

## ORDINANCE 2017-20

### AN ORDINANCE OF NORTH OGDEN CITY AMENDING REGULATIONS RELATED TO THE USE OF CITY PARKS AND PUBLIC PROPERTY

**WHEREAS:** North Ogden City has received concerns regarding the use of parks in ways which violate the posted rules; and

**WHEREAS:** North Ogden City's Police Department has determined that there is not a code section which allows for officers to impose a citation upon individuals who ignore posted rules; and

**WHEREAS:** North Ogden City owns and operates several parks and other publicly owned facilities within its jurisdiction; and

**WHEREAS:** North Ogden City wishes to continue to provide quality recreation facilities free from damage and misuse, as well as provide for the safety of all users of the parks and other publicly owned properties; and

**WHEREAS:** North Ogden City understands that it is important for individuals to read and follow all officially posted rules and instructions on public property to protect the individuals and the property; and

**WHEREAS:** North Ogden City believes it promotes the general wellbeing and safety of the City to provide for official warnings or citations to be issued when individuals disregard posted rules.

**WHEREAS:** The North Ogden City Council has reviewed the issue and determined that as a matter of good public policy, all officially posted rules at public parks and other public property shall be enforceable by the officials of the City, and that disregarding such rules may result in citations, fines, and other penalties allowed under Utah law.

**NOW THEREFORE, BE IT ORDAINED** by the North Ogden City Council that the North Ogden City Code 8-6-3 be amended to read.

**SECTION 1:** The following section shall be amended to read.

#### **8-6-3: PROHIBITED ACTS AND ACTIVITIES**

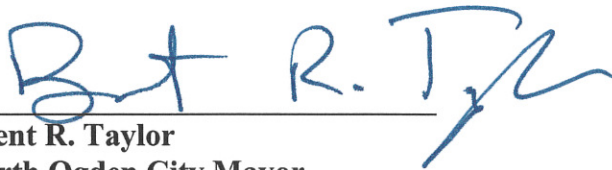
- A. Riding Or Driving Off Roadways: It is unlawful for any person to ride or operate any vehicle or any bicycle or similar device, or any horse or animal, in or about any park within the corporate limits of the city, except upon roadways, or areas lawfully established for that purpose, or to play or practice golf or similar game in any such park.
- B. Trailer Parking: It is unlawful to park or stop any trailer at any place within a park except for such time as may be reasonably required to load or unload any property from such trailer.
- C. Sleeping In Park: It is unlawful for any person to sleep overnight at any place in any park unless specifically permitted as part of a city sponsored event.

- D. Hitching Horses: It is unlawful for any person to hitch or fasten any horse or other animal to any tree, shrub, fountain, monument, lamppost or any other ornament or improvement situated in any park.
- E. Injuring Or Picking Grass Or Plants: It is unlawful for any person to willfully pull any grass, pick any flower or part of any plant, or to in any way deface or injure any grass, plant, tree or shrub within any park.
- F. Alcohol; Vandalism; Animals At Large: It is unlawful for any person to:
1. have in their possession or to consume any alcohol or alcoholic beverage;
  2. or to scratch, cut, injure or deface, or write upon any of the buildings, fences or structures;
  3. or to foul any of the fountains, streams or improvements within such parks;
  4. or to smoke or use any tobacco product, including electronic cigarettes in the parks;
  5. or for the owners or person in charge of any dog or other animal to permit such dog or other animal to run at large within any park area not designated as an off leash area.
- G. Firearms, Fireworks or Explosives: It is unlawful for any person to fire or discharge any firearm, firecracker, fireworks or explosives within any park.
- H. Littering: It is unlawful for any person to litter any park, or to leave or deposit any garbage, junk or refuse of any kind, other than in receptacles provided for that purpose.
- I. Posted Rules: It is unlawful for any person to disregard rules posted by North Ogden City on parks or other publicly owned property.
- J. Penalty: Violation of this section shall be an infraction.

**SECTION 2:** This ordinance shall take effect upon adoption.

**PASSED and ADOPTED this 26<sup>th</sup> day of September, 2017.**

**North Ogden City:**

  
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**Brent R. Taylor**  
**North Ogden City Mayor**

**CITY COUNCIL VOTE AS RECORDED:**

	<b>Aye</b>	<b>Nay</b>
<b>Council Member Satterthwaite:</b>	<u>  <b>X</b>  </u>	___
<b>Council Member Stoker:</b>	<u>  <b>X</b>  </u>	___
<b>Council Member Swanson:</b>	<u>  <b>X</b>  </u>	___
<b>Council Member Turner:</b>	<u>  <b>X</b>  </u>	___
<b>Council Member Urry:</b>	<u>  <b>X</b>  </u>	___
<b>(In event of a tie vote of the Council):</b>		
<b>Mayor Taylor</b>	___	___

**ATTEST:**



*S. Annette Spendlove*  
**S. Annette Spendlove, MMC**  
**City Recorder**