

Chapter 25

PARK REGULATIONS

25.01.00 Purpose

The purpose of this ordinance is to provide rules and regulations for the use of and conduct in the parks and recreation areas of the city.

25.02.00 Applicability

This ordinance shall apply in all parks and recreation areas under the jurisdiction of the city, unless otherwise expressly exempted. For the issuance of permits, temporary designations, authorizations, granting of approval and other actions the approving governing agency shall be the Sandusky Recreation Supervisor and/or the City Manager or their designated agent(s).

25.03.00 Construction

In the interpretation of this and all succeeding park and recreation area ordinances, the provisions shall be construed as follows:

25.03.01 Any term in the singular shall include the plural.

23.03.02 Any term in the masculine shall include the feminine and neuter.

23.03.03 Any requirement or prohibitions of any act, shall respectively extend to and include the causing and procuring, directly or indirectly, of such act.

23.03.04 No provision hereof shall make unlawful any act necessarily performed by any officer or employee of the commission or city in line of duty or work as such, or by any person, his agent or employees, in the proper and necessary execution of the terms of any agreement with the commission or city.

23.03.05 Any act otherwise prohibited by law or local ordinance shall be lawful if performed, under, by virtue of, and strictly within the provisions of a permit so to do, and to the extent authorized thereby.

25.04.00 Definitions

25.04.01 Animals-includes cats, dogs, horses and other livestock, any fowl or birds and any living domestic creatures within the jurisdiction of the park or Recreation area.

25.04.02 approving governing agency-means the designated agents of the City of Sandusky.

25.04.03 Crossing-any crossing whether marked by a pavement or otherwise; the extension to any sidewalk space across any intersecting drive, street, highway.

25.04.04 Curb-any raised boundary of any street, road, avenue, boulevard, or drive.

25.04.05 Director-means the Parks and Recreation Supervisor appointed by the City Council. The City Manager shall also have the authority to serve as Parks and Recreation Director.

25.04.06 Park attendant-any person employed by the City to perform duties or tasks within the park and recreation areas.

25.04.07 Path-any footpath, walk, or any trail maintained for pedestrians.

25.04.08 Pedestrian-means a person afoot.

25.04.09 Permit-any written license or authorization issued by or under the authority of the Recreation Supervisor permitting a special event or activity on or in park facilities.

25.04.10 Person-any natural person, corporation, company, association, joint stock association, firm, limited liability company or co-partnership.

25.04.11 Soliciting-persons selling goods or services by taking orders by sample for future delivery with or without accepting advance payment for the goods. Also persons seeking any form of contributions.

25.04.12 Stopping or standing-when prohibited means any cessation of movement of a vehicle occupied or not, except when necessary to avoid conflict with pedestrians or other traffic including horses and bicycles.

25.04.13 Traffic-means pedestrians, ridden or herded animals and vehicles, either singly or together.

25.04.14 Vehicle-any conveyance (except baby carriages) including motor vehicles, motorcycles, motor scooters, all terrain vehicles, snowmobiles, trailers of all types, campers, motorized tricycles, motorized bicycles, or vehicles propelled by other than muscular power. Also any horse or horse-drawn conveyance.

25.04.15 Vending-selling or trading any item or service.

15.05.00 Structures, Plants, Trees, Earth Rubbish

Unless otherwise specified, it shall be a Grade B civil infraction for any person in public park or recreation area to:

25.05.01 Mark, deface, disfigure, injure, tamper with or displace or remove any buildings, bridges, tables, benches, fireplaces, railings, pavers or paving materials, water lines or other public utilities or parts or appurtenances thereof, signs, notices or placards, whether temporary or permanent, monuments, stakes, posts, or other boundary markers, or other structures or equipment, facilities or park property or appurtenances whatsoever, either real or personal.

25.05.02 Fail to maintain or cooperate in maintaining restrooms and washrooms in a neat and sanitary condition.

25.05.03 No person over the age of six years shall use the restrooms and washrooms designated for the opposite sex.

25.05.04 Dig or remove any soil, rock, sand, stones, trees, shrubs or plants or other wood or materials, or make any excavation by tool, equipment or other means or agency.

25.05.05 Construct or erect any building or structure of whatever kind, whether permanent or temporary, or run or string any public service utility into, upon, or across such lands, except on special written permit issued hereunder.

25.05.06 Damage, cut, carve, mark, transplant or remove any plant, or injure the bark, or pick flowers or seed of any tree or plant, dig in or otherwise disturb grass areas, or in any other way injure the natural beauty or usefulness of any area.

25.05.07 Climb any tree, or walk, climb, stand or sit upon monuments, vases, planters, fountains, railings, fences or upon any other property not designated or customarily used for such purpose.

25.05.08 Attach any rope or cable or other contrivance to any tree, fence, railing, bridge, bench, or other structure.

25.05.09 Throw, discharge, or otherwise place or cause to be placed in the waters of any fountains, pond, lake, stream or other body of water in or adjacent to any park or any tributary, stream, storm sewer, or drain flowing into such water, any substance, matter or thing, liquid or solid, which will or may result in the pollution of said waters.

