

Ordinance 01-1
Regulating City of Altura Park and Ballfield

In an effort to insure that everyone enjoys the use of the Altura City Park, and to maintain health, safety, and beauty standards, we ask that you keep the following in mind when you use the park.

Section 1

Definitions:

Subdivision A. "Vehicle" includes every device in, upon, or by which any person or property is or may be transported or drawn upon a highway, except devices moved exclusively upon stationary rails or tracts. Further, "vehicle" means any bicycle, go-cart, minibike, motorcycle, snowmobile, recreational vehicle, all-terrain vehicle, or self-propelled instruments which carry or may carry an occupant or occupants upon land or water.

Subdivision B. "Park" shall mean park, parkways, playgrounds, public accesses, recreation fields, recreation buildings.

Subdivision C. "Person" means any individual, partnership, corporation or association.

Subdivision D. "Snowmobile" means any engine driven vehicle of a type which utilizes sled-type runners, or skis, or an endless belt tread or any combination of these or other similar means of contact with the surface upon which it is operated and which is designed to operate over ice or snow.

Subdivision E. "Drugs" shall mean any controlled substance, as defined by Chapter 152 of Minnesota Statutes and successor statutes, the possession of which is in violation of Minnesota Statutes Sections 152.021 to 152.029 and successor statutes.

Subdivision F. "Driver" means every person who drives or is in physical control of a vehicle.

Section 2

Purpose:

The purpose of this ordinance is to afford a means of maintaining and using the park under the jurisdiction of the City in a manner which is consistent with the maximum enjoyment by all persons and protective of the natural resources therein.

Section 3

Hours:

No person shall park, be in or remain in, or leave any vehicle in the park, between the hours of ten (10:00) p.m. and seven (7:00) a.m., but this section shall not apply to those vehicles or persons involved in organized activities which are authorized to remain in the park by the City Council.

Section 4

Vandalism and Related Acts:

Removal, breaking, destruction, injury, mutilation or defacement in any way of any structure, monument, statue, vase, fountain, fence, railing, flagpole, vehicle, bench, tree, shrub, fern, plant, flower, fireplace or other property in the park is prohibited.

Section 5

Climbing:

Climbing of trees or flagpoles, sitting or standing upon monuments, vases, fountains, railings, or fences in the park or recreation area is prohibited.

Section 6

Walking on Grass:

No person shall go on foot or otherwise upon the grass or turf of the park where any sign is posted prohibiting such conduct.

Section 7

Dumping:

Dumping or depositing bottles, broken glass, ashes, paper, boxes, cans or refuse of any kind is prohibited, except in the containers provided in the park.

Section 8

Erection of Structures:

No person in the park shall construct or erect or bring into the park any building or structure of whatever kind, whether permanent or temporary in character; or run or string any public service utility into, upon or across such lands, except upon authorization by the City Council.

Section 9

Rest Rooms:

No person in the park shall fail to cooperate in maintaining rest rooms and washrooms in a neat and sanitary condition. No person over the age of four (4) years shall use the rest rooms or washrooms designated for the opposite sex.

Section 10

Throwing of Missiles:

No person in the park shall throw or cast any stone or missile carelessly or heedlessly in disregard of the rights or safety of others or in any manner so as to endanger or be likely to endanger any person or property.

Section 11

Camping:

No person shall set up tents, shacks, or any other temporary shelter nor shall any person leave in the park after closing hours any movable structure or special vehicle, such as a house trailer, camp trailer, camp wagon or the like.

Section 12

Dangerous Games:

No person in the park shall take part in or abet the playing of games involving thrown or otherwise propelled objects including but not limited to balls, stones, arrows, javelins, model airplanes, horseshoes, or darts, except in areas specifically designated for such forms of recreation. The playing of rough or dangerous games such as football, baseball, and quoits is prohibited except on the field and courts and areas provided therefor.

Section 13

Destructive Devices:

No firearms, air rifles, BB guns, slingshots, explosives, fireworks, or devices capable of discharging blank ammunition shall be brought into or used in park areas, except by peace officers while performing their lawful duties.

Section 14

Gambling:

Gambling to the extent permitted by Minnesota Statutes shall be conducted only with permission of the City Council.

Section 15

Posting of Bills:

No person shall post, paste, fasten, paint or affix any placard, bill, notice or sign upon any structure, tree, stone fence, thing or enclosure within the park, except at locations and in such manner as provided by resolution of the City Council.

Section 16

Distribution of Circulars:

No person, firm, group or organization shall distribute or display any circulars, cards, announcements or other items either printed or otherwise in the park.

Section 17

Trapping:

No person shall at any time set, lay, prepare or have in his possession any trap, snare, artificial light, net, bird line, or any contrivance whatever for the purpose of catching, taking, injuring, or killing any bird or animal in the park.

Section 18

Movement of Tables and Benches:

No person shall move benches, seats or tables from their places, except they may be moved within a designated picnic area within the park for use.

Section 19

Picnicking:

Picnicking is permitted only in designated areas. No person or group of persons shall exclude others from a picnic area.

Section 20**Alcoholic Beverages:**

Alcoholic beverages are allowed at the park but cannot be sold without the proper permit or license and the written approval of the City Council at a regularly scheduled meeting, and shall not be consumed by anyone under the age of 21. Proof of dram shop insurance must be submitted with the application.

Section 21**Sale of Articles:**

No person shall sell or offer for sale any article or thing whatsoever in the park or parkway, but this prohibition shall not apply to sales of refreshments or other articles by the City of Altura, its agents, its duly licensed concessionaires or persons selling under its written direction.

