

PARKS – SECTION 92

GENERAL PROVISIONS

§ 92.01 ADMINISTRATION.

(A) The Community Services Director, through the City Manager, shall have general administrative authority for the management and regulations of the park facilities in the city. The Council has the responsibility for establishing policy for the park facilities.

(B) The Community Services Director is hereby authorized to close or limit access to parks to any and all persons not properly authorized to use the facilities. This emergency authority shall not exceed three days without Council approval.

(Prior Code, Art. 12-1)

RULES AND REGULATIONS

§ 92.15 USE AND PREFERENCE FOR PARK FACILITIES.

(A) All individuals and groups may use any park facility for recreational purposes not prohibited by this code or contrary to public policy.

(B) Preference for use of any park facility shall be as follows:

- (1) City-sponsored and regularly scheduled activities;
- (2) Permit holders; and
- (3) Other.

(Prior Code, § 12-2-1)

§ 92.16 PERMIT REQUIRED.

(A) A permit, in written form, must be obtained from the Community Services Department whenever any person or group not sponsored by the city desires to reserve a recreation area or facility.

(B) All organized groups and/or leagues must obtain a permit.

(C) The permit shall be kept in possession of permittee during the use of the facility.

(D) Applications shall be filed with the Community Services Department at least two weeks prior to the date use is requested. (Prior Code, § 12-2-2)

§ 92.17 RESPONSIBILITY AND RESTRICTIONS OF PERMIT HOLDERS.

(A) All group use of park facilities must be under competent adult supervision with the persons or groups using the facility or equipment.

(B) Any permittee using park facilities shall be required to indemnify and save the city harmless from any and all liabilities for damages, personal or property, which may arise out of or in connection with the use of the park facilities by the permittee. Responsibility for loss, breakage, or need for repair of any piece of furniture, equipment, or portion of the facility rests solely with the person in charge, the one signing the agreement who shall report same to the Community Services Department.

(C) All permittees shall be responsible for returning the facilities and grounds used to the same condition in which they existed upon issuance of the permit.

(D) Any permit issued which will cost the city additional funds shall be subject to a rental fee established by the Community Services Department.

(E) When a permit has been approved for the use of the facilities by the Community Services Department, notification shall be made immediately to the Police Department. The notification shall contain the date, hours of use, age group, type of activity, and the number of participants.

(F) Concession rights shall be reserved to the city unless specifically stated otherwise.

(G) The permit holder shall be responsible for all expenses incurred by the city relating to the request, if notice of cancellation of a request is not received by the city at least 48 hours prior to the date of the event.

(H) No apparatus, furniture, or equipment shall be moved into a park or facility unless special permission is granted in advance. Such apparatus, furniture, or equipment, provided by the permittee, shall be removed from the park area promptly after use and before 7:00 a.m. the following morning so there is no interference with normal park and recreation programs. Failure to comply shall prohibit the person or group from using facilities in the future.

(I) When security, personnel, or special services are necessary, such personnel shall be supplied by the permittee or shall be procured by the Community Services Department and charged to the permittee. The Community Services Department and Police Department shall specify when security personnel are necessary. (Prior Code, § 12-2-3)

§ 92.18 TERM AGREEMENTS.

Term agreements for use of facilities by clubs or enterprises shall be permitted through signed contracts, which may be reissued as necessary at the direction of the issuing authority. (Prior Code, § 12-2-4)

§ 92.19 REVOCATION OF PERMITS.

All permits shall be revocable at any time by the Community Services Department upon finding of a violation of any rule, code section, or state statute. (Prior Code, § 12-2-5)

§ 92.20 PRESENCE IN PARKS AFTER CLOSING.

It is unlawful for any person to trespass upon or be upon the grounds of any municipal park or playground between the hours of 10:00 p.m. and 6:00 am. without first obtaining authorization from the Community Services Department. (Prior Code, § 12-2-6) Penalty, see § 10.99

§ 92.21 GLASS CONTAINERS PROHIBITED.

No person while in any municipal park shall have a glass beverage container in his or her possession. (Prior Code, § 12-2-7) Penalty, see § 10.99

§ 92.22 DRUG AND TOBACCO FREE ZONE.

All areas on or within 300 feet of a city park, recreation area, or accompanying grounds are declared drug and tobacco free zones. (Prior Code, § 12-2-8)

§ 92.23 PROPERTY DAMAGE.

No person shall willfully mark, deface, disfigure, injure, displace, or remove, any buildings, tables, benches, fireplaces, plants or landscaping, paving, public utilities, or parts thereof, or other structures or equipment facilities or property. (Prior Code, § 12-2-9) Penalty, see § 10.99

§ 92.24 LITTER.

No person shall bring in or dump, deposit, or leave any trash, ashes, rubbish, waste, garbage, or refuse. All waste shall be place in proper receptacles. If receptacles are not provided, the waste shall be carried away by the persons responsible for its presence. (Prior Code, § 12-2-10) Penalty, see § 10.99

§ 92.25 BOATS, MODEL AIRCRAFT OR ROCKETS, ARCHERY, GOLF.

No person shall do any of the following without the written consent of the Community Services Department:

- (A) Operate a boat, raft, model watercraft, or model aircraft;
- (B) Launch a rocket;
- (C) Engage in archery; and/or
- (D) Drive golf balls.

(Prior Code, § 12-2-11) Penalty, see § 10.99

§ 92.26 FIRES.

No person shall start or sustain a fire in any city park, except for the use of charcoal in grills designed for such use. No person shall build any fire in violation of any fire restrictions imposed by the city. (Prior Code, § 12-2-12) Penalty, see § 10.99

§ 92.27 WEAPONS.

No person shall bring into any city park any weapon or firearm, including any handguns, rifles, shotguns, BB guns, CO2 pellet guns, explosives, fireworks, slingshots, bows and arrows, or knives with blades longer than three and one-half inches. A knife longer than three and one-half inches may be possessed in a park provided the knife is used solely in connection with serving or preparing food. (Prior Code, § 12-2-13) Penalty, see § 10.99

§ 92.28 PERSON UNDER THE INFLUENCE OF DRUGS OR ALCOHOL.

No person shall be in any city park while under the influence of drugs and/or alcohol if the person is impaired to the slightest degree. (Prior Code, § 12-2-14) Penalty, see § 10.99