

CHANGES TO ORDINANCES

SECTION 115.260 – CLOSING TIME FOR CITY PARKS – EXCEPTION

~~All City parks shall be closed to the use of the public between the hours of 10:30 P.M. and the hour of 5:00 A.M. on each succeeding day except Ackert Park which closes at dark. Any person within the confines of any City park between the hours of 10:30 P.M. and 5:00 A.M. shall be guilty of a misdemeanor; provided however, the Director of Public Works and Parks is authorized to issue a permit for a date certain to any applicant upon application thereof; such permit may include the applicant and members of the applicant's group, and the use of the park thereunder may be authorized until the hour of 12:00 Midnight.~~

Except for unusual and unforeseen emergencies, maintenance, rentals, programs and/or special events, parks shall be generally open to the public every day of the year during the following designated hours:

- a. Adams, Eastgate, Greensfelder, Kingsland, Metcalfe, Mooney, Rabe, and Ruth Park Woods Parks shall be open to the public for use between one-half hour prior to sunrise and one-half hour after sunset each succeeding day. It shall be unlawful for any person or persons (other than City personnel and/or concession/vending operators conducting City business therein) to occupy or be present in said park during any hours in which the park is not open to the public.

Any person within the confines of any City park between one half hour prior to sunrise and one-half hour after sunset shall be guilty of a misdemeanor; provided however, any organization, group or individual who sponsors an activity lasting after one-half hour after sunset shall get prior approval from the Director of Parks, Recreation and Forestry, who is authorized to issue a permit for a date certain to any applicant upon application thereof; such permit may include the applicant and members of the applicants group, and the use of the park thereunder may be authorized.

- b. Ackert, Flynn, Fogerty, Heman, Kaufman, Lewis, Majerus, Millar Parks and the Dog Park shall be open to the public for use between 5:00 am and 10:30 pm each succeeding day with the exception of special use facilities such as the Heman Park Community Center/Parking Lot and Heman Park Centennial Commons/Parking Lot, which the City may elect to be open up to twenty-four (24) hours per day. In such cases, it shall only be open to the public for use

during posted hours of operation. It shall be unlawful for any person or persons (other than City personnel and/or concession/vending operators conducting City business therein) to occupy or be present in said park during any hours in which the park is not open to the public.

Any person within the confines of these Parks between the hours of 5:00 am and 10:30 pm shall be guilty of a misdemeanor; provided however, any organization, group or individual who sponsors an activity lasting after 10:30 pm and before 5:00 am shall get prior approval from the Director of Parks, Recreation and Forestry, who is authorized to issue a permit for a date certain to any applicant upon application thereof; such permit may include the applicant and members of the applicants group, and the use of the park thereunder may be authorized.

- c. Ruth Park Golf Course, Driving Range and Short Game Practice Area shall only be open to the public for use during posted hours of operation. It shall be unlawful for any person or persons (other than City personnel and/or concession/vending operators conducting City business therein) to occupy or be present in said golf course, driving range or short game practice area during any hours in which the golf course, driving range or short game practice area is not open to the public.

Any person within the confines of the golf course, driving range or short game practice are not within the hours of operation shall be guilty of a misdemeanor.

SECTION 215.2320 – SELLING CONFECTIONS NEAR SCHOOLS AND PARKS PROHIBITED - EXCEPTIONS

- a. It is unlawful for any person to sell or offer or expose for sale any lunch or candy, ice cream or other confection whatsoever on the streets, alleys or public places in the City within three hundred (300) feet of any public or parochial school or public park, or within any public park within the City. Excluding Ruth Park **Golf Course** and the Heman Park Community Center, exception is made as to any regularly licensed **or permitted** concessionaire acting by and under the authority and regulation of the Director of Parks, **Recreation and Forestry**.
- b. For the purpose of this Section, the words “*public or parochial school*” shall be taken to mean and include any school yard and any athletic field or stadium maintained or operated by or in connection with any public or parochial school.

- c. Utilize any City park or facility to conduct any private or group instruction/lesson or conduct a service for private or commercial gain without obtaining a permit through the Parks, Recreation and Forestry Department.

SECTION 215.1870 – DRINKING IN PUBLIC PLACES PROHIBITED

- a. No Person shall drink any intoxicating liquor in or on the streets, sidewalks, parkways, alleys, or parking lots of the City, or any other outdoor area open to the public for vehicular or pedestrian, whether publicly or privately owned, unless such public consumption takes place at a social event for which the City has issued a public consumption permit (i.e. block party, **park/facility rentals and special events**). The Section shall not apply to consumption at Ruth Park Golf Course, when intoxicating liquor is purchased from the course, or to sidewalk cafes duly licensed under this Code.
- b. The City shall prepare and maintain forms for permits for the privilege of public consumption as permitted herein and shall establish an application fee for the processing of same, not to exceed **thirty dollars (\$30.00)**, for the recovery of the City's processing costs. The City shall adopt reasonable regulations applicable to such consumption, which shall be stated on the permit, the violation of which shall be grounds for immediate permit revocation and the closing of the permitted event.