

Chairperson
Dave Miller

**Parks/Recreation
Commissioners**
Anna Abruzzese
Rose Chu
Sharen Darling
Ron Horwath
Peter Schletty
Tom Ray



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**Regular Meeting of the Little
Canada Parks & Recreation
Commission**

Staff Liaison
Bryce Shearen

Thursday, February 7, 2019
6:30 p.m.
City Center Council Chambers
AGENDA

1. Call To Order
2. Roll Call
3. Approval Of The Minutes
- A. January 3, 2019

Documents:

[01-03-2019 PARKS_REC MINUTES.PDF](#)

4. Old Business
- A. Community Build Committee Update

Documents:

[COMMUNITY BUILD SUBCOMMITTEE UPDATE - 2.1.19.PDF](#)

5. New Business
- A. Sap Run 5K

Documents:

[SAP RUN 5K - 2.1.19.PDF](#)

- B. Spooner Park Sand Volleyball Court

Documents:

[SAND VOLLEYBALL COURT - 2.1.19.PDF](#)

- C. Proposed Changes To Park Ordinance

Documents:

6. Updates
 - A. Youth Activities
 - B. Adult Activities
 - C. Market Place Morning Talks - February 13 - Brain Health
 - D. Other
7. Adjourn

**MINUTES
PARKS & RECREATION COMMISSION
January 3, 2019**

planting over the next few growing seasons. Ray noted Bachman's on Lyndale in Minneapolis is having a class on Sunday, January 13 to talk about planting pollinators like Milkweed in your backyard.

**COMMISSIONER
APPOINTMENTS**

The Community Services Manager reported Ray and Schletty's terms had expired on December 31, 2018, but both had renewed and been approved by City Council for another 3-year term. Dave Miller was appointed to serve as Chair for 2019.

**2019 MEETING
DATES**

The Community Services Manager reported staff had prepared a draft meeting schedule. He noted the July meeting had been rescheduled to Tuesday, July 9 at 6:30 due to the 4th of July Holiday. The Community Services Manager stated the August meeting will be canceled due to Night to Unite and National Night Out. **Ray made a motion to approve the draft meeting schedule. Darling seconded the motion. The motion was unanimously approved.**

**SPOONER PARK
COMMUNITY BUILD
SUBCOMMITTEE**

The Community Services Manager reported that as planning for the playground continues, a subcommittee should be organized to facilitate the community build process. He explained the Committee would organize the 75-90 volunteer group, address media interests, and discuss partnerships with local businesses and organizations. The Community Services Manager stated there would be approximately four to six meetings over the next four months and he is looking for two to three commission members to serve on the Committee. Darling asked when the Community Build would be. The Community Services Manager stated the build should happen sometime in June, but the date has not been decided. Chu, Darling, and Horwath volunteered to be on the subcommittee. Horwath agreed to Chair the subcommittee.

**OTHER
BUSINESS**

The Community Services Manager reported Katie McGinnity the Recreation Supervisor resigned and her last day was on Monday. The Commission thanked McGinnity for her service. Darling asked if the Council would be re-hiring. The Community Services Manager stated the Council is considering hiring an intern for this spring, and then re-hiring for the Recreation Supervisor Position later this year. Chu suggested the Commission recognize McGinnity with a card. The Community Services Manager stated he would get a card for the Commission to sign at the next meeting.

The Community Services Manager reported youth basketball, gymnastics and skating lessons will begin next week.

**MINUTES
PARKS & RECREATION COMMISSION
January 3, 2019**

The Community Services Manager reported the LCRA Ice Fishing Tournament and the LCFD Booya will take place on February 2.

The Community Services Manager reported co-rec adult broomball would be advertised this year, and if there is interest a league will be held.

The Community Services Manager reported Market Place Morning Talk is on January 9, and the topic is Living on a Limited Budget.

Chair Miller recognized Maggie Nichols for her accomplishments as Athlete of the Year in the Star Tribune.

The Community Services Manager reported the Cookies with Santa event was a success with almost 300 people in attendance.

ADJOURN

Horwath moved the meeting be adjourned

Motion seconded by Darling.

Motion carried 7 – 0.

There being no further business, the meeting was adjourned at 7:00 p.m.

