox"/>	 If I could walk on water... by THE DAM TROLLS	0.8mi NE	63	Micro	4.5	1.5	5/10/2021	12/23/2012	
<input type="checkbox"/>	 Frog Hollow by S A M	0.8mi NW	1	Micro	2.0	2.0	11/29/2020	5/23/2005	
<input type="checkbox"/>	 Save-A-Cache by JL826	0.8mi W	0	Micro	1.5	1.0	5/25/2021	8/22/2013	
<input type="checkbox"/>	 An Angel on the Hill by THE DAM TROLLS	0.8mi NW	1	Micro	2.5	2.0	5/24/2021	11/26/2020	
<input type="checkbox"/>	 What Did I Find at the Pharmacy? by wendyhue	0.8mi W	5	Small	2.5	1.5	4/26/2021	12/13/2017	

<input type="checkbox"/>	Geocache Name	Distance	Favorites	Size	Difficulty	Terrain	Last Found	Placed On	
<input type="checkbox"/>	 Ghetto Narnia by Gijew, VeganFrench Fry & a pretty dusty rat	0.9mi N	1	Small	1.5	1.5	5/12/2021	1/6/2019	
<input type="checkbox"/>	 PREMIUM A View they will never see by THE DAM TROLLS	1.1mi NW	12	Micro	3.0	2.0	5/8/2021	11/26/2020	
<input type="checkbox"/>	 Perryville Station Archway by MaknTracks7 5	1.2mi NE	1	Micro	1.5	1.5	5/16/2021	7/11/2010	
<input type="checkbox"/>	 Harbor of Grace, Waters Edge Cache by THE DAM TROLLS	1.2mi N	2	Regular	3.0	2.5	1/24/2021	7/27/2002	
<input type="checkbox"/>	 Take a Break by Pieman13	1.3mi NW	9	Micro	4.0	1.5	11/14/2020	9/19/2011	
<input type="checkbox"/>	 Vulcan Quarry Mail by Pieman13	1.4mi NW	23	Micro	4.0	1.0	5/1/2021	12/24/2011	

	Geocache Name	Distance	Favorites	Size	Difficulty	Terrain	Last Found	Placed On	
	7.4 MILES TILL THE ? by THE DAM TROLLS	1.4mi N	4	Regular	2.0	2.5	5/4/2021	10/6/2003	
	Ode to "Garrett Island Cache" by S A M	1.4mi NE	0	Other	4.0	1.5	5/25/2021	7/21/2005	
	The Tallest Cedar by THE DAM TROLLS	1.4mi SW	2	Other	2.5	1.5	4/11/2021	1/24/2011	
	What in blue Blazes? by THE DAM TROLLS	1.7mi NE	25	Micro	3.5	2.0	5/21/2021	12/25/2012	
	Swedish Ingenuity by THE DAM TROLLS	1.8mi E	0	Micro	1.5	2.5	5/1/2021	12/25/2012	
	PERRY'S WOODS by THE DAM TROLLS	1.8mi E	4	Regular	3.5	2.0	3/8/2021	12/4/2003	
	Another Cache for CodyHollowF arm! by kbittner14	1.9mi NE	1	Micro	1.5	1.5	5/25/2021	8/10/2019	

<input type="checkbox"/>	Geocache Name	Distance	Favorites	Size	Difficulty	Terrain	Last Found	Placed On	
<input type="checkbox"/>	 Deer o' Deer by MDSurveyor	1.9mi E	2	Small	1.5	2.0	5/8/2021	3/10/2017	
<input type="checkbox"/>	 Furnace Bay by sippysipster	2mi E	1	Regular	2.0	2.0	4/27/2021	6/22/2015	
<input type="checkbox"/>	 PREMIUM Gnomieohs Red Carpedium by CodyHollowF arm	2mi NE	3	Micro	1.5	1.5	5/6/2021	7/31/2020	
<input type="checkbox"/>	 Don't Be Afraid by looksilverlinin g	2mi E	7	Micro	5.0	4.0	5/14/2021	10/11/2009	
<input type="checkbox"/>	 ON THE POINT by THE DAM TROLLS	2.1mi E	3	Micro	3.0	2.0	2/25/2021	12/4/2003	
<input type="checkbox"/>	 HSCD Swan Harbor 2 by Stargazer P	2.1mi SW	4	Micro	2.0	3.5	5/17/2021	6/8/2016	
<input type="checkbox"/>	 It's in the clear! by MaknTracks7 5	2.2mi E	1	Micro	2.0	3.0	4/17/2021	8/15/2008	

