

THE VILLAGE CITY CODE

CHAPTER 17

PARKS AND RECREATION DIVISION 1. IN GENERAL

Sec. 17-1. Enforcement.

The city manager, all police and peace officers and all city officials and employees shall, in connection with their duties imposed by law, diligently enforce the provisions of this chapter. All such persons shall have the authority to eject from any park any person acting in violation of this chapter.

(Code 1976, § 7-4-5)

Sec. 17-2. Compliance.

No person shall refuse to leave any park or remain in any park during such hours as the park is closed for public use and occupancy or violate any of the provisions of the rules and regulations established by the city manager, issued pursuant to this chapter or refuse to obey any order or directive issued by the city manager, any peace officer or officer, official or employee of the city acting pursuant to the provisions of this chapter.

(Code 1976, § 7-4-6)

Sec. 17-3. Rules and regulations.

All persons using parks shall be bound by this chapter and such other rules and regulations as the city manager in his discretion may see fit to promulgate and shall be bound by all applicable ordinances as fully as though the same were inserted herein.

(Code 1976, § 7-4-4)

Sec. 17-4. General regulations for use of parks.

- (a) Proposed activities in or use of parks shall not reasonably interfere or detract from the general public enjoyment of this park.
- (b) The activities in and use of the parks must not unreasonably interfere with or detract from the promotion of public health, welfare, safety and recreation.
- (c) The activities and the use of the parks shall not be of a nature reasonably anticipated to excite violence, crime or disorderly conduct.

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- (d) The proposed activities in and the use of the park shall not entail unusual, extraordinary or burdensome expense or police operation by the city.
- (e) No person shall drive or maneuver across, or stop, stand, or park any vehicle on any unpaved surface located in a public park. The provisions of this subsection shall not apply to:
 - 1) Vehicles used in conjunction with special events approved by the City,
 - 2) Authorized emergency vehicles, or
 - 3) Vehicles or machinery used in the construction or maintenance of a public park or used in the construction or maintenance of utilities running through or immediately adjacent to a public park.
 - 4) The meaning of "*paved surface*" and "*vehicle*" shall be as defined by Section 13-228 of this code.
- (f) It shall be unlawful for any person to drive or otherwise hit a golf ball in any public park, provided however, that this prohibition shall not apply to plastic "wiffle" balls that are commonly used for practice purposes.

(Code 1976, § 7-4-3) (Ord. No. 554, §1, 3-21-00; Ord. No. 571, §1, 10-16-01)
State law reference--Public parks and recreation generally, 11 O.S. § 33-101.

Sec. 17-5. Hours of park operation.

All public parks within the city shall be open and available for use by members of the public from sunrise until 10:00 p.m. each day except as hereinafter provided. The city manager, for good cause shown and in accordance with the standards of this article may extend hours of operation of any park or portion thereof for the purpose of recreational, religious, civic, charitable, benevolent, fraternal or other similar activities.

(Code 1976, § 7-4-1)

Sec. 17-6. Emergency closing of parks.

When an emergency exists that affects the health, safety and welfare of the city or the inhabitants thereof or the maintenance of order, safety and decency in any park, any section or part of any park, may be declared temporarily closed to the public by the city manager for such times or intervals of time as the city manager shall find reasonably necessary. Such closing will be a complete closing or may apply merely to certain uses as the city manager may determine.

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(Code 1976, § 7-4-2)

Sec. 17-7. Sale of Low-Point Beer Prohibited.

It shall be unlawful for any person to sell low-point beer in any public park. For the purpose of this section *low-point beer* means and includes beverages containing more than one-half of one percent (.5%) alcohol by volume, and not more than three and two-tenths (3.2%) percent alcohol by weight, including, but not limited to beer or cereal malt beverages obtained by the alcoholic fermentation of an infusion of barley or other grain, malt or similar products.

(Ord. No. 674. §1, 09-18-2012)

DIVISION 2. PARK COMMISSION

Sec. 17-100. Created.

A Park Commission shall be created upon the appointment of Commissioners by the City Council.

(Ord. No. 617 §1, 6-20-2006)

Sec. 17-101. Membership.

- (a) The Park Commission shall consist of five (5) members appointed by the city council, all of which shall reside in the city.
- (b) Each member shall serve for a term of three (3) years without compensation.
- (c) When the commission is first appointed, the terms of three (3) of the members shall be for three (3) years and two members (2) for two (2) years.
- (d) Appointments to fill vacancies shall be for the un-expired terms only.
- (e) The commission shall elect a chairman and vice-chairman from its membership and the chairman and vice-chairman shall each serve a one-year term.
- (f) One member of the City Council shall serve as an *ex officio* member of the commission, but shall not have a vote on commission matters.

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- (g) If any commission member is absent without cause as defined by the city council for three (3) consecutive meetings, he shall, after notice, thereupon cease to be a commission member.

(Ord. No. 617 §1, 6-20-2006)

Sec. 17-102. Meetings.

- (a) Three (3) members of the commission shall constitute a quorum for the transaction of business, provided, however, that no action shall be taken as binding upon the commission unless concurred in by not less than a majority of all the members present. All actions of the commission shall be reported to the council.
- (b) The commission shall be subject to the open meeting laws of this state and all meetings, deliberations and voting of the commission shall be open to the public.
- (c) The commission shall establish regular meeting dates for each calendar year as required by the open meeting act, but shall not be required to meet in the absence of business.
- (d) The commission shall keep minutes of its proceedings, showing the vote of each member upon each question, or if absent or failing to vote, indicating such fact, which shall be immediately filed in the office of the city clerk and shall be a public record.

(Ord. No. 617 §1, 6-20-2006)

Sec. 17-103. Duties and powers.

- (a) The Park Commission shall prepare from time to time plans for the betterment of parks within city as places of recreation for residents of the city. It may consider and investigate any subject matter relating to the development and betterment of said parks, and make recommendations to the City Council as it may deem advisable concerning park policies, park improvements or beautification plans thereof. The necessary expenses incurred by the commission shall be approved in advance by the City Council and shall be paid out of the city treasury as other legal expenses of the city.
- (b) The Park Commission shall be authorized to recruit volunteers, seek grants, and solicit donations for use in park improvements, provided however, that all funds received shall be deposited in a special project fund or funds created and administered by the city in accordance with applicable law.

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- (c) The Park Commission shall be authorized to establish, administer, and coordinate Adopt-A-Park programs as deemed appropriate by the commission.

(Ord. No. 617 §1, 6-20-2006)