Respectfully submitted,
Anna Leibel
Recording Secretary



STAFF REPORT

TO: Parks & Recreation Commission

FROM: Bryce Shearen, Parks & Recreation/Community Services Manager

DATE: February 2, 2019

RE: Spooner Playground Community Build Committee

The Community Build Committee consisting of Ron Horwath, Sharen Darling, and Rose Chu had a kick-off meeting on Tuesday, January 22. While it is still early in the planning process, the Committee had a lot of great ideas and will give the Commission a brief update at your next meeting.



STAFF REPORT

TO: Parks & Recreation Commission

FROM: Bryce Shearen, Parks & Recreation/Community Services Manager

DATE: February 1, 2019

RE: Sap Run 5K

In the effort to continually expand community offerings and to get people active and involved in the community while highlighting some of the great features the City has to offer, staff has been working on a 5K run event that will take place this spring. The event is going to be the Sap Run 5K, which was inspired by the maple leaf in our City's logo (from our French-Canadian history) as well as sap running in maple trees after the thaw of the long winter freeze.

The course will be around the beautiful Lake Gervais, which is exactly five kilometers. The course will receive USA Track & Field (USATF) certification from a USATF Road Course Certifier. Staff has also enlisted the services of Anderson Race Management (ARM) company to help organize and market the event. With the USATF certification and the professional race management company onboard, this event will appeal to both the beginner and expert level runners in the community.

As staff continues to work on the planning and marketing of the event, volunteer and sponsorship opportunities may be available. Any Commissioners interested in volunteering should contact the Parks & Recreation/Community Services Manager.



STAFF REPORT

TO: Parks & Recreation Commission

FROM: Bryce Shearen, Parks & Recreation/Community Services Manager

DATE: February 1, 2019

RE: Sand Volleyball Court

BACKGROUND:

The City Engineer has been working on a grading plan for the new playground and trail replacement at Spooner Park. As you may recall, the trail from the current parking lot and upper shelter to the new playground will be regraded this spring to be an ADA compliant trail. In order to maintain an ADA compliant trail and not disturb the sand volleyball court, the inside (east) side of the trail will have a considerable steep slope. The steep slope will affect maintenance equipment and access to the open area of the park for Canadian Days. With the removal of the sand volleyball court, the City Engineer is able to create a more gradual grade that will mitigate the need for steep sloping on the side of the trail.

Staff will evaluate the need for a sand volleyball court and explore areas of the park where a new location could be. The court is used, but more often people will bring their own net and set up a court on the grass in the open areas of the parks.

STAFF RECOMMENDATION:

Staff is recommending that the sand volleyball court is removed which will allow more room to create a more gradual slope around the trail. Staff is looking for comments from the Commission on the recommendation of removing the sand volleyball court and reevaluating the need and possible new location.



STAFF REPORT

TO: Parks & Recreation Commission

FROM: Bryce Shearen, Parks & Recreation/Community Services Manager

DATE: February 1, 2019

RE: Control and Management of Parks and Park Facilities

BACKGROUND:

After a review of the current Control and Management of Parks and Park Facilities Ordinance in the Municipal Code, it was found to be in need of a revision with multiple changes to bring it up-to-date. There was a lot of redundant language, outdated language, and language that was covered by other ordinances or State law.

Staff completed a survey of many of the communities in the metro area to see what language other cities parks and recreation ordinances were using. After a thorough review and multiple changes in the effort to modernize the ordinance language by staff, attached are the proposed ordinance amendments for your consideration.

Formal editing and formatting of the ordinance document to remain consistent with the other Municipal Codes will take place after any final revisions. The City Attorney will also review the proposed changes before being presented to the City Council for adoption. Staff is looking for comments from the Commission on the proposed changes to the Ordinance.

REQUESTED ACTION:

Staff recommends approving the Ordinance Amendment to Chapter 2601 - Control and Management of Parks and Park Facilities and recommending approval of adoption by the City Council.

