

## **CHAPTER 1062 Parks**

### **1062.01 DEFINITIONS.**

As used in this chapter:

- (a) "Park" means any public land controlled or operated by the Parks and Public Grounds Department or the Recreation Department of the City.
- (b) "Board" denotes the Recreation Board of the City.

### **1062.02 PARK HOURS.**

All parks are open from 6:00 a.m. to 10:00 p.m. daily. Notwithstanding the foregoing, the hours of operation of any park may be altered by the Board or the Recreation Director for approved events.

### **1062.03 INJURY OR DESTRUCTION OF GROWING PRODUCTS.**

No person shall injure, deface, remove or destroy any tree, flower, shrub or other natural feature in a park.

### **1062.04 CLIMBING TREES, BUILDINGS, FOUNTAINS, ETC.**

No person shall climb any tree or walk, stand or sit upon any building, fountain, wall, fence or coping.

### **1062.05 GARBAGE AND TRASH.**

Garbage or other waste material shall be deposited in proper receptacles provided for such purpose. No person shall dispose rubbish, ashes, leaves, cans, bottles, wire, paper, cartons, boxes, oil, glass or anything else of an unsightly or unsanitary nature upon park grounds.

### **1062.06 DISORDERLY CONDUCT.**

No person shall, either by word or act, indulge in any noisy, boisterous, disorderly or indecent conduct, or in any manner disturb the peace or good order of the people within a park, or use threatening, abusive, insulting or indecent language. No person shall enter a rest room set apart for the opposite sex. No person shall remain within a park who does not abide by the rules and regulations adopted by the Recreation Board or the City. Any person violating the rules and regulations who is directed to leave a park shall do so promptly and peaceably.

### **1062.07 ALCOHOLIC BEVERAGES, DRUGS, AND SMOKING.**

(a) No person shall take into or upon any public park any alcoholic beverage, narcotic drug or opiate. No person under the influence of alcohol, narcotic drugs or opiates shall be allowed to enter or remain within any public park.

(b) Notwithstanding the foregoing, the use of alcoholic beverages within a public park may be permitted under the following circumstances:

(1) In the Jeffrey Mansion building and immediate grounds subject to a Council-approved Jeffrey Mansion alcohol policy framework. Said alcohol policy framework shall specify the restrictions applicable to the use of alcohol at the Mansion, as well as the locations on the immediately surrounding grounds where alcohol use may be permitted. Notwithstanding whether Council has approved a Jeffrey Mansion alcohol policy framework or the Recreation Board has approved a Jeffrey Mansion alcohol policy, the Board may permit the use of alcoholic beverages in the Jeffrey Mansion building only for Board approved events, no more than twice in a calendar year.

(2) In any public park, other than Jeffrey or Commonwealth Park, at a specified community event in which the serving of alcohol has received approval by a voice vote of Council.

(c) Smoking, as defined in Chapter 662, is prohibited in all public parks (as defined in Chapter 662), excepting that the Recreation and Parks Board may, but is not obligated to, designate a defined smoking area adjacent to Jeffrey Mansion.

#### **1062.08 DEFACING PARK PROPERTY.**

No person shall write, paint or deface walls in rest rooms or buildings, fences or other park property.

#### **1062.09 DESTROYING OR DEFACING OFFICIAL NOTICES.**

No person shall deface or destroy any notice of the rules and regulations for the government of parks, which have been posted or permanently fixed by order or permission of the Recreation Board and/or the Recreation Director.

#### **1062.10 RESIDENCY REQUIREMENT.**

City parks are restricted to City residents and their guests.

#### **1062.11 TRAFFIC CONTROL.**

No person shall drive upon any park road at a rate of speed exceeding ten miles per hour or the posted speed. The Mayor is hereby authorized to make and enforce traffic regulations within the parks and to erect traffic control devices to regulate traffic and promote public safety therein, and no person shall fail to obey any such traffic regulations or devices, including, without limitation, traffic control signals, signs or markers, cross walks or marks or lines upon the surface of a roadway.

#### **1062.12 PARKING AND STORING VEHICLES.**

No person shall park or store any motor vehicle, bicycle or wagon on park property unless authorized by the Recreation Director or the Recreation Board.

#### **1062.13 MOTOR VEHICLE REPAIR AND CLEANING.**

No person shall clean, wash or repair any motor vehicle in or upon any park.

**1062.14 DISTRIBUTION OF LITERATURE.**

No person shall distribute or place any sign, advertisement or circular, or display any banner, emblem or design, within a park, without a written permit issued therefor by the Recreation Director or the Recreation Board.

