

CHAPTER XII: PUBLIC PROPERTY

Article

1. CITY PARKS
2. SWIMMING POOL REGULATIONS
3. PUBLIC RECREATION SYSTEM
4. POSSESSION OF PUBLIC PROPERTY

ARTICLE 1: CITY PARKS

Section

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- 12-102 Police jurisdiction over parks
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§ 12-101 CITY LAWS EXTENDED TO PARK.

The laws of the city shall extend to and cover all city parks.
(1994 Code, § 12-101)

§ 12-102 POLICE JURISDICTION OVER PARKS.

The city shall have police regulations governing any public parks belonging to the city and the Chief of Police and law enforcement officers of the city shall have full power to enforce city laws governing city parks and shall maintain order therein.
(1994 Code, § 12-102)

§ 12-103 DAMAGING PARK PROPERTY.

It shall be unlawful for any person, except duly authorized city employees, to willfully or wantonly remove, injure, tarnish, deface, or destroy any building, walk, bench, tree, or improvement or property of any kind belonging to any park owned by the city.
(1994 Code, § 12-103)

§ 12-104 VEHICLE REGULATIONS.

(a) Motor vehicles, including any vehicle licensed to operate on public streets, roads, and highways and motorbikes, go-carts, snowmobiles, and other motorized off-the-road vehicles shall be operated in a safe and prudent manner at all times in park areas.

(b) Except as provided in division (d) below, it shall be unlawful for any person to park any motor vehicle in any area not designated for such purpose.

(c) Except as provided in division (d) below, it shall be unlawful for any person to operate any motor vehicle within any city park except upon roads, drives, and parking areas established by the city.

(d) Divisions (b) and (c) above shall not apply to authorized city employees while engaged in the maintenance and care of the park.

(e) It shall be unlawful to operate any such vehicle in any park area at a speed in excess of 20 mph. (1994 Code, § 12-105)

§ 12-105 HUNTING.

It shall be unlawful for any person to pursue, catch, trap, maim, kill, shoot, or take any wildlife, either bird or animal, in any manner at any time while in any city park. (1994 Code, § 12-106)

§ 12-106 FIRES.

It shall be unlawful for any person to build or kindle any fire in any city park except in the ovens, stoves, or grills provided for that purpose by the city, and such fire must be extinguished by the person, persons, or parties starting such fire, immediately after use thereof. (1994 Code, § 12-107)

§ 12-107 CAMPING PROHIBITED.

Overnight camping is hereby prohibited in city parks except where posted. (1994 Code, § 12-108)

§ 12-108 SANITATION.

All waste material, paper, trash, rubbish, tin cans, bottles, containers, garbage, and refuse of any kind whatsoever shall be deposited in disposal containers provided for such purposes. No such waste or contaminating material shall be discarded otherwise. No sticks, stones, trash, or other objects shall be thrown or discarded in or on any park lands, fountains, pools, drinking fountains, sanitary facilities, or other improvements. (1994 Code, § 12-109)

§ 12-109 PROHIBITION AGAINST ALCOHOLIC BEVERAGES AND CEREAL MALT BEVERAGES.

It shall be unlawful for any person or persons to use, consume, or have on the premises of any park or other city property within the city any alcoholic liquor or cereal malt beverage. (1994 Code, § 12-110)

§ 12-110 PRESERVATION OF NATURAL STATE.

It shall be unlawful for any person, except duly authorized city employees, to take, injure, or disturb any live or dead tree, plant, shrub, or flower, or otherwise interfere with the natural state of city parks. (1994 Code, § 12-111)

§ 12-111 GENERAL REGULATIONS.

The city may post such rules and regulations, as are approved by the governing body, pertaining to the use of the city parks in a conspicuous place in each city park. Violations of these posted rules shall constitute a violation of this code. (1994 Code, § 12-112)

ARTICLE 2: SWIMMING POOL REGULATIONS

Section

- 12-201 Entering swimming pool
- 12-202 Rules and regulations

§ 12-201 ENTERING SWIMMING POOL.

It shall be unlawful for any person to enter the enclosure or fence of the swimming pool of the city in any other manner than through the gate or entrance provided therefor, or to climb on or over the fence forming the enclosure, or to enter the enclosure at any other time than when the pool is open for admittance to any such person, except by the authority and consent of the duly authorized officers of the city.

(1994 Code, § 12-201)

§ 12-202 RULES AND REGULATIONS.

It shall be the duty of the city superintendent, pool manager, or person in charge of the swimming pool to prepare a set of rules and regulations governing its use not contrary to the provisions of this article which shall control the use of the swimming pool, the dressing rooms and the grounds adjoining thereto, and the conduct of person therein, and such rules shall be submitted to the governing body of the city for its approval. After the approval of the regulations, the same shall be printed and posted in conspicuous places about the swimming pool. Any person who shall violate the same may be refused admission to or be removed from the pool by the person in charge thereof as the case may require.

(1994 Code, § 12-202)

ARTICLE 3: PUBLIC RECREATION SYSTEM

Section

- 12-301 Creation of Public Recreation Department
- 12-302 Acquisition of facilities
- 12-303 Employment of Superintendent
- 12-304 Budget of funds

§ 12-301 CREATION OF PUBLIC RECREATION DEPARTMENT.

There is hereby created and established a Public Recreation Department to be part of the governmental function of the city.
(1994 Code, § 12-301)

§ 12-302 ACQUISITION OF FACILITIES.

The city may acquire buildings, sites, and equipment for the operation of a system of public playgrounds and recreational facilities.
(1994 Code, § 12-302)

§ 12-303 EMPLOYMENT OF SUPERINTENDENT.

The city may employ a Superintendent of Recreation and such assistants as may be necessary to operate such recreational system.
(1994 Code, § 12-303)

§ 12-304 BUDGET OF FUNDS.

The city may budget in the general funds of the city for a levy of tax for monies to purchase equipment, acquire buildings and sites, and for payment of employees, in the operation of such recreational system.
(1994 Code, § 12-304)

ARTICLE 4: POSSESSION OF PUBLIC PROPERTY

Section

12-401 Withholding possession of public property

§ 12-401 WITHHOLDING POSSESSION OF PUBLIC PROPERTY.

Any person who shall unlawfully take possession of any property, real or personal, belonging to the city, or to the possession of which the city shall be entitled, or shall commit any trespass thereon or who shall unlawfully withhold any property from the city, shall upon conviction be fined not less than \$2, nor more than \$100, or be imprisoned for not less than five days nor more than 60 days; provided, that the unlawful withholding of the possession of any property mentioned heretofore, demand for which has been made under the direction of the Mayor and Council, shall be deemed a new and separate offense for every day the possession is withheld after such demand.

(1994 Code, § 12-401)

