

**CITY OF LAKEVIEW
BAXTER COUNTY ARKANSAS
ORDINANCE 10-07**

**AN ORDINANCE TO GOVERN THE OPERATION AND REGULATION OF PARKS
AND RECREATIONAL AREAS**

WHEREAS, park and recreational facilities in the city are operated and maintained for public use and enjoyment, and

WHEREAS, it is the City's responsibility to insure that park and recreational facilities remain accessible for said use and enjoyment,

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Lakeview, Baxter County, Arkansas:

SECTION I OPERATING POLICY

- A. PARK HOURS.** Parks and recreational facilities shall be open daily to the public during the hours of 6:00 AM to 9:00 PM on any one day, except that a later closing hour, not to exceed midnight may be granted upon special written permission by the City Council. It shall be unlawful for any person or persons (other than city personnel conducting city business therein) to occupy or to be present in such park during hours in which the park is not open to the public. Any section, or any part of the park, may be declared closed to the public by the city at anytime the safety or well being of the public may be at risk.
- B. AMUSEMENT FOR GAIN.** No amusement for gain or for which a charge is made can be conducted in the park without the consent of the City Council, and such amusement must be conducted in accordance with any permit or ordinance pertaining thereto.
- C. SPEED OF VEHICLES.** It shall be unlawful for any person to operate a motor vehicle in the park in excess of 15 miles per hour.
- D. SALES OR ADVERTISING.** No person in the park shall.

 - 1. Expose or offer for sale any article or thing, nor shall there be stationed any stand, cart or vehicle for the transportation, sale or display of any such article or thing. Exception is made as to any concessioner acting by and under the authority and regulation of the City Council.
 - 2. Announce, advertise or call the public attention in any way to any article or service for sale or hire.

SECTION II

GROUP ACTIVITIES. Whenever any group, association or organization desires to use the park facilities for a particular purpose, such as picnics, parties or entertainment performances, a representative of such group shall obtain permission from City Hall.

SECTION III

REGULATIONS. Parks shall be regulated as follows:

- A. DISFIGURATION AND REMOVAL.** No person shall willfully mark, deface, disfigure, injure or tamper with any buildings, benches, tables, fireplaces, paving, or other public utilities, signs, monuments, stakes, or other structures or equipment, facilities or park property or appurtenances whatsoever, either real or personal.
- B. RESTROOMS.** No person shall fail to cooperate in maintaining restrooms and washrooms in a neat and sanitary condition.
- C. SANITATION.** No refuse or trash shall be left anywhere on the grounds but shall be placed in proper receptacles where these are provided. Where receptacles are not so 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.
- D. ANIMALS.**

 - 1. It shall be unlawful for any person to bring or harbor any animal in any park or recreational area, unless leashed or confined.
 - 2. It shall be the responsibility of any person walking any animal in any park to pick up and dispose of any excrement caused by the animal under their control.
- E. ALCOHOLIC BEVERAGES.** It shall be unlawful for any person to have in his possession, custody or control any alcoholic beverage, including beer, of any kind whatsoever. Exceptions are as follows:

 - 1. The sale and consumption of malt beverages or wine may be allowed upon approval of the City Council.
 - 2. The consumption of alcohol may be allowed at family gatherings where permission has been obtained from the City Council.
- F. MOTORIZED VEHICLES.** No motorized vehicles such as electric scotters, mopeds, motorbikes, etc. are allowed on the walking path within the park. Exempted are vehicles required by individuals under A.D.A.

SECTION IV

PENALTIES. Any person, firm or organization who shall violate the provisions of this Ordinance shall be deemed guilty of a misdemeanor and upon conviction shall be fined in any sum not less than one hundred dollars (\$100.00) no more than two hundred and fifty dollars (\$250.00). In the event more than one section of this Ordinance are violated, each violation shall be considered a separate offense.

SECTION V. SEVERABILITY – The invalidity or unconstitutionality of the provisions of this Ordinance shall not affect any other section hereof, but same shall remain in full force and effect.

SECTION VI. EMERGENCY CLAUSE. This Ordinance being necessary for the welfare and safety of the public, an emergency is declared to exist and this Ordinance shall be in full force and effective from the date of its passage.

PASSED AND ADOPTED by the City Council of the City of Lakeview, Baxter County, Arkansas this 18th day of May, 2010.

Attest:


Rebecca Barton, Recorder/Treasurer


Dennis Behling, Mayor

6-18-19 Section III(F) - Amended by Ordinance 19-01