

CHAPTER 8A-04. PARKS

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8A-04-010. Parks.

The City may purchase, lay out, establish and maintain parks and playgrounds for the benefit of the citizens of the City. For purposes of this Chapter, a “park” shall be defined as real property owned, leased or controlled by Fruit Heights City and operated and maintained by Fruit Heights City and set apart for the use of the general public, whether developed or undeveloped, and which is usually, or may be, planted with trees, lawns and other landscaping, and which may include within its boundaries facilities for sport, entertainment, dancing, recreation, picnicking or swimming, or is planned for such future use.

8A-04-020. Regulations.

The City may promulgate rules and regulations relating to the City parks and may amend such rules and regulations from time to time by resolution of the City Council. Any park rules and regulations adopted by resolution of the City Council shall be incorporated herein by this reference and any violation of such park rules and regulations shall be deemed a violation of this section, subject to citation and eviction as provided elsewhere in this Chapter.

8A-04-030. Motor Vehicles.

(a) Motor Vehicles Specified: For purposes of this section, motor vehicles include, but are not limited to, automobiles, trucks, off road vehicles, motorcycles, motorbikes, snowmobiles and any and all other self-propelled mechanical vehicles, excepting vehicles moved solely by human power and motorized wheelchairs.

(b) Locations: No motor vehicles may be driven at any place within a City park, other than in those areas specifically designated and posted as allowing such vehicles. This shall not apply, however, to motorized or self-propelled equipment or emergency vehicles used within the park by officers or employees of the City in the performance of their official duties.

(c) Snowmobiles And Off Highway Vehicles: It shall be unlawful to operate or drive any snowmobile or other off highway vehicle within any area of any City park or recreation area at any time.

(d) Speed: It shall be unlawful to operate or drive any motor vehicle within any City park or recreation area at a speed in excess of that speed posted on the particular road, trail or pathway within the park. In the absence of a posted speed limit, no motor vehicle may be operated within any City park at a speed in excess of fifteen (15) miles per hour.

(e) Manner Of Operation: No motor vehicles, even though operated within the speed permitted on the places provided for such vehicles, shall be operated in a careless or reckless manner to such an extent that it will endanger the peace, health and safety of any other person within the City park area.

8A-04-040. Bicycles And Skateboards.

Except as otherwise posted, self-propelled vehicles such as bicycles, skateboards, roller skates, rollerblades, scooters, or motorized wheelchairs, and similar types of vehicles may be used within public parks. No self-propelled vehicles or motorized wheelchairs shall be operated in a careless or reckless manner to such an extent that it will endanger the peace, health and safety of any other person within the City park area or in any way that will damage the facilities, plants or property within the park.

8A-04-050. Golf.

It shall be unlawful to play or practice golf within any City park except as part of classes or programs approved by the City.

8A-04-060. Ice Skating, Snowboarding, and Skiing.

It shall be unlawful to ice skate, snowboard or ski within any City park, except in specific areas as designated by the City.

8A-04-070. Paths, Trails Or Roads.

When a trail, path or road is designated for any specific purpose or purposes, such as an equestrian trail, bicycle path or other use, then such trail may, unless the City shall otherwise permit, only be used for the specific purposes designated or for incidental uses in connection therewith which are necessary to accomplish the use permitted.

8A-04-080. Animals.

(a) Certain Animals Prohibited: Except as provided herein, the only animals permitted within the City parks are cats and dogs. Except as provided herein, no person shall bring or let loose any animal, other than a cat or a dog, at any time within a City park.

(b) Animal Control: No person shall bring or drop off any animal in any City park for the purpose of allowing such animal to urinate or defecate upon the park property. If any animal deposits its feces on any park areas, the owners of such animal shall immediately clean up and remove such feces from the park premises. Patrons attending the City park for any reason shall keep any animal on a leash during the time such animals are within the park. Unattended or unlicensed animals found within any City park are subject to pick up by the animal control officer.

(c) Tethering Animals: No person shall hitch or fasten any animal to any tree or any other place or structure on park property.

8A-04-090. Firearms, Crossbows, Bow & Arrows And Explosives.

No person shall carry or discharge any firearms, crossbows, bows & arrows, firecrackers, rockets, or any other fireworks or explosives within a City park, except persons who have obtained a special permit from the City to put on a fireworks show.

8A-04-100. Fire Making.

No person shall make or kindle a fire within a City park for any purpose, unless such person shall do the same in designated areas and at designated times where a fireplace or other facility intended to contain a fire is available. The City Council shall designate permitted hours and seasons for permissible fireplace or fire facility use within City parks in the parks rules and regulations or other resolution of the City Council.

8A-04-110. Camping.

No person shall camp or lodge in any City park or playground unless authorized by the City. This section shall not apply to authorized City personnel for official City business or security purposes.

8A-04-120. Defacing Or Destruction Of Property.

Except as permitted by the City, no person shall remove, injure, deface, destroy or disturb any wood, turf, grass, soil, sand, gravel, tree, shrub, plant, rock, building, sign, fence, bench or other structure, apparatus or property within a City park; or cut, take or remove any plant, or mark or write upon any building, sign, fence, bench or other structure within a City park.

8A-04-130. Littering.

No dumping or littering shall be allowed on any City park premises. No garbage generated outside of the park premises shall be transported to or dumped within the park or within any garbage receptacles belonging to the City and located within the park. Any garbage generated through use of the park premises shall be deposited within designated garbage receptacles.

8A-04-140. Restroom Facilities.

No male person over six (6) years of age and no female person over such age shall enter or use any restroom designated and marked for use by members of the opposite sex in a City park or playground, except that City personnel may for maintenance purposes enter any restroom.

8A-04-150. Prohibited Conduct.

No person shall engage in fighting or indulge in riotous, boisterous, intoxicated, threatening, promiscuous or indecent conduct or use any abusive, threatening, profane or indecent language in a City park. No person shall conduct any activity within a City park that poses a risk to public health and safety or which endangers the peace, health and safety of any other person within the City park area.

8A-04-160. Hunting.

No person shall hunt in any City park.

8A-04-170. Park Hours.

Unless otherwise provided by ordinance or resolution of the City Council, City parks may be used between sunrise and sunset. In any event, City parks shall not be used or occupied between the hours of eleven o'clock (11:00) P.M. and five o'clock (6:00) A.M., except by special permission of the City.

8A-04-180. Concessions.

No person may sell food, drinks, or other items in City parks, except as may be permitted by special permit approved by the City Council.

8A-04-190. Alcoholic Beverages.

No person shall consume, sell or have in their possession any alcoholic beverage within a City park.

8A-04-200. Violations.

Any person who violates any provisions of this Chapter shall be guilty of a class B misdemeanor, subject to fines, forfeitures, penalties and/or imprisonment as provided by law.

8A-04-210. Eviction.

In addition to other remedies provided by law, any person violating any of the instructions, signs or rules established by the City may be forthwith evicted from the park by any police officer of the City.

8A-04-220. Park Reservations.

Certain facilities and areas within the City parks as designated by the City may be reserved by any person upon payment of an applicable park reservation fee established by the City. Park reservation policies may be adopted and amended from time to time by resolution of the City Council.