

RICHMOND CITY CORPORATION
ORDINANCE 2011-5

WHEREAS the City of Richmond seeks to provide a safe and friendly environment for citizens and visitors alike; and

WHEREAS well managed parks and recreational lands owned and operated by the City of Richmond can make a positive contribution towards that goal; and

WHEREAS effective implementation and enforcement of rules and regulations governing the orderly establishment and maintenance of such lands is essential;

NOW THEREFORE the City Council of Richmond City, County of Cache, State of Utah, hereby adopts, passes, and publishes the following:

AN ORDINANCE ESTABLISHING A NEW CHAPTER 8-400
ENTITLED "PARKS AND RECREATIONAL LANDS AND
FACILITIES" TO TITLE 8-000 OF THE *CODE OF REVISED
ORDINANCES OF RICHMOND (1975, ADOPTED 1976)*.

CHAPTER 8-400 PARKS AND RECREATION LANDS AND FACILITIES.

8-401. Statement of Establishment.

A. The provisions of this Chapter will apply to land and facilities owned by the City of Richmond and dedicated for recreational purposes, to wit:

1. The area of land found within the City block surrounded by Main Street, 200 West, 100 South, and on the east by the property boundaries of land owned by the Cache School District and the Church of Jesus Christ of Latter-Day Saints and commonly referred to as "the City Park."

2. The area of land found within the City block surrounded by Main Street, 100 West, 100 South, and State Street excluding all privately owned property and commonly referred to as the "Soccer Field" and the "Baseball Diamond."

3. Any and all such lands acquired in whatsoever manner by the City of Richmond within the official City limits of Richmond and designated as any type of park, e.g., neighborhood park, etc.

4. Excluded is the Cub River Sports Complex which is co-managed with Lewiston City and which is governed by its own set of ordinances and regulations.

8-402. Hours of Operation.

A. Unless otherwise provided, parks and recreation lands and facilities shall be open to public use between one hour before dawn and midnight of the same day unless occupants would be in violation of current ordinances governing curfew and/or truancy.

1. In such instances the curfew and/or truancy ordinance time provisions

shall prevail.

B. No overnight camping or gathering shall be permitted unless prior written permission has been obtained from Richmond City and signed by the Mayor or other designated official.

1. Such exception by written permission is limited to a maximum of seventy-two hours duration with dates and times included in the written document.

8-403. Utilization of Facilities.

A. The citizens of, and visitors to, Richmond are encouraged to make full utilization of all facilities provided under this Chapter and Title with the expectation that they will respect and assist in the maintenance of the facilities.

1. Restrooms are provided at the Park and at the Soccer/Baseball field.

a. The restrooms on an annual basis will be open from such time when the weather is consistently warm enough to prevent the freezing of water in the pipes and fixtures until the season changes sufficiently that freezing is a danger.

b. No person over the age of six (6) years shall enter into or use any restroom facilities designated for members of the opposite gender.

1) The sole exception to this will be in the case of those physically or mentally handicapped and requiring assistance from a legitimate parent, guardian or authorized care-giver.

c. It is unlawful for any person to put any object in sinks, urinal, commodes or drinking fountains which is not normally used by such facilities and/or which is reasonably likely to clog or plug the plumbing of such.

d. Urination or defecation in public is prohibited and subject to appropriate legal action and penalty.

2. Park pavilions have been equipped with tables, lights, and electrical outlets.

a. Users are expected to use reasonable care in avoiding the breaking of lights or overloading of electrical circuits.

b. Users are expected to clean off tables and benches as best they are able, and to deposit all trash, litter, and garbage in the containers provided.

3. Other tables have been placed away from the pavilions and users are expected to tender the same care and respect as to those within a pavilion proper.

4. Children's play equipment has been placed in the Park proper. Parents and guardians are sole caretakers of children and the City does not accept any responsibility for injuries or other damage incurred when such playground equipment is being utilized.

8-404. Reservation of Facilities.

A. Park pavilion, soccer field, baseball diamond or other designated area may be reserved in advance by contacting the Richmond City Office.

1. By separate ordinance or resolution, the Richmond City Council may establish rental/reservation rates.

2. Parties who have formally reserved areas will have sole right to the use of

such an area, i.e., pavilion, tennis court, soccer field, etc., for the duration designated in the reservation authorization issued by the Richmond City Office but must share common facilities such as lawn, playground area and equipment, restrooms, etc.

8-405. Prohibitions.

A. Public parks and recreations facilities are designated “No Smoking” areas throughout within the City limits of Richmond, Utah. .

B. It shall be unlawful for any person to consume illegal drugs, beer, or any other alcoholic beverage within or upon any public park or recreation facility within the City limits of Richmond, Utah.

C. It shall be unlawful for any person to carry, unless exempted by Utah Code Annotated, any firearm; however, it shall be unlawful for any person to discharge any firearm, firecrackers, rockets, torpedoes, powder or any other firework or explosives within the boundaries of a park or recreational facility unless licensed and authorized by Richmond City.

D. It shall be unlawful for any person to play or cause to be played amplified sound in any public park or recreational facility that will intrude upon the tranquility of other citizens.