ATTACHMENTS:

- Proposed ordinance amendments for 2601 – Control and Management of Parks and Park Facilities

2601. CONTROL AND MANAGEMENT OF PARKS AND PARK FACILITIES

2601.010. DEFINITIONS.

1. "Council" shall mean and refer to the Little Canada City Council.
- ~~2. "Director" shall mean and refer to the Director of Parks that person authorized by the City Council to direct the Parks Commission.~~
2. "Parks" shall mean a park, playground, trail, nature area, recreation center, special use facility area or any other areas in the City owned, leased, used or controlled, wholly in part, by the City for such purposes as are designated by the Council as and for park use.
3. "Person" shall mean and refer to any individual, firm, partnership, corporation and association or persons.
- ~~4. "Commission" shall mean the Little Canada Parks Commission.~~
5. "Waters" shall mean and refer to any lake, pond, river, stream or other body of water located wholly within the boundaries of Little Canada, including those waters lying within 300 feet and immediately abutting such shoreline.
6. "Law enforcement officer" shall mean and refer to any person duly deputized or commissioned by the City or County for the purpose of enforcing the laws, ordinances and regulations of their respective jurisdictions.

~~2601.020. CONSTRUCTION AND SCOPE. In the interpretation of this Ordinance, all provisions contained herein shall be construed as follows:~~

- ~~1. Any term in the singular shall also mean the plural.~~
- ~~2. Any term in the masculine shall also mean the feminine and neuter.~~
- ~~3. Any requirement or prohibition by any provisions herein, shall respectively extend to and include the causing, procuring, aiding or abetting, directly or indirectly, of such acts; and the permitting or allowing of any minor by the responsible parent, guardian or custodian to commit any such act.~~
- ~~4. No provisions herein shall make unlawful any act necessarily performed by any law enforcement officer or City employee in the line of duty or work as such, or by any person, his agents or employees, in the proper and necessary execution of the terms of any contract or agreement with the City.~~

~~5. Any act otherwise prohibited by this Ordinance, provided it is not otherwise prohibited by statute shall be lawful if performed under, by virtue of and strictly within the provisions of a City permit to do so, and to the extent authorized thereby.~~

2601.030. HOURS AND ACCESS.

~~1. The recreation and education opportunities of the park shall be available to all members of the public regardless of race, sex, age, creed, national origin or place of residency.~~

1. Regular park hours are ~~The parks shall be~~ open to the public from 6:00 a.m. to 10:00 p.m. one-half (1/2) hour before sunrise until one-half (1/2) hour after sunset. No person or vehicle shall remain, stop, use, or be present within the confines of any park at any other time. ~~An exception to this shall apply to the tennis courts which shall remain open until 10 p.m.~~ Other exceptions may be made at the discretion of the City in the case of emergency or when special use permits have been authorized or for other reasons the City may determine necessary or desirable.

~~3. Any section or part of any park may be declared closed to the public by the City at any time or for any interval of time, either temporarily or at regular and stated intervals, and either entirely or for certain uses as the City shall find necessary.~~

2601.040. PERMITS. Permits shall be required for the exclusive use of all or portions of specific areas, buildings and other park facilities; and for conducting special events of a cultural, educational, political, religious or recreational nature; and for specific exemption from any provision of this Ordinance. Any person, group or association of persons required to obtain a permit shall file an application for such permit with the City Administrator.

The grantee of a permit shall be bound by this Ordinance and any applicable regulations in force as though the same were inserted in said permit.

The grantee of a permit shall be liable for any loss, damage, or injury sustained by the park or by any person whatever, by reason of the negligence of the person or persons to whom such permits are issued.

The grantee of a permit shall not transfer or relinquish said permit to another person or group of persons without the written permission of the City.

The City shall have the authority to revoke a permit upon evidence of good cause.

No person shall in any manner disturb, harass, or interfere with the grantee of a valid permit, nor with any of the grantee's property or equipment.

[Permits for shelter reservations shall be subject to the additional rules and guidelines as referenced in the Park Shelter Rental Guidelines document.](#)

2601.050. SPECIAL ACTIVITIES.

~~1. Picnicking. No person shall picnic in any park except in those areas specifically designated and equipped for such use.~~

1. Swimming.

- a. No person shall bath, wade or swim in any park except in such areas specifically designated for such use. ~~, and only at such times when a lifeguard is on duty.~~
- b. ~~No person shall bathe, wade or swim at any beach except when dressed in bathing attire which is socially acceptable and conducive to water safety.~~
- c. ~~No person using park waters shall swim outside of the marked area.~~
- d. ~~No person shall possess, carry onto, or scatter on any beach, any glass bottle, broken glass, metal can, or other debris which could be a safety hazard.~~
- e. ~~No person shall use any beach area for purposes of picnicking.~~
- f. ~~No person being in custody of any animal shall permit said animal to enter any beach area during the swimming season so established by the City.~~
- g. ~~No person shall launch, dock or operate any watercraft in any designated swimming area.~~

