

## CHAPTER 47

# PARK REGULATIONS

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**47.01 PURPOSE.** The rules and regulations in this chapter are established concerning the conduct and use of parks, and regulating traffic and parking of automobiles and other vehicles in any such park. "City or public park" means and includes the Sports Complex and any other area which is under the control and/or contract with the City and intended for recreational purposes.

**47.02 USE OF ROADWAYS.** No person shall ride or drive any automobile or other vehicle in any City or public park except upon the established roads and ways. No automobiles or other vehicles shall be permitted to stand in any of the public driveways in any such park where signs to the contrary are posted, nor shall any automobile or other vehicle be driven contrary to one-way signs. No City or public park road shall be used as a through street by any vehicle where posted.

**47.03 SPEED.** No person shall ride or drive any automobile or other vehicle in a City or public park at a speed in excess of twenty-five (25) miles per hour or fifteen (15) miles per hour through play areas where so posted.

**47.04 PARKING.** No automobile or other vehicle shall be allowed to park in any City or public park except in places where designated by the Park Commission and no person shall park any automobile or other vehicle at night except where the same is lighted as required by law for other City streets. No such vehicle shall be parked or allowed to remain within or upon any such park area or facility for a period in excess of twenty-four (24) hours.

**47.05 OTHER TRANSPORTATION.** No horses, motorcycles, snowmobiles or other motorized vehicles are allowed off the roadway unless in specified areas.

**47.06 HITCHING ANIMALS.** No person shall hitch or ride a horse or other animal in any City or public park except in places where trails are posted and rails are provided.

**47.07 PUBLIC PROPERTY.** No person shall in any manner deface, injure or remove any tree, shrub or plant standing or growing in a City or public park or pick or destroy flowers or seeds growing therein. No person shall cut or remove any wood, turf, grass, soil, rock, sand or gravel from any City or public park without permission of the Park Commission. No metal detectors shall be allowed in any City or public park.

**47.08 FIRES.** No fires shall be lighted or made in any City or public park except with the permission of the Park Commission; provided, however, this section does not apply to fires in stoves and ovens provided in the park for the use in picnic cooking.

**47.09 LITTER.** No person shall deposit upon or litter the ground with any form of waste material. All such waste material shall be deposited in receptacles provided for such purpose.

**47.10 LANGUAGE.** No person shall use any loud, violent, obscene or profane language while in any City or public park, nor shall any person behave in a disorderly or obscene manner or commit any nuisance therein.

**47.11 DOGS AT LARGE.** No dog shall be permitted to run at large in any City or public park.

**47.12 HOURS.** No person shall be in any City or public park between the hours of 10:30 p.m. to 6:30 a.m. or at any time duly designated and posted by the Park Commission.

**47.13 SAFETY.** No person shall throw any stone, dirt, stick, or other missile or obstruction into the swimming pool, wading pool or upon the ice in any park. No person shall engage in tandem skating, games, racing or other activities on the ice except as allowed by the Park Commission.

**47.14 COMPLIANCE WITH RULES.** All persons shall abide by rules as posted in park areas and facilities.

**47.15 POSTING.** No person shall post, fasten, paint or affix any placard, bill, notice or sign upon any structure, tree, stone, directional sign, fence or enclosure along or within any City or public park except with permission of the Park Commission.

**47.16 MOVING FIXTURES.** No person shall move benches, seats, or tables from their places in any City or public park except on picnic grounds and within designated areas.

**47.17 ALCOHOLIC BEVERAGES, WINE AND BEER.** No person shall possess, use or consume alcoholic liquors, wine or beer in a City or public park and no person shall be intoxicated in a City or public park.

**47.18 RESPONSIBILITY OF ADULTS.** No parent, guardian or custodian of a minor child shall permit or allow such minor to do any act prohibited by the provisions of the rules set up by the Park Commission and the parent, guardian or custodian shall be responsible for such act.

