

BAY CITY ORDINANCES

ORDINANCE #634

AN ORDINANCE ESTABLISHING RULES AND REGULATIONS FOR USE OF PUBLIC PARKS, REPEALING ORDINANCE 418 AND DECLARING AN EMERGENCY

The City of Bay City ORDAINS AS FOLLOWS:

SECTION 1. Repeal. Bay City Ordinance 418, codified as order 7-7 is repealed in its entirety.

SECTION 2. Camp Host. The Council may designate a person to perform the functions of a Camp Host. The Council may, by contract, authorize any designated Camp Host, to have the authority to enforce the rules set forth herein. At all times, the Camp Host has the authority to eject persons and/or animals from the park which affect the health or safety of other park users.

SECTION 3. Camping Area. Overnight camping in the City park shall be in designated camping areas. Check out time shall be noon.

SECTION 4. Fee. A fee for overnight tents and recreational vehicles, set by the City Council by Resolution, shall be paid in advance of the overnight camping. The fee shall be paid to the Camp Host, if available or paid at the City Hall or in the Honesty Box.

SECTION 5. Time Limit. No camping shall be permitted by the same recreational vehicle or tent for more than any seven out of 28 days without the prior approval of the City Recorder.

SECTION 6. Minors. Minors shall not camp overnight in the park unless accompanied by parents, guardians, or a designated chaperone over 18 years old. Any designated chaperone shall have the written permission of a parent or guardians for any person under 18 accompanying them.

SECTION 7. Gatherings. Gatherings at the campground by persons not staying at the campground are prohibited from 10:30 pm to 7:00 am daily.

SECTION 8. Fires. Fires are allowed in a stove pit or fireplace as designated for such use by the City. All fires must be attended at all times. All fires shall be extinguished at any time when they are unattended. Portable gas, gasoline, charcoal, and oil camp stoves may be used if in safe, operating

condition and are located on dirt areas of the campground with no vegetation for at least two feet radius away.

SECTION 9. Parking. All motor vehicles and trailers, including boat trailers, must be fully contained within the parking area of the campground space. No parking or obstruction of any kind shall be allowed on access areas of the park. Blocking, obstructing or interfering with vehicular or pedestrian traffic of any road, parking area, trail, walkway or common area is prohibited.

SECTION 10. Firearms. Firearms of any kind are prohibited in the park, including, but not limited to: rifles, handguns, assault weapons, BB guns, pellet guns, air guns.

SECTION 11. Projectiles. The use of projectiles of any kind, except balls, frisbees and boomerangs, are prohibited. Projectiles include, but are not limited to: golf clubs and balls, archery equipment, discus, javelin and shot put equipment, remote controlled model aircraft and lawn darts.

SECTION 12. Commercial Operators. No person shall operate any concession or sell or trade any merchandise or service in the park without the prior approval of the City Council. No solicitor of any goods or services is allowed in the park without the prior approval of the City Council.

SECTION 13. Fireworks. Fireworks are prohibited in the park at all times.

SECTION 14. Noise. No personal music systems or loud voices or noises are allowed in the park from 10:30 pm to 7:00 am daily. All sound amplification is prohibited if the sound is plainly audible more than 15 feet outside a vehicle, tent, recreational vehicle or other contained space.

SECTION 15. Disturbance of Flora. No collecting, cutting, picking, removing, breaking or disturbing any plant, flower, shrub, grass, moss or trees is allowed.

SECTION 16. Firewood. Removal of any log or downed timber larger than 12 inches in diameter is prohibited. Collection of downed timber less than 12 inches in diameter is allowed for personal use at the campgrounds only. Chain saws are prohibited.

SECTION 17. Animals. All non-domesticated animals are prohibited. All domesticated animals must be on a leash at all times, kept under physical control at all times by the owner or person-in-charge, and all animal feces shall be removed and properly disposed of by the owner or person-in-charge. No animals shall be allowed in the bathrooms at any time. Frequent or prolonged barking of dogs is prohibited and is a cause for ejection from the park. Aggressive dogs are prohibited in the park.

SECTION 18. Fish Cleaning/Animal Cleaning. No fish or animal cleaning is allowed at the park.

SECTION 19. Animal Molestation. There shall be no trapping, killing, hunting or molesting of any kind of bird or animal in the park.

SECTION 20. Garbage. No garbage originating off-site shall be deposited at the park. All other garbage shall be deposited in designated trash receptacles or removed from the park.

SECTION 21. RV Dump Usage. The RV dump shall only be utilized by those persons camping in the park who have paid the overnight camping fee. All other use of the RV dump facilities is prohibited.

SECTION 22. Streams. No dumping of any liquid or material into any stream is allowed. Further, bathing and washing of clothes, dishes, pots, pans or any other item in the stream is prohibited.

SECTION 23. Alcohol. Possession or consumption of alcohol by a minor is prohibited. No containers of alcohol larger than one-half gallon are allowed in the park.

SECTION 24. Play Area and Skate Park. That area of the City park south of Patterson Creek and the skate park shall be closed to all persons and activities from 10:00 pm to 7:00 am daily.

SECTION 25. Tagging/Vandalism. Tagging, vandalism and other property damage are prohibited. The City shall not be responsible for injury or damage in the park caused by accidents, injury, and loss of property by fire, theft, wind, floods or other natural acts. Equipment furnished in the park is solely for the convenience of persons using the park and is used at their own risk.

SECTION 26. Nudity. Nudity of human breasts, reproductive organs, and buttocks in the park is prohibited. Further, public sexual copulation is prohibited.

SECTION 27. Penalties. Any person found guilty of any violation of this ordinance shall be punishable as a Class D violation, for each violation, as determined by the Tillamook County Justice Court, plus court costs. This remedy is in addition to any other remedy allowed by law.

SECTION 28. Waiver. For a public purpose or event, the Council may, by motion, declare any provisions of this ordinance temporarily inapplicable.

SECTION 29. Severability. The invalidation of a section or subsection of this ordinance shall not affect the validity of the remaining sections or subsections.

SECTION 30. Effective Date. The City Council declares an emergency to exist to protect the health, safety and welfare of its residents. This ordinance shall become effective immediately after its adoption by the City Council and approval by the Mayor.

PASSED and ADOPTED by the City Council this 7th day of August, 2007 and APPROVED by the Mayor this 7th day of August, 2007.

/s/ Shaena Peterson
Shaena E. Peterson, Mayor

ATTEST:

/s/ Linda Dvorak
Linda Dvorak, City Recorder

First Reading: 08/07/2007
Second Reading: 08/07/2007
Adoption: 08/07/2007
Ayes: 5
Nays: 0
Abstentions: 0