2. Fishing.

- a. No person shall fish in a reckless or careless manner so as to create a nuisance or to endanger the safety of said person, or other fishermen, or park users.
- b. ~~No person shall cut a hole in the ice of any park waters except where ice fishing is specifically permitted and then only when said hole is less than ten (10) inches in diameter.~~
- c. ~~No person shall erect a permanent or portable ice fishing shelter on any park waters without the written permission of the City.~~
- d. ~~No person shall move an ice fishing shelter onto or off of the ice from any park site except from access points so designated by the City, and then only when said shelter and placement is to be in accordance with Chapter 101, Minnesota Statutes 1974, as amended.~~

3. Bicycling.

- ~~a. No person shall ride or operate a bicycle in any park except on designated bikeways or surfaces normally provided for vehicular traffic.~~
- ~~b. No person shall ride or operate a bicycle in violation of Chapter 169, Minnesota Statutes 1974, as amended. Persons riding a bicycle shall observe and obey all traffic and directional signs.~~
- ~~c. No person shall ride or operate a bicycle in any park except in a prudent and careful manner, and unless such person shall be capable of effective control and operation of said vehicle. Pedestrians and motorized vehicles shall have the right of way where a bikeway intersects pedestrian trails or roadways.~~
- ~~d. No person shall ride or operate a bicycle in any park faster than is reasonable and safe with regard to the safety of the operator and other persons in the immediate area.~~
- ~~e. No person shall ride or operate a bicycle in any park thirty (30) minutes after sunset and thirty (30) minutes before sunrise without appropriate front and rear lighting.~~
- ~~f. All bicycle riders shall remain in single file and proceed in the extreme right hand lane of a drive or bikeway at all times except when passing another vehicle or bicyclist parked or traveling in the same direction.~~
- a. No person shall ride or operate a bicycle in violation of M.S. Ch. 169, as amended from time to time. Persons riding a bicycle shall observe and obey all traffic and directional signs.
- b. Wherever provided, bicycles shall be parked in locations set aside specifically for their storage.

4. Winter Activities.

- a. Skating, sledding, cross-country skiing are permitted in parks ~~No person shall snowmobile, skate, toboggan, sled, or ski in any park except at such times and~~ in such areas specifically designated for such use.

5. Snowmobiling.

- a. No person shall operate a snowmobile in any park, on any public trail, or lake surface under the jurisdiction of the City. ~~except in areas and on trails and~~

~~lakes specifically designated for such use.~~

- ~~b. No person shall operate a snowmobile in any park, on any public trail, or lake surface under the jurisdiction of the City contrary to or in violation of Section 84.81 to 84.90, Minnesota Statutes 1974, as amended and the Regulations of the Commissioner of Natural Resources N.R. 51 to 59, as amended.~~
- ~~c. No person shall operate a snowmobile at a speed in excess of limits specifically posted for such use or at a speed in excess of fifteen (15) miles per hour within 150 feet of any sliding area, ski tow area or other areas where such operation would conflict with or endanger other persons or property.~~
- ~~d. No person shall operate a snowmobile within 150 feet of any residential shoreline on sanctioned lakes in Ramsey County except at a speed fifteen (15) miles per hour or less for purpose of parking such vehicles near the shoreline.~~
- ~~e. No person shall operate a snowmobile so as to tow any person, sled or other conveyance except by the use of a rigid tow bar attached to the rear of such snowmobile. Disabled snowmobiles shall be exempt.~~
- ~~f. No person shall operate a snowmobile unless such vehicle is equipped with a head light and tail light that are illuminated at all times during such operation. Snowmobiles equipped with an engine of five (5) horsepower or less shall be exempt.~~
- ~~g. No person shall operate a snowmobile unless such vehicle is equipped with a red or blaze orange pennant flag of at least forty (40) square inches in area and displayed at a height of not less than five (5) feet above the treadway.~~

~~7. Motorized Recreation Vehicle. No person shall operate a motorized vehicle within any park except in such areas specifically designated for such use.~~

~~No person shall operate a non licensed vehicle on any parkway or other roadway within a park.~~

