

## **Chapter 200 – Comprehensive Rules Regulating Parks** (Ordinance 236, 01/07/2007)

### **Section 200.100: Generally**

It is the intent of the Pleasant Hope Board of Alderman in adopting this ordinance to effect a comprehensive revision of rules regulating parks.

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#### **Sub Section A. Definitions**

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

*Board* - means the Boards of Alderman of Pleasant Hope, Missouri. *Department* means the Pleasant Hope Parks Recreation Department.

*Loud and Raucous* - means any sound which because of its volume level, duration, and character, annoys, disturbs, injures, or endangers the comfort, health, peace or safety of park users within the limits of the city park. This term shall be limited to such sounds, which are plainly audible within the city park from a location not less than 50 feet from the source of the noise, provided that the term shall not apply to amplified sound produced by equipment owned or controlled by the department or a park employee and being used for official park purposes.

*Park Employee* - means those individuals employed by the park department who shall perform official duties within the park.

*Park Supervisor* - means the person in charge of any park area and its activities and to whom all subordinate park personnel of that park are responsible.

*Parking Area* - means any designated part of any park road, drive or special area contiguous thereto that may be set apart for the stationing of vehicles.

*Parks* - means areas operated and maintained by the city, including parks, trails, bridges, playgrounds, fields, buildings and waterways therein and public service facilities located on or in grounds, buildings and structures that are under control of or assigned for upkeep, maintenance or operation by the parks department.

*Person* - shall be understood, as employed herein, to mean any individual regardless of age or sex, or any corporation, company, association, firm, partnership, club, society, or any association of persons, or any agent or employee thereof.

*Pet* - means any living dumb creature, excluding feral and wild animals.

*Special Event* - means any public assembly, parade, picnic, or other similar event in which one or more of the following applies:

- i. park reserved events
- ii. use of amplified sound, or
- iii. any advertising or sponsorship activities, or
- iv. selling/distributing any foods, goods, or merchandise.

*Vehicle* - means any wheeled conveyance, except as a baby carriage or wheel-chair, for the transportation of persons or materials whether motorized, such as an automobile, truck, motorcycle, or scooter, animal-drawn, such as a carriage, wagon or cart; self-propelled, such as a bicycle or tricycle; or any trailer in tow of any size, kind or description. Exception is made as to any transportation service authorized by the director or an emergency vehicle while performing an emergency service.

**Sub Section B. Scope**

All city property and facilities within to parks shall be governed by this ordinance.

**Sub Section C. Liability of the City.**

Neither the Board nor the City shall be responsible for accidents, injuries or loss of property in parks by fire, theft, wind, flood or other natural acts which are beyond its control. Facilities provided and equipment furnished on the park grounds are solely for the public's convenience and use at their own risk.

**Sub Section D. Preservation of property**

No person shall willfully mark, deface, damage, displace, destroy, remove or tamper with any buildings, facilities, bridges, tables, benches, railings, paving or paving materials, water lines or other utilities, permanent or temporary signs, placards or notices, monuments, stakes, posts, gateways, locks, fencing, boundary markers or other structures, equipment or city property.

**Sub Section E. Proper use and prohibited activities**

No person shall engage in any activity within park property which could cause damage to the property of other patrons or park property.

**Sub Section F. Responsibility for actions; minor children**

Park visitors shall be responsible for any damage or violations of this ordinance or park rules that they or minor children under their care or supervision may cause.

**Sub Section G. Pets**

The owner or person in charge or in control of a pet shall be held at all times responsible for its behavior and actions. All pets are to be leashed at all times when in or on park property and in control of by the owner or person designated to be in control of the pet by the owner. In the case of pet defecation, the owner or person in control of the pet shall remove all feces deposited by such animal and dispose of same in a sanitary manner.

**Sub Section H. Alcohol**

The sale, possession or consumption of alcoholic beverages on any park property is prohibited.

**Sub Section I. Noise.**

No person shall make or cause to be made any loud or raucous noise within any park property. Unless specifically authorized in and limited to the duration of any special events permit authorized hereunder, amplified speech or sound within a park is prohibited. This prohibition of amplified speech or sound shall not apply to department employees or approved concessionaries operating publicly owned or authorized amplification equipment at volumes reasonably calculated to be heard solely within park boundaries at designated special purpose parks where such amplified sound is considered necessary or a desirable part of the activities permitted at such parks.

**Sub Section J. Refuse and Trash**

No person shall deposit or drop any refuse including, but not limited to, bottles, broken glass, ashes, paper, boxes, cans, dirt, rubbish, waste, garbage, tobacco products, containers or foil upon the ground or in or on any park property, except in the receptacles provided for trash disposal and pertaining to only that which was generated by authorized park activity. Personal use of park trash receptacles is strictly prohibited.

**Sub Section K. Weapons**

No person shall have any firearm in their possession on any park property.

**Sub Section L. Penalties**

Violation of any of the above Sections or Sub Sections shall result in a fine of no less than \$30.00 and no more than \$300.00. If charged with the State Statutes the appropriate penalty designated by State Law shall apply.