25.05.10 Take into, carry through, or put into any park, any rubbish, refuse, garbage or other material. Such refuse and rubbish shall be deposited in receptacles so provided. Where receptacles are not provided, all such rubbish or waste shall be carried away from the park by the person responsible for its presence, and properly disposed of elsewhere.

25.05.11 Bring or possess any glass container into any park or recreation area.

25.05.12 Cause or permit any animal to run loose or conduct out of control behavior while on a leash.

25.05.13 Tie or hitch an animal to any tree or plant.

25.05.14 Hunt, molest, harm, frighten, kill, trap, pursue, chase, tease, shoot or throw missiles at any animal, wildlife, reptile or bird; nor shall he remove or have in his/her possession the young of any wild animal, or the eggs or nest, or young of any reptile or bird. Exception to the foregoing is made in that snakes known to be deadly poisonous may be killed on sight.

25.05.15 Ride, lead or otherwise permit a horse or other livestock in City parks.

25.05.16 Walk any other domestic animal without a leash or, if such animal is on a leash, the domestic animal must be kept under control at all times. Further, the owner or person having custody of said domestic animal shall be responsible for removal of any animal solid waste.

25.06.00 Vehicles

Unless otherwise provided, it shall be a Grade A civil infraction for any person in a public park or recreation area to:

25.06.01 Drive any vehicle on any area except the paved park roads or parking areas, or such areas as may on occasion be specifically designated as temporary areas.

25.06.02 Park a vehicle anywhere except on a designated parking area.

25.06.03 Leave a vehicle standing or parked in established parking areas or elsewhere in the parks and recreation areas during hours when the parks and recreation areas are closed. During a snow storm and for three days thereafter established parking areas in parks and recreation areas may be utilized for parking, but not by trailers of any kind.

25.06.04 Leave a bicycle in a place other than a bicycle rack when such is provided and there is space available.

25.06.05 Ride a bicycle without reasonable regard to the safety of others.

25.06.06 Leave a bicycle lying on the ground or paving or set against trees, or in any place or position where other persons may trip over or be injured by them.

25.06.07 Wash any vehicle.

25.06.08 Drive or operate within the parks any bus or vehicle adapted for more than twelve passengers; any hearse, truck or tractor, or vehicle used for advertising provided that taxis, buses, and trucks may be used to carry visitors to the parks and recreation areas.

25.06.09 Use the parks, park drives, parking places, or parkways for the purpose of demonstrating any vehicles, or for the purpose of instructing another to drive or

operate any vehicle, nor shall any person use any park area, including parking places, for the repairing or cleaning of any vehicle, except in an emergency.

25.06.10 Cause or permit a vehicle in tow of another vehicle to enter the parks or proceed therein, except that in case of a breakdown a disabled vehicle may be towed to the nearest exit; or operate or drive a vehicle containing any person or object projecting or hanging outside of or beyond the side or the rear thereof.

EXEMPTION: Police, fire, ambulance and other authorized vehicles.

25.07.00 Firearms, Weapons, Tools.

It shall be a misdemeanor punishable by fine of up to \$1000 and/or 90 days imprisonment for any person to bring into or have in his possession in any park or recreation area:

25.07.01 Any pistol or revolver or objects upon which loaded or blank cartridges may be used. Official starter, at authorized track and field events, are exempted from this restriction.

25.07.02 Any burglar tools.

25.07.03 Any rifle, shotgun, BB gun, air gun, spring gun, slingshot, bow, or other weapon in which the propelling force is gunpowder, a spring or air.

25.08.00 Explosives and Fireworks

It shall be unlawful for any person to have in his possession or set off any fireworks or explosive devices including (but not limited to) firecrackers, M-80's, cherry bombs, etc. Permits may be given for conducting properly supervised fireworks in designated park areas.

25.09.00 Advertising, Assemblages, Entertainment

25.09.01 Unless otherwise permitted by the City, no person shall post, paint, affix, distribute, deliver, place, cast or leave about, any billboard, placard, ticket, handbill, circular, or advertisement.

25.09.02 No person shall do any of the following without a permit, provided that no permit shall be required for any action or event sponsored by the City or Parks and Recreation Supervisor:

- A. Display any advertising signs or other advertising matter, provided that a sign attached to a vehicle to identify the vehicle, or a sign lawfully on a taxi or bus, is not prohibited.
- B. Operate for advertising purposes any musical instrument, soundtrack or drum.
- C. Hold public assemblages.
- D. Conduct exhibitions.
- E. Hold parade.

25.10.00 Merchandise, Sale Prohibited

No person shall expose or offer for sale any article in any park or recreation area, without a license as permit.

25.11.00 Ignitable and Combustible Materials

No person shall kindle, build, maintain or use a fire except in places provided for such purposes. Any fire shall be continuously under the care and direction of a competent person from the time it is kindled until it is extinguished. No person shall throw away any lighted match, cigar, cigarette, tobacco, paper or other material within or against any building or vehicle, or under any tree or in underbrush.