6. Equestrian.

- a. No person shall ride or drive a horse in any park unless authorized by the City. ~~except in areas, and on bridle paths, trails and roadways specifically designated for such use.~~
- b. ~~No person shall ride or drive a horse in any park between the time of thirty (30) minutes after sunset and thirty (30) minutes before sunrise, unless horse drawn vehicles are adequately lighted.~~

- ~~e. No person shall ride or drive any horse which cannot be held under such control that it may be easily turned or stopped. No person who is a beginner shall ride or drive a horse in any park unless accompanied by capable supervision.~~
- ~~d. No person shall ride or drive a horse in a reckless or careless manner so as to create a nuisance or to endanger the safety or property of said rider or other riders, pedestrians, or vehicles.~~
- ~~e. No person shall permit any horse to stray unattended or graze in any park. All unbridled, unmounted or unattended horses shall be securely hitched or corralled at locations specifically designated and provided for such purposes.~~

7. Camping.

- a. No person shall establish or maintain any camp or other temporary lodging or sleeping place in any park except by permit and then only in areas specifically designated for such use.
- ~~b. No person shall camp for a period longer than that authorized by the permit.~~
- ~~c. All garbage or refuse of any kind shall be placed in receptacles provided for that purpose.~~
- ~~d. No person shall install permanent camp facilities or physically alter the camp site.~~
- ~~e. No person shall wash cooking and eating utensils, or clean fish except at locations designated for such use.~~
- ~~f. No person shall cut or gather wood in any park for fuel other than that provided by the City and stored for such use.~~
- ~~g. No person shall desert a camp site until the site is completely razed and is thoroughly cleaned.~~

2601.060. GENERAL CONDUCT.

1. Damage to Property

- a. No person shall injure, damage, deface, destroy, diminish or impair the value of any public or private property located within any public park in the city, including, but not limited to, buildings, structures, signs, trees, shrubs, or

vegetation.

~~1. Defacement, Destruction of Property and Resources~~

- ~~a. No person shall tamper with, climb on, injure, deface, destroy, disturb, damage or remove any part of any park building, structure, sign, light pole, drinking fountain, hydrant, table, grill, equipment, statue or other property found therein.~~
- ~~b. No person shall deface, disturb or remove in any manner any soil, artifact, fossil, rock or other mineral resource.~~
- ~~c. No person shall excavate any ditch, trench, tunnel, or hole in any park.~~

2. Preservation of Vegetation

- a. No person shall injure, cut, destroy, mutilate, uproot, disturb, or remove any flower, tree, shrub, or any plant whether wild or cultivated, or any part thereof.
- b. No person shall plant or cause to be planted any wild, cultivated or exotic tree, shrub or plant except in specifically designated areas with the written permission of the City.
- c. No person shall fell or climb any tree; pick any flowers, fruit or vegetable (not self-grown); trample any flowers, tree seedlings, flower beds, vegetable gardens or new turf seedlings.
- d. No person shall hitch any animal or fasten, anchor or otherwise attach any wire, rope, cable, signs, posters, or other articles to any tree, shrub or plant.
- e. No person shall make any unauthorized use of any park which is detrimental to the turf and soil conditions.
- f. No person shall remove any device, apparatus or material installed for the protection, support, or preservation of any tree, shrub or plant.

2. Animals.

- a. No person shall intentionally disturb, frighten, or kill any birds, wildlife, or animals kept or found in any park. ~~owning, being in custody, or having control of any animal, whether wild, pet or domestic, shall cause or allow such animal to roam or be at large in any park.~~

- b. ~~No person in custody of any pet or animal shall allow said animal to disturb, harass or interfere with other park users or their property.~~ All dogs, pets or domesticated animals must be on a harness or leash, or in an approved designated off-leash pet exercise area operated by the City. No owner or person in custody of a pet shall suffer or permit the pet to defecate upon public property without immediately removing the excrement and disposing of it in a sanitary manner.
- c. The City may approve other animals within the park for a City sponsored event or program.
- e. ~~Any unattended domestic animal or pet found roaming or at large within any park shall be impounded.~~
- d. ~~All state and local ordinances relating to the licensing and muzzling of animals and pets shall apply to same brought into any park.~~
- e. ~~No person shall release or introduce any exotic or wild animal in any park without the written permission of the City.~~
- f. ~~No person owning or in custody of any pet or domestic animal shall allow such animal to graze or browse in any park.~~

