

BAY CITY ORDINANCES

ORDINANCE #680

AN ORDINANCE ESTABLISHING RULES AND REGULATIONS FOR USE OF PUBLIC PARKS, REPEALING ORDINANCE 664 AND DECLARING AN EMERGENCY

The City of Bay City ORDAINS AS FOLLOWS:

SECTION 1. Repeal. Bay City Ordinance 664, codified as order 7-7 is repealed in it entirety.

SECTION 2. Camp Host. The Council may designate a person to perform the functions of a Camp Host in the Al Griffin Memorial Park. 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 is only allowed in designated camping areas within the Al Griffin Memorial Park. 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 at the Al Griffin Memorial Park. 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 vehicle, recreational vehicle or tent for more than any 10 out of any consecutive 28 days without the prior approval of the City Recorder.

SECTION 6. Minors. Minors shall not camp overnight in the designated camping area of the Al Griffin Memorial 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. No person shall frequent or remain in the campground area of the Al Griffin Memorial Park from 10:00 p.m. to 7:00 a.m. who is not staying at the campground.

SECTION 8. Fires. Fires are only allowed in a stove pit or fixed fireplace as designated for such use by the City. All fires must be attended by a person over the age of 18 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 at the Al Griffin Memorial Park campground area only, if in safe operating condition and located on dirt areas of the campground with no vegetation for at least two feet radius away from the flammable area.

SECTION 9. Parking. All motor vehicles and trailers, including boat trailers, must be fully contained within the parking area of the Al Griffin Memorial Park campground space rented by the person. No parking or obstruction of any kind shall be allowed on access areas of any City 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 all City parks, from being displayed or otherwise being available in the open, including, but not limited to: rifles, handguns, assault weapons, BB guns, pellet guns, paint guns and air guns. Firearms are allowed if inside a locked vehicle or inside a recreational vehicle.

SECTION 11. Projectiles. The use of projectiles of any kind, except balls, Frisbees, boomerangs and water balloons, are prohibited in any City park. Prohibited projectiles include, but are not limited to: golf clubs and balls, archery equipment, paint guns and balls, discus, javelin and shot-put equipment, remote controlled model aircraft and lawn darts. The flying of drones and of remote controlled aircraft of any kind is prohibited in all city parks.

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

SECTION 13. Fireworks. Fireworks are prohibited in any City park at all times.

SECTION 14. Noise. No personal music systems, loud voices or other loud, unnecessary or disturbing noises are allowed in any City park from 10:00 p.m. to 7:00 a.m. 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 tree is allowed in any City park.

SECTION 16. Firewood. The use of any downed log or downed timber for firewood is prohibited in all City parks. Collection of small, downed, woody debris is allowed for personal fire use. Chain saws are prohibited at all times in all City parks.

SECTION 17. Animals. All non-domesticated animals are prohibited from being at any City park, including the campground area. Non-hooved domesticated animals are

allowed, but 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. Hooved domesticated animals are not allowed at any City park. No animals shall be allowed in the bathrooms at any time other than service dogs necessary to accompany a person in the bathroom. Frequent or prolonged barking of dogs is prohibited and is a cause for ejection from the park. Aggressive dogs are prohibited in any City park.

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

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

SECTION 20. Garbage. No garbage originating off-site shall be deposited at any City 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 in any City park. No containers of alcohol larger than one quart per adult person over the age of 21 are allowed in any City park. Alcohol is prohibited entirely in the vicinity of the skate park and all play equipment areas of all City parks.

SECTION 24. Smoking and Tobacco. Smoking of any kind, and tobacco use, are prohibited in the vicinity of the skate park and in all play equipment areas in all City parks. The term “tobacco” includes, but is not limited to cigarettes, cigars, pipes, any other smoking product, dip, chew, snuff, snus and any other smokeless product and electronic smoking devices.

SECTION 25. Park Hours. All City parks shall be closed from 10:00 p.m. to 7:00 a.m., with the exception of the designated camping area of the Al Griffin Memorial Park north of Patterson Creek.

SECTION 26. Tagging/Vandalism. Tagging, vandalism and other property damage within any City park are prohibited.

SECTION 27. City Not Responsible. The City shall not be responsible for injury or damage in any City park caused by accidents, injury, and loss of property by fire, theft,

wind, floods, earthquakes, tsunamis or other natural acts. Equipment furnished in any City park is solely for the convenience of persons using the park and is used at their own risk.

SECTION 28. Nudity. Public exposure of human reproductive organs, buttocks and female breasts is prohibited in all City parks. Further, public sexual petting and copulation is also prohibited.

SECTION 29. Additional Restrictions. Additional restrictions may apply to conduct within the park under other City Ordinances, particularly the City Offenses Ordinance, which includes additional restrictions on noise, loitering, disorderly conduct, littering and more.

SECTION 30. Ejectment. Violation of any these rules shall be cause for ejectment from the park. Any city staff member, including park host, may request the offending person(s) to immediately leave any park area. If the person does not immediately leave park property and stay off park property for 24 consecutive hours, the City may cite the person for trespass, in addition to citations for any other violation.

SECTION 31. 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, including criminal sanctions.

SECTION 32. Waiver. For a public purpose or other event approved by the Council, the Council may, by motion, declare any provisions of this ordinance temporarily inapplicable, applicable with further restrictions or may require additional conditions or restrictions.

SECTION 33. Severability. The invalidation of a section or subsection of this ordinance shall not affect the validity of the remaining sections or subsections.

SECTION 34. 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 9th day of January, 2018 and APPROVED by the Mayor this 9th day of January, 2018.

Shaena E Peterson

Shaena E. Peterson, Mayor

ATTEST:

Linda Downey
Linda Downey, City Recorder

First Reading: January 9, 2018
Second Reading: January 9, 2018
Adoption: January 9, 2018
Ayes: 4
Nays: 0
Abstentions: 0