25.12.00 Alcoholic Beverage, Controlled Dangerous Substances, Alms, Gambling

While in a public park or recreation area, all persons shall conduct themselves in a proper and orderly manner, and in particular, no person shall:

25.12.01 Bring alcoholic beverages, or controlled dangerous substances, drink or use the same at any time nor shall any person be under the influence of intoxicating liquor or a controlled dangerous substance in a park or recreation area.

25.12.02 Solicit alms or contributions for any purpose, whether public or private.

25.12.03 Play any game of chance for monetary reward; or have possession of any instrument or device for gambling for monetary reward.

25.12.04 Play, engage or take part in any game or competitive sport for money, or other valuable things, without a written permit.

25.13.00 Miscellaneous Conduct

It shall be a Grade A civil infraction for any person in a park or recreation area to:

25.13.01 Camp or stay overnight anywhere except in areas designated for camping or staying overnight in vehicles or trailers.

25.13.02 Take part in the playing of any games involving thrown or otherwise propelled objects except in those areas designated for such forms of recreation.

25.13.03 Play football, baseball, basketball, soccer or lacrosse; except in areas designated for such games.

25.13.04 Roller skate or use skateboards except in those areas specifically designated for such pastimes.

25.13.05 Enter an area posted as *“closed to the public”*

25.13.06 Engage in threatening, abusive, insulting or indecent language or engage in any disorderly conduct or behavior tending to breach the public peace.

25.13.07 Fail to produce and exhibit any permit he claims to have, upon request of any authorized person who shall desire to inspect the same for the purpose of enforcing compliance with any ordinance or rule.

25.13.08 Disturb or interfere unreasonably with any person or party occupying any area or participating in any activity under the authority of a permit.

25.13.09 Erect or occupy any tent, stand or other structure in any park or playground, or sell or give away from any such tent, stand or other structure any food, drink or other thing, without a permit.

25.14.00 Park Pavilion(s)

Groups of 100 or more persons shall obtain and post a permit to use a park pavilion.

25.15.00 Closing Hours

Except for designated camping areas, no person shall be in any park during the hours the park is closed. The following parks are closed from sundown to sunrise:

City Park and Doerr Field

Diamond Trail Park

25.16.00 Regulated Activities

The following activities are permitted only at times and in areas so designated for that purpose and are prohibited elsewhere within the parks:

25.16.01 Ice skating.

25.16.02 Archery.

25.16.03 Horseshoe pitching.

25.16.04 Camping.

25.16.05 Throwing or propelling any objects.

25.17.00 Permits

25.17.01 Permits for special events in parks and recreation areas shall be obtained by application to the Recreation Supervisor or City Manager in accordance with the following procedure:

A. A person seeking issuance of a permit hereunder shall file an application stating:

1. The name and address of the applicant.
2. The name and address of the person, persons, corporation or association sponsoring the activity; if any.
3. The day and hours for which the permit is desired.
4. The park or portion thereof for which the permit is desired.
5. Any other information reasonably necessary to a determination as to whether a permit should be issued hereunder.

6. Variances required from park rules and regulations.

25.17.02 Standards for issuance of a use permit shall include the following findings:

- A. That the proposed activity or use of the park will not unreasonably interfere with or detract from the general public's enjoyment of the park.
- B. That the proposed activity and use will not unreasonably interfere with or detract from the promotion of public health, welfare, safety and recreation.
- C. That the proposed activity or uses that are reasonably anticipated will not include violence, crime or disorderly conduct.
- D. That the proposed activity will not entail extraordinary or burdensome expense or police operation by the city.
- E. That the facilities desired have not been reserved for other uses on the date and hour requested in the application.

25.17.03 Appeal.

Within ten days after the receipt of an application the Recreation Supervisor shall tell an applicant in writing of its decision to grant or deny a permit; in the event of a denial the notification shall include the reason for the denial. Any aggrieved person shall have the right to appeal to the city council by serving written notice thereof on the city clerk within five working days of said refusal.

A copy of said notice shall also be served on the recreation committee within the same time and said committee shall immediately forward the application and the reasons for its refusal to the city council. The city council shall decide within ten days from the receipt of the appeal by the city clerk, or at its first meeting after the appeal, whichever is later. The decision of the city council shall be final.

25.17.04 A permittee shall be bound by all park rules and regulations and all applicable ordinances fully as though the same were inserted in said permits.

25.17.05 An applicant for a permit may be required to submit evidence of liability insurance covering injuries to members of the general public arising out of such permitted activities in such amounts as may be from time to time determined prior to the commencement of any activity or issuance of any permit.

25.17.06 Revocation.

The city council shall have the authority to revoke a permit upon a finding of violation of any rule or ordinance or upon good cause shown.

25.18.00 Enforcement

25.18.01 The city police department, recreation committee and park and recreation area supervisor and attendants shall, in connection with their duties imposed by law, diligently enforce the provisions of this ordinance.

25.18.02 The city police department, recreation committee park and recreation area supervisor and any attendant shall have the authority to order any person or persons acting in violation of this ordinance to leave the park or recreation area.

25.19.00 Penalty

Unless otherwise specified, violations of this chapter of the Sandusky Code of Ordinances shall be prosecuted as Grade B civil infractions. Each day of violation shall be a separate offense.