~~4. Hunting, Fishing, and Molesting Wildlife.~~

- a. ~~No person shall kill, hunt, trap, pursue, injure, molest or unnecessarily disturb or have in possession any species or wildlife including birds, waterfowl, fish or other animals found within the confines of any park except that fishing may be permitted in designated areas subject to laws and regulations as established by the State of Minnesota.~~
- b. ~~No person shall rob, disturb, or molest the nest, eggs or young of any birds, or other animals within the confines of any park.~~

3. Fire.

- a. ~~No person shall start or maintain a fire in any park except small recreational fires in fireplaces, fire rings, and grills provided for that purpose in areas specifically designated for such use. Private grills may be used in designated areas provided that all ashes and residue therefrom be disposed of in containers provided for such disposal.~~
- b. ~~Any person who starts or maintains a fire in an authorized area shall exercise continuous supervision from the time the fire is kindled until it is~~

~~extinguished. No fire shall cause damage or constitute a threat to site vegetation and resources, nor shall it cause discomfort to other park users.~~

- ~~e. The City may, at its discretion, prohibit fires for limited periods of any location for any purpose when it is necessary for the continued protection of park property and resources.~~
- a. Fires are only permitted in designated areas in the park that are provided for such purposes. All fires must be completely extinguished before the person starting the fire leaves the area.

4. Waste and Litter.

- a. No person shall leave or throw waste materials, debris, or rubbish upon the grounds or water areas of any park. No dumping of any leaves, branches, grass, and similar materials. ~~throw, cast, drop, pour, spill or discharge, or permit to escape in or upon any land, pond, river, creek, stream, ditch, storm sewer or drain flowing into or through any park any substance, matter or thing whether solid, liquid, or gas, which shall result in the pollution of said waters, interfere with the conservation management of the water resource, or endanger the health of the public.~~
- ~~b. No person shall deposit, scatter, drop or abandon in any park any paper, bottles, cans, sewage, waste, trash or other debris except in receptacles provided by the City for such purposes. No person shall deposit in any receptacle in any park any accumulation of waste or trash generated outside the boundaries of the site.~~
- ~~e. No person shall drop, throw or otherwise leave unattended in any park lighted matches, burning cigars, cigarettes, tobacco, paper or other combustible material.~~

5. Fire Arms, Weapons, Fireworks.

- a. No person shall possess, fire, discharge, or set off ~~any firearm, missile,~~ fireworks or explosives in any park unless authorized by the City.
- ~~b. No person except a law enforcement officer shall possess or carry a firearm of any description in any park. No person shall possess or carry in any park any air gun, bow and arrow, knife with a blade greater than three (3) inches, slingshot, dart or projectile thrower, or any other dangerous or illegal weapon. Nothing in this section shall be construed to prevent the recreational use of firearms and bow and arrows on officially established field or target ranges.~~

~~e. Any authorized or illegal weapon within a park shall be subject to seizure by a law enforcement officer.~~

~~8. Disturbing the Peace Conduct.~~

~~a. No person or group of persons shall disturb the peace and good order in any park by either word or act.~~

~~b. No person or group of persons shall use threatening, abusive, insulting, obscene or indecent language or commit, perform or engage in any lewd, lascivious, obscene or indecent act.~~

~~c. No person or group of persons shall engage in fighting, quarreling, wrangling, riotous clamor, or tumult.~~

~~d. No person or group of persons shall disturb, harass or interfere with any open space user or the user's property.~~

~~e. No person shall solicit or ask anyone to commit, perform or engage in any lewd, lascivious, obscene or indecent act or behavior.~~

6. Auto Audio Devices.

a. Use or operation of ~~No person shall operate or play~~ any musical instrument, radio, television, ~~record or tape player~~, loudspeaker, public address system, portable stereo or sound amplifying equipment of any kind in any park must be confined to the immediate area in such a manner that it does ~~in such a manner that the sound emanating therefrom is audible beyond the immediate vicinity of the set or instrument and subsequently~~ interfere with the use of the park by other users or disturbs the residents of the adjacent ~~property properties~~.

