

SECTION 3

903.000. **REGULATING CONDUCT IN CITY PARKS AND RECREATION AREAS.**

903.001. **PURPOSE.** This Ordinance is enacted pursuant to Minnesota Statutes Annotated, Section 471.62 as amended and other applicable laws of the State of Minnesota. The purpose of this Ordinance is to provide uniform rules of conduct for city parks and recreation areas in the City of Winsted.

(Ord. 79-03, Sec. 1, 7/3/79)

903.002. **GENERAL RULES OF CONDUCT.**

A. USE OF PARK OR RECREATION AREAS. No person in a city park or recreation area shall:

1. Deface, destroy, tamper with, injure, or remove any city property including but not limited to furniture, structures, vegetation, signs or soils.
2. Scatter or litter the grounds or any lake, pond, or water course within or draining into a park with any form of trash but shall place such material in the proper receptacles where these are provided; where receptacles are not provided, all such trash shall be carried away from the area by the person responsible for its presence.
3. Start a fire, except a small fire for cooking purposes in a designated area and then only in a fire ring, grill or portable stove, or fail to fully extinguish such a fire.
4. Sell, solicit or conduct any commercial enterprise unless authorized by written permit from the City Council or Park Director.
5. Play games which interfere with appropriate use of the rinks, sledding or tobogganing areas or use hockey sticks or pucks in areas not designated for hockey play or loiter on the ice or in park buildings.
6. Paste, affix or inscribe any handbill, poster or sign or distribute handbills, circulars or announcements of any kind for a commercial purpose.

B. REGULATION OF HOURS AND CONDUCT. No person in a city park or recreation area shall:

1. Remain between 11:00 pm and 5:00 am without a written permit from the City Council or Park Director. No privately owned vehicle shall remain during these same hours without a written permit. Any vehicle remaining after 11:00 pm without authorization shall be towed at the owner's expense.
2. Use, possess, distribute, sell, or transfer alcoholic beverages in large quantities including, but not limited to, kegs, barrels or case lot quantities (i.e. more than 1 case per person aged 21 or more), except where authorized by written permit of the City Council or Park Director. The term alcoholic beverage used herein includes any beverage containing alcohol including, but not limited to, liquor, beer, non-intoxicating malt liquor, 3.2 beer, wine and wine coolers. No permit is necessary to consume or possess "non large" quantities of alcohol.
3. Appear nude, semi-nude, commit any nuisance or use threatening, abusing, insulting, obscene or indecent language or act in an indecent, lascivious, or improper manner or do any act which constitutes a breach of the public peace.
4. Harass any visitor or behave in a reckless manner which would endanger any visitor or visitor's property.
5. Swim or wade except in designated areas. Obey all swimming beach rules as posted.
6. Disobey any reasonable order or direction of any city employee, law enforcement officer, or other person designated by the City Council or Park Director to give such orders or directions.

(Ord. 07-08, 903.002.B, 08/07/07)

C. ANIMALS IN THE PARK. No person in a city park or recreation area shall:

1. Kill, trap, hunt, pursue or in any manner disturb or cause to be disturbed any wildlife, except that fishing is permitted.
2. Bring any dog, cat or other creature unless caged, kept on a leash not more than six feet in length or under control of its owner.
3. Permit a creature to disturb, harass, or interfere with or endanger any visitor or visitor's property, or tether any creature to a tree, plant, building or park equipment.

4. Permit a creature to enter unauthorized areas. Unauthorized areas are active play areas, picnic areas and park buildings.
5. Release any insect, fish, animal or other wildlife or introduce any plant, chemical or other agent potentially harmful to the vegetation, water supply or wildlife of the area.

D. **EQUIPMENT PROHIBITED.** No person in a city park or recreation area shall:

1. Drive or park a vehicle except an authorized or emergency vehicle on any turf or other area not designated for parking or travel; wash, grease, dismantle, repair, change or deposit the oil of a vehicle anywhere in a park or recreation area.
2. Operate a motorized recreational vehicle except on marked trails and at times designated by the City Council and/or Park Director.
3. Operate any watercraft within designated swimming areas.

(Ord. 79-03, Sec. 2, 7/3/79)

903.003. **RULES AND REGULATIONS.** The City Council, Advisory Park Committee, or Park Director shall have the right to issue additional administrative rules and regulations relative to but not conflicting with this Ordinance. No person shall violate such rules or regulations and any such violation may be subject to penalties of this Ordinance.

(Ord. 79-03, Sec. 3, 7/3/79)

903.004. **CITY EMPLOYEES.** Nothing in this Ordinance shall prevent city employees including law enforcement officers from performing their assigned duties.

(Ord. 79-03, Sec. 4, 7/3/79)

903.005. **DISCRIMINATION IN PARKS.** No person involved in any event or in any use of the parks or recreation areas including, but not limited to sponsors of teams, shall deny another person access to, admission to, utilization of, or benefit from any such event or use because of race, age, sex, color, creed, religion or national origin.

(Ord. 79-03, Sec. 5, 7/3/79)

903.006. **PENALTY.** Any person who shall violate any provisions of this Ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine not to exceed \$700.00 together with taxable costs or by imprisonment not to exceed 90 days, or both.

(Ord. 79-03, Sec. 6, 7/3/79)

903.007. **INVALIDITY.** The invalidity of any part of this Ordinance as declared by a Court of competent jurisdiction shall not affect the validity of the remainder thereof.

(Ord. 79-03, Sec. 7, 7/3/79)

903.008. **CONFLICTING ORDINANCES REPEALED.** All Ordinances and parts of Ordinances in conflict herewith are hereby repealed.

(Ord. 79-03, Sec. 8, 7/3/79)