Section 22**Pets and Animals**

No person shall be permitted to take any animal, including but not limited to dogs, cats, monkeys, horses, upon any park property or in any park building unless its movement is effectually restricted by leash or otherwise.

Section 23**Use of Loudspeakers:**

No person in the park shall use loudspeakers and public address systems without written permission granted therefore by the City Council.

Section 24**Fires:**

No person shall start any fire in the park, except fires that may be made by picnic parties in the park, but only in free standing barbecue grills or in the places in said park provided for the purpose. Any person who starts any such fire is charged with the duty of completely extinguishing such fire or fires before leaving the park. Nothing herein shall be construed to limit or restrict the enforcement of ordinances regulating air pollution control and setting ambient air quality standards.

Section 25**Disorderly Conduct:**

Any person in the park who persistently interferes with the orderly conduct of games or play by the participants therein shall be guilty of disorderly conduct and upon conviction shall be punished as for that offense.

Section 26

Use of pavilion:

A person may reserve the pavilion for personal use by calling City Hall. (See attached reservation form)

Section 27

Use of ball field:

A schedule of daily use of the ball field will be organized by the participants and posted at City Hall. (See attached reservation form)

Section 28

Use of Vehicles

Subdivision 1: No person in the park shall ride or drive a vehicle at a rate of speed exceeding fifteen (15) miles per hour, except upon such roads as the City Council may designate by posted signs, for speedier travel.

Subdivision 2: No person when using the park shall interfere with the passage of vehicles.

Subdivision 3: No vehicle is permitted on any foot walk, bike path, lawn, or any other grounds of the city park except in such areas or upon such trails, paths, or roadways as are specifically designated by posted signs for traffic or park purposes.

Subdivision 4: No driver of any vehicle shall tow or push any toboggan, sled, ice skater, skier, bicycle or any other sliding or coasting device, nor permit any person to board or alight from nor hang onto said vehicle when said vehicle is in motion.

Subdivision 5: No vehicle of any kind shall be permitted to drive across or on park lands except on roadways, except such vehicles and machines as operated by or for the City of Altura.

Subdivision 6: No person shall wash, grease, or repair any vehicle on the park, boulevard or parkway except to perform such repairs as are necessary by an emergency.

Subdivision 7: No person shall ride any bicycle upon any trail or sidewalk in such manner as to interfere with any pedestrian thereon.

Subdivision 8: Any unoccupied vehicle found in violation of the provisions of this ordinance may be removed and impounded at owner's expense by any police officer or duly authorized person in accordance with the ordinances of the City of Altura.

Section 29

Enforcement and Penalties

Any person found violating this ordinance or any part of it by any peace officer or his deputy and who upon such officer's request to cease and desist from such violation fails or refuses to do so may be requested to leave the park and if necessary, may be ordered or removed from the park by said peace officer. Such denial of continued use and enjoyment of the park to violators shall also

apply to enforcement of any rules and regulations promulgated by the City provided such rules and regulations are consistent with this ordinance. In addition or in the alternative, any person convicted of violating this ordinance or any part of it may be fined up to three hundred (\$300) dollars and imprisoned up to ninety (90) days or both.

In addition to any other persons or peace officers vested the powers of enforcement and arrest of any person for the violation of any provision of this ordinance, all employees of the City of Altura whose duties are being discharged in a public park shall have the power to enforce provision of this ordinance by arrest of any person violating any provision thereof.

This ordinance becomes effective upon its passage and publication.

Passed by the City Council this 10th day of April, 2001.

Gene K. Ihrke
Mayor

Date

Sandra Pasche
City Clerk

Date

Ball Field Reservation Policy

Altura City Park

Any individual or organization wanting to use the City Park Ball Field for tournament purposes is required to make a \$100.00 deposit with \$50.00 refundable after the event if the City Council, at its next regularly scheduled meeting, has deemed nothing was out of line.

Your \$50.00 Refundable Deposit guarantees:

- Reservations and authorized use of the City Park Ball Field as specified below.

Reservation Affidavit

Name of Individual Responsible: _____

Organization Responsible: _____

Date(s) of Field Reservation: _____

Time of Use: _____

I _____ understand and agree to the above mentioned and agree that forfeiture of deposit is at the discretion of the City Council and Park and Ball Field Committee.

Reason for forfeiture and additional fines may include but are not excluded to: damage to grounds, excessive liter, missing property, misuse of the facility.

Office Use Only

Paid \$100.00 fee ___ yes ___ no

Deposit (\$50.00) returned ___ yes ___ no

If deposit not returned please explain:

Pavilion Reservation Form

There is a \$100.00 fee involved in reserving the pavilion at of the park if the building is to be unlocked for an event. \$50.00 will be refundable if the City Council deems that it was left in the same condition in which it was found.

Reservations are only taken after January 1st for the current and upcoming year. No reservations are taken before that date.

Reservations are taken over the telephone by simply calling City Hall and asking if the date you are looking to reserve is available. Depending on the anticipated size of the event, the pavilion may be large enough to accommodate two separate requests.

We ask that you collect all garbage and place it in the proper containers. Failure to do so may lead to penalty.

Date of Use: _____ Time: _____ to _____

Name of Individual or Organization: _____

Address: _____ City: _____ Zip: _____

Phone: _____ Signature: _____

Date Reservation made or called in: _____

Deposit (\$50.00) returned: ____yes ____no

Reason \$50.00 was not returned: _____