~~10. Loitering.~~

~~a. No person over the age of six (6) shall enter any comfort station or restroom, washroom, or toilet facility set apart or designated for the opposite sex.~~

~~b. No person shall lurk or loiter in or around any toilet or other park structure except to use such facility for the purpose for which it is intended.~~

7. Alcoholic and Intoxicating Beverages.

a. No person shall transport, possess, offer for sale, consume, or be under the influence of any beer, wine, liquor or other alcoholic or intoxicating beverage

in any park except with a special permit or in such areas and at such times as may be designated by the City, and except at such places where beverages are sold by licenses of the City.

~~12. — Controlled Substances. No person shall use, possess, consume, administer, dispense, sell, give away or be under the influence of any controlled substance listed in Schedules I-V, Chapter 152, Minnesota Statutes, 1974, as amended, except when such use, possession, influence and administration are authorized by Statutes.~~

~~13. — Gambling.~~

- ~~a. — No person shall play, participate in, wager on or against any game of chance or activity defined by Sections 609.75 and 609.76, Minnesota Statutes, 1974, as amended.~~
- ~~b. — No person shall operate any gambling device or conduct any game of chance defined by Sections 609.75 and 609.76, Minnesota Statutes, 1974, as amended.~~

8. Parades, Entertainment, Public Meetings.

- a. No processions, parades, pageants, ceremonies, exhibitions, celebrations, training exercises, speeches, entertainment or other public gatherings shall be allowed to pass through or take place in any park or on any parkway except with **written** permission of the City upon approval of the application for parade or public assembly permit.

~~15. — Games.~~

- ~~a. — No person shall engage in any potentially dangerous games involving thrown or propelled objects, such as footballs, baseballs, horseshoes, arrows, golf balls, model airplanes or similar objects except in areas specifically designated for such usage.~~

9. Advertising.

- a. No person shall distribute or disseminate any leaflets, pamphlets, circulars, handbills, advertisements or other written or printed materials except with the written permission of the City.
- b. No person shall post, display, affix or attach any sign, poster, placard, notice, banner or advertisement to any tree, building, shelter, fence, pole or other structure except with the written permission of the City.
- c. No person shall use loudspeakers, sound amplifying equipment, musical

equipment or cause any noise to be made for advertising purposes or for the purpose of attracting attention to any exhibition, performance, event, show or other purpose except with the written permission of the City.

10. Unlawful Sales.

- a. No person shall sell, offer for sale, hawk, peddle or lease any object, merchandise or service or carry on any manner of business or commercial enterprise except those concessions authorized or operated by the City.

11. ~~Soliciting Alms.~~ Solicitation.

- a. No person shall beg or solicit **alms**, donations or contributions in a park unless approved by the City.

~~19. — Photography. No person shall take any photographs, or motion or sound pictures for commercial purposes or for use in commercial advertising except with the written permission of the City.~~

~~20. — Utilities.~~

- ~~a. — The location, construction or erection of any sewer, gas pipe, water pipe, hydrant, lamp post, telephone and electric power post, conduit, pump, lift station and other utility feature proposed in any park shall be subject to the approval of the City Council.~~
- ~~b. — No person, firm or corporation shall construct or relocate any of these utility installations or fixtures without the written permission of the City.~~
- ~~c. — Every person, firm or corporation who shall receive a contract or permit to do work shall, after such work has commenced and until the same has been completed, isolate the construction area by security fencing, warning lights and signs, or other appropriate measures that will protect the public from exposure to danger and prevent unnecessary accident.~~

~~21. — Law Enforcement Officers and Employees.~~

- ~~a. — No person shall willfully resist, refuse or fail to comply with any order, direction or request lawfully given by any law enforcement officer or City employee acting under the authority of the Council and in accordance with this Ordinance.~~
- ~~b. — No person shall interfere with, or in any manner hinder any City employee or law enforcement officer during the performance of his assigned duties; nor~~

~~any employee of a contractor or other City department engaged in construction, repairing or caring for any park or part thereof, or while in the discharge of duties conferred by this Ordinance.~~

~~22. Posted Regulations, Directional Signs and Graphics.~~

- ~~a. No person shall disregard or fail to comply with any posted regulations, directional signs and graphics, barriers or other control devices located within any park or on any parkway.~~

12. Glass Bottles and Containers Prohibited.

- a. No person shall bring into a park or recreation area any glass beverage container of any kind. ~~introduce or carry into any park within the City glass bottles or glass containers of any kind. or description which are or could be susceptible of breaking or shattering, without first obtaining a permit from the office of the City Administrator. It is the intention of this paragraph to limit and prevent as much as possible the presence of broken glass in the City parks as a general safety measure.~~