<input type="checkbox"/>	Geocache Name	Distance	Favorites	Size	Difficulty	Terrain	Last Found	Placed On	
<input type="checkbox"/>	 Swamp Lion by THE DAM TROLLS	2.2mi NE	6	Regular	2.0	4.0	2/20/2021	12/12/2006	
<input type="checkbox"/>	 PREMIUM Bulle Rock Cache by verysher	2.2mi SW	14	Other	2.0	1.5	4/26/2021	4/3/2016	
<input type="checkbox"/>	 HSCD Swan Harbor by Stargazer P	2.2mi SW	3	Regular	2.0	2.0	5/17/2021	6/2/2016	
<input type="checkbox"/>	 CAM 2017: Perry Point by MGS (adopted by MDSurveyor)	2.4mi E	17	Large	2.0	2.0	5/8/2021	2/11/2017	
<input type="checkbox"/>	 Eagle Soaring by MDSurveyor	2.4mi E	9	Micro	2.0	3.5	3/8/2021	3/10/2017	
<input type="checkbox"/>	 Swan Harbor Stumper by S A M	2.4mi SW	0	Regular	1.5	2.0	4/4/2021	3/5/2003	

Choose Language



City of Havre de Grace

711 PENNINGTON AVENUE, HAVRE DE GRACE, MARYLAND 21078
WWW.HAVREDEGRACEMD.COM

410- 939-1800

TITLE: Geocaching within the City of Havre de Grace:

DATE CREATED: December 29, 2020

UPDATED: May 3, 2021

APPROVED BY: Stephen J. Gamatoria

SCOPE: - Prescribed guidelines and procedures for the management of “Geo Caching” activities on City owned or leased property that ensures resource protection, integrity and citizen and visitor safety, while encouraging responsible recreational activity.

GENERAL PROCEDURES:

Geocaching on City owned or leased properties may only be done during regular operational hours, and at no time may impede traffic, prevent others from accessing or using public spaces or cause damage to public property. It is expected that Geo Cacher's follow the requirements set forth in Exhibit A of Resolution 2021-01 “**Geo Cache Permit and License Agreement**”. The City of Havre de Grace accepts no responsibility for damage or loss of any cache or its contents.

GEO CACHE CONTAINERS AND CONTENTS:

1. Cache containers must be non-breakable, have some form of latch or other closing mechanism to prohibit content exposure to wildlife, and must be approved by the Planning Department
2. Each Geo Cache container, excluding micro-caches and virtual caches, must have an identification label affixed to the outside. Each label must be clearly marked “GEO CACHE”
3. Geo Cache's may not contain inappropriate or dangerous items. Such items include, but not limited to: Hazardous materials, food, medications, alcoholic beverages, personal hygiene products, pornography, weapons of any kind or fireworks.
4. Containers larger than 500 cubic inches must be transparent. Ammunition containers or boxes resembling ammunition containers are not permitted on City Property

GEO CACHE LOCATIONS

1. Location selection must not impede vehicular traffic or pedestrian traffic
2. Buried or submerged cache's are not permitted
3. Location's must be accessible to all citizens
4. Metal detectors are not permitted to be used at anytime

COMPLIANCE

1. Any Geo Cache found to be placed as a source to prosper financially will be removed
2. Failure to comply will be cause for removal and disposal of all Geo Caches
3. Should Geo Caching become a nuisance or have a negative impact on the use and enjoyment of the City owned property, the Administration shall rescind this policy and program.
4. Current cache sites that are identified in attachment 1 shall be grandfathered.