

CHAPTER 94: PARKS AND RECREATION

Section

- 94.01 Definition
- 94.02 Park curfew
- 94.03 Authorized persons
- 94.04 Glass beverage containers prohibited
- 94.05 Additional unlawful acts
- 94.06 Special regulations for Lake Rebecca Park

- 94.98 Violations

§ 94.01 DEFINITION.

For the purpose of this chapter, the following definition shall apply unless the context clearly indicates or requires a different meaning.

PARK. A park, playground, swimming pool, lake, pond, stream, trail, nature area, open space area, or recreational center, including adjacent parking areas, owned or operated by the city. (Prior Code, § 9.84)

§ 94.02 PARK CURFEW.

It is unlawful for unauthorized persons or vehicles to enter or remain in parks between the hours of 10:00 p.m. and 6:00 a.m. except for Veterans Athletic Complex, where it is unlawful for unauthorized persons or vehicles to enter or remain in the complex between the hours of 11:00 p.m. and 6:00 a.m. (Prior Code, § 9.84) Penalty, see § 10.99 (Ord. No. 2014-08, 3rd Series Adopted 4-21-14)

§ 94.03 AUTHORIZED PERSONS.

All persons are authorized persons if:

(A) A participant in, or bona fide spectator at, an activity at an indoor ice arena, lighted tennis court, or a city-sponsored and supervised activity;

(B) Participating in an activity sponsored by an individual or group association to whom the city has issued a written permit;

(C) Custodial or maintenance personnel performing their official duties. (Prior Code, § 9.84)

§ 94.04 GLASS BEVERAGE CONTAINERS PROHIBITED.

It is unlawful for any person to bring into, use, or discard, in any city park, any glass beverage containers, including but not limited to pop, beer, and water bottles, drinking glasses, and drinking cups. (Ord. 486, passed 2-3-2003) Penalty, see § 10.99

§ 94.05 ADDITIONAL UNLAWFUL ACTS.

It is unlawful in any park for any person to:

(A) Build or maintain a recreational fire in any park except in places or facilities provided;

(B) Drive or operate any motorized vehicle of any type whatsoever in any area of a park other than parking lots and designated roadways, it being specifically prohibited hereby to operate any motorized vehicles on any bicycle path, hiking trail, or walkway;

(C) It is unlawful for any person to consume or be in possession of intoxicating liquor in any City park at any time. It is unlawful for any person to consume or be in possession of intoxicating malt liquor, wine or 3.2% malt liquor, wine or 3.2% malt liquor in any City park between the hours of 10:00 p.m. and 8:00 a.m.; the following provisions also apply:

(1) Veterans Athletic Complex where possession or consumption of intoxicating liquor is prohibited at all times, however; wine or intoxicating malt liquor shall be permitted between the hours of 8:00 a.m. and 11:00 p.m.

(2) Special Events in any City park; sales, possession or consumption of intoxicating liquor is prohibited at all times, however; wine or intoxicating malt liquor shall be permitted between 8:00 a.m. and 11:00 p.m. when such sales, possession and consumption are in conjunction with the issuance of a temporary on-sale wine and beer liquor license issued to a qualified entity as part of a community wide festival; such sale, possession and consumption is in a confined area approved by the City Council; and in compliance with all other conditions the council reasonably deems necessary to protect the public health, safety and welfare. (Ord. 2012-04, 3rd Series, passed 4-16-2012) (Ord. 2014-09, 3rd Series, passes on 4-21-14)

(D) Commit any nuisance or any offense against decency or public morals;

(E) Paste, affix, or inscribe any handbill or poster on any structure or property on any place, square, or roadway surrounding a park;

(F) Disturb or interfere with any birds, animals, animal habitat, or nesting area in a park;

(G) Sell or offer for sale any articles, food, or beverage without a permit, lease, or concession granted by the city;

(H) Allow his or her unleashed cat or dog to be in any city park or field to pick up animal waste as required by § 91.34;

(I) Write upon or mark or deface in any manner, or use in any improper way any property or thing pertaining to or in a park;

(J) Refuse to obey all orders or directions of authorized city personnel;

(K) Break, cut, mutilate, injure, remove, or carry away any tree, plant, flower, shrub, rock, soil, sand, fence, benches, tables, or any other city property;

(L) Schedule and hold large gatherings without a written permit from the city;

(M) Be in possession of any explosive, bow and arrow, or other similar device; provided, however, that nothing herein contained shall prohibit the discharge of fireworks by an organization or group of organizations authorized in writing by the City Council; or Ord. No. 2011-12, 3rd Series, passed 06-06-11

(N) Engage in any on-sale 3.2% intoxicating malt liquor, 3.2% malt liquor or wine in the Veterans Park Athletic Complex without first obtaining the necessary license from the City.
(Prior Code, § 9.84)

(O) Set up any tent, temporary shelter, camp trailer, concession wagon or horse trailer without written permission from the Director of Parks and Recreation.

(P) Discharge any pollutants into any body of water in any park. Penalty, see § 10.99

§ 94.06 SPECIAL REGULATIONS FOR LAKE REBECCA PARK.

Notwithstanding anything herein contained to the contrary, it shall be unlawful for any person to do any of the following acts or things in Lake Rebecca Park:

(A) Operate any type of motor powered boat upon Lake Rebecca except that electric powered boats shall be allowed;

(B) Suffer or permit any dog, cat, or other pet whatsoever within the beach area of Lake Rebecca;

(C) Bring into, be in possession of, or use any glass beverage containers, whatsoever; and/or

(D) The feeding of waterfowl within Lake Rebecca Park is prohibited. (Prior Code, § 9.84)
Penalty, see § 10.99 (Ord. No. 2014-09 3rd Series, Adopted 4-21-14)

§ 94.98 VIOLATIONS.

Every person who violates a section or division of this chapter by performing thereby prohibited or declared unlawful, or by failing to do an act hereby required, or when the person fails to act when the failure is thereby prohibited or declared unlawful, shall upon conviction be punished as for a misdemeanor. (Prior Code, § 9.84) (Am. Ord. 554, 2nd Series, passed 5-15-2006) Penalty, see § 10.99