2601.070. ~~TRAFFIC RULES.~~ MOTORIZED VEHICLES

- ~~a. No person shall drive or operate a motor vehicle within any park except upon roadways, parking areas, parkways or other areas designated for such use. Disabled vehicles may be moved off a paved area to allow for the continued flow of traffic but the vehicle must be repaired or removed within two (2) hours, unless other arrangements are made with the City.~~
- ~~b. No person shall operate a motor vehicle within any park or on any parkway in violation of posted regulations and directional signs; Chapter 169, Minnesota Statutes, 1974, as amended; county or municipal traffic ordinances, or orders or direction of the law enforcement officers or City employees.~~
- ~~c. No person shall drive or operate a vehicle on or along any roads, drives or parking lots which have been restricted, closed or posted with appropriate signs or barricades. The City shall have the authority to order roads, drives or parking lots within any park or any parkway closed during the process of construction, reconstruction, or repair or when in its opinion, weather conditions render travel unsafe or unduly destructive.~~
- ~~d. No person shall operate a motor vehicle in a careless or reckless manner or without due regard for the safety and rights of pedestrians and drivers and occupants of all other vehicles, so as to endanger the life, limb or property of any other person while in lawful use of a park.~~

- ~~e. — No person shall park, stop, or leave a vehicle in any park or on any parkway between the hours of 10 p.m. and 5 a.m. unless arrangements are made with the City.~~
- ~~f. — No person shall operate a vehicle in any park or on any parkway at a speed in excess of fifteen (15) miles per hour or in excess of posted speed limits.~~
- ~~g. — No person shall operate a vehicle in any park which emits excessive or irritating noise, noxious fumes, dense smoke or other pollutants.~~
- ~~h. — No person shall wash, grease, change oil, service or repair any vehicle in any park. All disabled vehicles shall quickly be made operational or removed from the park.~~
- ~~i. — No person shall park a vehicle adjacent to any curb painted yellow in any park.~~
- ~~j. — Vehicles illegally parked, disabled or abandoned may be towed away and impounded at the owner's expense. Said vehicle may be sold if unclaimed after ninety (90) days to pay towing and storage charges.~~
- ~~k. — No person shall drink, consume or have in his possession an open bottle or container of an alcoholic or intoxicating beverage in any motor vehicle when such vehicle is in a park or parkway.~~
- ~~l. — Vehicles shall yield the right of way at all times to pedestrians.~~
- ~~m. — No person shall participate in a drag race or test of unreasonable acceleration in any park or on any parkway.~~
- ~~n. — No person shall cause any taxi, limousine or other vehicle for hire to stand in any park or on any parkway for the purpose of soliciting or taking in passengers other than those who requested or were carried to the site by said vehicle, unless licensed by the City.~~
- a. No person shall park any motor vehicle in any place in public parks except in designated parking areas, nor between the hours of 10:00 p.m and 6:00 a.m. unless approved by the City.
- b. No Person shall service, repair, or park a disabled vehicle in any City park or parking lot.
- c. No person shall operate a motorized vehicle within any park except in such areas specifically designated for such use unless authorized by the City. Authorized vehicle shall not drive in excess of 15 miles per hour.

2601.080. PENALTIES FOR VIOLATION.

~~Regulations in this Part~~

- a. Any person violating any of the provisions of this Ordinance, may be excluded from the use of the park, playground or recreational facility at the discretion of a law enforcement officer or City employee and may in addition be prosecuted for a misdemeanor. ~~shall be adjudged guilty of a misdemeanor.~~
- ~~b. Any person violating any of the provisions of this Ordinance may be expelled, ejected, or ousted at such time from a park at the discretion of a law enforcement officer.~~

2601.090. REPEAL. This Ordinance, upon promulgation, repeals all pre-existing regulations in force, except that such regulations shall be deemed to be in force for the purpose of perfecting any right vested, accrued or arising therefrom.

2601.100. SEPARABILITY. The provisions of this Ordinance shall be separable, and the invalidity of any section, paragraph, sub-paragraph, subdivision or other part thereof shall not make void, impair, invalidate or affect the remainder thereof.

(Source: Ord. 151, Amended: Ord. 167, 169)