**47.19 SPORTS COMPLEX.** The following rules and regulations are established governing the use of the Sports Complex:

1. **Permission Required.** No person shall use the Sports Complex for any tournament or special activity unless such activity is first approved by the Park Commission. Any group or organization wishing approval for the use of the Sports Complex shall request such permission from the City Clerk, who shall thereupon forward such request to the Park Commission. If such request is granted, the applicant shall immediately deposit with the Clerk the appropriate rental fee and the additional sum of \$50.00 as a maintenance deposit. The maintenance deposit shall be returned to the applicant only after the Public Works Director has verified that no

damage has resulted from the use of said Sports Complex by said group or organization. If the applicant wishes the use of lights, an additional charge of \$15.00 per hour shall be imposed with a minimum charge of \$15.00 payable at the time of the issuance of the permit, as is hereinafter provided. Notification of cancellation of any tournaments, special activity, or organizational functions must be made a minimum of five (5) days prior to the scheduled event, or the rental fee will not be refunded.

2. Preference Given to Polk City Groups. In the scheduling of any event at the Sports Complex, Polk City organizations shall be given preference by the Park Commission over all other groups or organizations. Any outside tournament, special activity or organizational function may be preempted by twenty (20) days' notice by a request for use from a Polk City organization.

3. Rental Fees. Rental fees for the use of the Sports Complex, if applicable, shall be charged in accordance with the following schedule:

- A. Little League baseball field - \$100.00 per game;
- B. Girls' softball field - \$100.00 per game;
- C. Adult softball field - \$100.00 per game;
- D. Unlighted soccer field - \$100.00 per game;
- E. Lighted soccer field - \$150.00 per game;

A rental fee shall not be charged for the use of the Sports Complex when fifty percent (50%) or more of the participants in the tournament or special activity are residents of the City.

4. Permit Issuance. Upon payment of the rental fee and deposit, the Clerk shall issue a permit to the applicant. Any nonresident group or organization claiming to have permission to use the Sports Complex shall have such permit in their collective possession at all times while within the Sports Complex and shall produce the same upon demand to any police officer of the City.

5. Observation of Rules; Responsibility. Any group or organization using the Sports Complex shall be responsible for any damage done by any member of such group. Any group or organization using said Sports Complex shall observe all other ordinances and regulations governing the use of parks within the City.

6. Use of Rental Fees. All funds derived from the collection of the aforementioned users' fees shall become part of the Parks and Recreation Fund and be used for the maintenance and improvement of the parks system within the City.

7. Weather Clause. The Public Works Director shall determine if fields are not usable due to weather related conditions. In this event, the activity can be rescheduled. No refunds will be given to weather related causes.

8. Concession Rights. Only Polk City nonprofit organizations will have concession rights in the complex.

**47.20 CAMPING.** No person shall camp in any portion of a City park or on any other public area within the City, except in areas prescribed or designated by the Park Commission and approved by the Council to be used for such purpose.

**47.21 APPLICATION REQUIRED.** Any person seeking permission to use the public parks for any regularly scheduled athletic activity or other type of activity shall first submit its application to the Park Commission. Such application shall state the name, address and phone number of the person in charge of such organization; the names of all members of the Board of Directors or other governing body of such organization; and further, that said organization and its members agree to indemnify the City for any damages caused by the activities of said organization. No organization shall be recognized as a bona fide organization by the Commission until it has been furnished with the information required in this section.

**47.22 MISCELLANEOUS ORGANIZATIONS.** Public meetings, religious, political, or otherwise, including picnic parties and entertainment for charitable or religious purposes, may be held in any public park after first obtaining permission from the Park Commission and only after such group furnishes the information required under Section 47.21. Such assemblages shall be conducted in a lawful and orderly manner, and shall occupy such grounds as may be reserved for them.

**47.23 REGULARLY SCHEDULED ACTIVITIES.** Any person in any activity at such time and place which serves to conflict with any scheduled activity may be requested to leave and upon failing to do so, shall be guilty of a misdemeanor.

**47.24 DESIGNATED ACTIVITY AREA.** The Park Commission shall designate areas in which soccer, baseball, and softball may be played. No person shall engage in either soccer, baseball or softball in any area in any public park which is not designated for such activity.