1. In the case of a special event or circumstances, written permission may be sought from the Mayor or Council member over parks and recreation to allow amplified music or sound for a specified time period.

E. It is unlawful for any person not affiliated with Richmond City to adjust or tamper with any sprinkler, sprinkler valves, controls or irrigation system utilized in the park or recreation area.

F. No person shall engage in fighting or in riotous, boisterous, threatening or indecent conduct or use any abusive, threatening, profane language.

G. It is unlawful for any person to cut, break, remove, injure, deface, destroy or disturb any wood, turf, grass, soil, sand, gravel, tree, shrub, plant, rock, building, cage, pen monument, fence, bench or other structure, apparatus or property, or pluck, pull up, cut, take or remove any shrub, bush, plant, flower, or mark or write upon any building, monument, fence, bench, table or other structure.

8-406. Animals.

A. Any person entering a park or recreational area with a pet must be able to keep the pet under control in accordance with the Richmond City Animal Control Ordinance.

B. Any person having a pet within a park or recreation facility per 8-406.A above must properly recover and dispose of in a proper waste receptacle any waste material left by the pet.

C. No person shall at any time let loose any of the bovine species, any horse, mule, goat, sheep, pig, cat, reptile or fowl of any kind within a park or recreational facility.

D. It shall be unlawful for any person to ride or drive any horse, horse-drawn vehicle, or other animal onto the grass in any park or recreational facility unless previously authorized by the Mayor or other designated official.

E. It shall be unlawful for any person to hitch or fasten any dog, horse, or other animal to any tree or other place or structure in any park or recreation facility not especially designated and provided for such purpose.

F. It shall be unlawful for any person to annoy, injure, or in any way interfere with any bird or animal in any public park or recreational facility.

G. It shall be unlawful to drop or deposit any live or dead animal, bird, or fish in any park or recreational facility.

8-407. Fires.

A. Fires, including hot charcoal or any other heating substance, shall only be utilized in designated areas designed for such a purpose.

1. Under no circumstances shall any type of fire or heat generating device be placed directly on the grass.

B. No hot ashes, coals, or briquettes are to be placed in any type of garbage can or receptacle.

C. Gas grills and other self-contained barbeques may be used within the park or recreational facility provided that such grills and self-contained barbeques not be placed directly upon any table.

1. The sole exception is should there be sufficient air space between the bottom of the unit and the top of the table that a radiant heat will be dissipated so no damage can occur to the table surface.

8-408. Restrictions on Certain Recreational Activities.

A. Unless otherwise specifically authorized by Richmond City, it shall be unlawful for any person within a park or recreational facility to:

1. Hit or throw balls or other hard objects against fences, buildings, or baseball, soccer, or other backstops.

2. Golf or drive golf balls.

3. Shoot any projectile, paint ball, or participate in archery.

1) Organized groups may obtain permission from the Richmond City Office for an exception to 8-408.A.3 when in conjunction with adult supervised teaching activities.

4. Play on or otherwise use an athletic field or ball diamond that has been prepared for a scheduled game or tournament.

B. Damage to any of the facilities within or associated with a park or recreational facility caused by actions of users, whether deliberate or unintentional, shall render the user subject to charges sufficient to restore the facility to its normal state.

8-409. Restrictions Relating to Motor Vehicles Including Motorcycles, ATV's, or Similar Motorized Vehicles.

A. No person shall operate a motor vehicle within a park or recreational facility unless on a street or other specifically designated area for that purpose.

1. Vehicles used in the maintenance and up-keep of the area by City employees or contract employees are excepted as long as the usage is in keeping with official duties.

B. It is unlawful for any person to operate or drive a motor vehicle within any park or recreational facility upon any designated road, trail or pathway at a speed in excess of ten (10) miles per hour.

C. No person shall operate a motor vehicle within a park or recreational facility in a careless or reckless manner, or in a manner which causes significant hazard to life, safety or property no matter the speed of operation.

8-410. Vandalism.

A. Any act of vandalism is prohibited.

8-411. Enforcement.

A. Any person found to be in violation of any portion of this Chapter and its subsequent Titles may be evicted from the park or recreational facility by any law enforcement officer or official.

B. It shall be unlawful for any person to remain in and/or return to any park or recreational facility covered by this Chapter after such person has been given direction to leave by authorized authority.

C. The violation of any portion of this Chapter shall constitute a Class C Misdemeanor.

1. Specific punishment shall be left to the discretion of the Court.

ADOPTED AND PASSED by the Richmond City Council this 19th day of July, 2011.

Michael E. Hall
Mayor

ATTEST:

Justin B. Lewis
Recorder

Posting Date: July 19, 2008

CERTIFICATE OF DUE POSTING

I, Justin B. Lewis, City Recorder of Richmond, Cache County, Utah, do hereby certify that on the 19th day of July, 2011, in the City of Richmond, County of Cache, State of Utah, was posted the foregoing Ordinance 2011-5 in a likely manner, a copy of which is hereunto attached, in each of the three most public places in the said City of Richmond, to wit:

1. Richmond City Office.
2. Richmond Public Library.
3. Richmond City Post Office.

WITNESS my hand this 19th day of July, 2011.

Justin B. Lewis
Richmond City Recorder