**1062.15 SELLING AND SOLICITING PROHIBITED.**

No person shall sell or offer for sale within a park any article, thing, privilege or service or solicit or charge admission or sell tickets for any event taking place in a park, unless authorized by the Board of Recreation.

**1062.16 PARKING.**

All vehicles shall be parked in designated areas.

**1062.17 MOTORCYCLES AND MINIBIKES.**

Motorcycles and minibikes are only permitted on park roadways. See also Section 474.12.

**1062.18 DOGS.**

(EDITOR'S NOTE: Former Section 1062.18 was repealed by Ordinance 35-98, passed June 23, 1998. See Section 618.15 for restrictions on dogs in park areas.)

**1062.19 HUNTING.**

Hunting, pursuing, trapping or molesting any wild bird or animal within a park is prohibited.

**1062.20 FIREARMS AND FIREWORKS.**

No person shall carry or discharge firearms, fireworks or explosive substances within a park.

**1062.21 CAMPS AND CAMPFIRES.**

Camps and campfires are prohibited in parks unless a permit is issued therefor by the Recreation Board or the Recreation Director.

**1062.22 BALL GAMES.**

Organized ball games, including baseball, softball, football and soccer are permitted in designated areas only.

**1062.23 GAME AREAS.**

Game areas, including tennis, handball and basketball courts, shall be reserved on a one-hour basis to City residents and their guests. No person is permitted to wear hard sole shoes on any game area.

**1062.24 GOLF.**

No person shall play golf or use golf balls and clubs within a park, except in the southeast area of Jeffrey Park and in Commonwealth Park.

**1062.25 MODEL AIRPLANES.**

No person shall operate, or permit to be operated, any engine-driven model airplane within a park unless granted permission to do so by the Recreation Director or the Recreation Board.

**1062.26 EQUIPMENT LOAN OR RENTAL.**

Each person loaning or renting equipment from the Parks and Public Grounds Department or the Recreation Department is personally liable for damage to or destruction of the same and shall pay the cost of repair or replacement.

**1062.27 BARBEQUES; PARK STOVES.**

Cooking of food is permitted only in designated areas provided with park stoves. Only charcoal is permitted in park stoves. Home barbeques may be used near park stoves only. Gasoline and other portable burner stoves are not permitted in parks unless approved for special activities by the Recreation Board or the Recreation Director. A person shall be responsible for properly extinguishing charcoal coals following their use.

**1062.28 WATER POLLUTION.**

No person shall throw, deposit or empty into Alum Creek, or cause or permit the same to be done, any kind of foul, offensive, poisonous or unhealthy matter, substance or thing, or any dead animal, carcass or any other offensive or deleterious matter or substance.

**1062.29 PERMITS.**

Permits for the use of any park and/or recreation facility, building or picnic grounds must be approved by the Recreation Director or the Recreation Board. Permits are issued to adults only. Adult supervision of children's groups is required at all times. The person signing the permit shall assume personal responsibility for the breakage, destruction or removal of park and recreation property by any member of the group. Permits must be signed by a responsible individual not later than one week and not earlier than ninety days prior to the scheduled event.

### **1062.30 ENTERING PROHIBITED AREAS.**

No person shall enter any park and/or recreation facility, or any building, enclosure or place within any park, where or upon which the words "No Admittance" are displayed or posted by sign, placard or otherwise, without the consent of the Recreation Director or other officer of the parks.

### **1062.31 WAIVER OF REGULATIONS.**

The Recreation Board may waive any of the provisions of this chapter for special events or occasions.

### **1062.99 PENALTY.**

Whoever violates or fails to comply with any of the provisions of this chapter is guilty of a minor misdemeanor and shall be fined not more than one hundred dollars (\$100.00). A separate offense shall be deemed committed each day during or on which a violation or noncompliance occurs or continues.

### **Section 3.**

**That Section 618.15 is hereby amended to be as follows:**

#### **618.15 DOGS ON CITY PARK AND RECREATIONAL PROPERTY.**

(a) No person shall permit any domestic or companion animal upon any part of Jeffrey Park or Commonwealth Park, or upon any part of a City-controlled park or recreational property where signage is posted prohibiting the same, except a service animal accompanying a person with a disability. For the purpose of this section, "service animal" is defined as any dog that is individually trained to do work or perform tasks for the benefit of an individual with a disability, including a physical, sensory, psychiatric, intellectual, or other mental disability.

(b) Whoever violates subsection (a) is guilty of a minor misdemeanor.

### **Section 4.**

That this ordinance shall go into effect and be in force from and after the earliest period allowed by law.