



PARKS AND TRAILS ADVISORY BOARD MEETING

Wednesday, January 08, 2025 at 6:00 PM
via Zoom

AGENDA

THIS MEETING IS ONLINE VIA ZOOM:

<https://us02web.zoom.us/j/84264600830>

ROLL CALL

CHANGES TO THE AGENDA

PUBLIC COMMENT

The Board Chair will call on you when it is your turn to speak. You'll have 3 minutes.

CONSENT AGENDA

- [1.](#) Approval of Minutes

NEW BUSINESS

- [2.](#) The Board will review updated Park Rules and provide input.

OLD BUSINESS

STAFF UPDATES

ADJOURN

Americans with Disabilities Act Notice: Please contact Sandy City Hall, 39250 Pioneer Blvd. Sandy, OR 97055 (Phone: 503-668-5533) at least 48 hours prior to the scheduled meeting time if you need an accommodation to observe and/or participate in this meeting.



PARKS & TRAILS ADVISORY BOARD

Item # 1.

Wednesday, December 11, 2024 at 6:00 PM
Sandy City Hall and via Zoom

MINUTES

VIRTUAL ONLY

THIS MEETING IS ONLINE VIA ZOOM:

Please use this link: <https://us02web.zoom.us/j/84264600830>

ROLL CALL

PRESENT

- Ryan Aultman
- Alexandria Gale
- Don Robertson
- Kimberly Seigal
- Will Toogood

ABSENT

- David Breames
- Upekala Wijayratne

Staff present:

Rochelle Anderholm-Parsch, Parks & Recreation director

Tiana Rundell, Parks & Facilities manager

John Wallace, Center Manager

Chelsea Jarvis, Executive Assistant

CHANGES TO THE AGENDA

PUBLIC COMMENT

The Board chair will call on you when it is your turn to speak. You will have 3 minutes.

CONSENT AGENDA

1. Approval of Minutes

Motion to approve the minutes.

Motion made by Aultman, Seconded by Gale.

Voting Yea: Aultman, Gale, Robertson, Seigal, Toogood

NEW BUSINESS

2. This will be an overview of the Council Goals for the Parks & Recreation Department.

Rochelle presents a powerpoint presentation.

Will mentions that the Jim Slagel trail needs work. Rochelle notes this.

A question is asked about the difference between tickle creek trail and trail enhancements.

Ryan agrees with the department's goals.

Don would like another goal to be added- he would like to see the department pursue the SDC and FIL increase per Resolution 2023-11. He also feels the majority of the other goals listed would be benefited by these increases. Board members agree with him. Don thinks this should be a priority level 1. Rochelle adds this into the goals.

Motion: I move to acknowledge the Parks and Recreation Department's FY 2023-2025 achievements and approve the proposed FY 2025-2027 goals as amended.

Motion made by Aultman, Seconded by Gale.

Voting Yea: Aultman, Gale, Robertson, Seigal, Toogood

OLD BUSINESS

STAFF UPDATES

John's Updates:

The Tree lighting was November 22nd. There was a planned flash mob that took place. We estimate about a 1000 people were there.

The Winterfest event pet pictures with the Grinch had about 300 people attend, even though the weather wasn't great.

Jolly Trolley has 2 dates remaining and upcoming events are Estampa/Santa, the stocking stroll, shortest day walkway, and holiday happy hour.

There are approximately 265 kids signed up for Mountain Storm basketball.

Speakers and an announcement system were added to Meinig park to help with the Winterfest events.

There are local groups participating on Jolly Trolley nights to hand out refreshments.

Tiana's Updates:

The Parks team spent about 480 hours decorating the park for Winterfest. There are around 33,000 lights this year.

With the opening of the new park, staffing has been redistributed.

Sandy Bluff has an otter in the pond.

Rochelle's Updates:

New parks Board members will begin in January. This meeting with focus on Park Rules.

ADJOURN

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Item # 1.

2025-2027 Parks & Recreation Draft Goals

Goal	Allocate Funds FY 23'-25'	Funding Needs FY '25-'27	Funding Source	PTAB Priority Recommendation
Deer Pointe Construction	\$1.5M	Roll over from '23-'25	SDC's	P1
Meinig Park Renovation	\$200,000	Phase 1 Estimate \$2.0M-\$4.0M	SDC's/LGGP Grant	P1
<i>**Parks SDC & Fee-in-Lieu Implementation as adopted in the Resolution 2023-11</i>			<i>**Implementation of Resolution 2023-11</i>	<i>**P1</i>
1 FTE Parks Maint.	\$0	\$75,000 (include benefits)	GF	P1
1 FTE Facilities Lead	\$0	\$93,000 (include benefits)	GF	P1
Tickle Creek Planning & Restoration	\$0	\$490,691.76 (submitted Grant Request / ODF)	Grant	P2
Future Park Land Acquisition	\$1.5M	Roll over '23-'25 \$1.5M	FIL Fund	P2
Trail Const. / Enhancements <i>**PTAB = Jim Slagle Emprovements/erosion, and lower Sandy River Trail</i>	\$68,000	\$100,000 estimate	Grants/GF/partnership	P3
OTSD School IGA	\$0	\$0	partnership	P3
AQ Programs	\$15,000	\$15,000	GF/Trustee Acct.	P3
Winterfest Expansion	\$100,000	\$75,000 GF \$25,000 Fundraising	GF/Fundraising	P3

Key

P1 = Priority 1

P2 = Priority 2

P3 = Priority 3

****** = Goal added by PTAB

GF = General Fund

FIL = Fee-in-Lieu

LGGP = Local Govt. Grant Prog

To Note:

Although goals are ranked by priority (1, 2, 3), this does not imply one is more important than another. The ranking reflects factors such as available funding and current projects. By having a vetted list of priorities, the department is guided in focusing efforts on what to accomplish first, with the ultimate goal of addressing all listed priorities within the next two years.

There is also an understanding that these goals may evolve based on the Council's goals.

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STAFF REPORT

Meeting Type: Parks and Trails Advisory Board
Meeting Date: January 8, 2025
From: Rochelle Anderholm-Parsch, Parks and Recreation Director
Subject: Review and Recommendation on Revised and Updated Park Rules

DECISION TO BE MADE:

Whether to recommend adoption of the revised and updated Parks Rules as presented.

PURPOSE / OBJECTIVE:

To provide the Parks and Trails Advisory Board with an overview of the proposed updates to the Parks Rules and to seek their review, input, and recommendation on whether to accept the revised rules.

BACKGROUND / CONTEXT:

The Sandy Municipal Code (SMC) establishes the foundation for park rules within the city. The last update to the Parks Rules was adopted in 2016 under Ordinance No. 2016-09, which prohibited the use of all tobacco products, smoking, and vaping within Sandy parks, open spaces, and Centennial Plaza.

Prior to the 2016 update, significant revisions included:

- 2006: Prohibition of depositing materials into public water features.
- 2008: Addition of Chapter 8.35, prohibiting camping in public parks.

Since 2016, Sandy's park system has experienced significant growth, including the addition of new amenities and the formal establishment of the Parks and Recreation Department in 2021. With these developments, the department has gathered input from park patrons, staff, public reports, and the Sandy Police Department to ensure the rules remain relevant and enforceable. Additionally, research has been conducted on how other jurisdictions create and enforce park rules to guide these updates.

The proposed revisions have been reviewed by the Sandy Police Department and the City Attorney to ensure consistency with local and state regulations and enforcement feasibility.

KEY CONSIDERATIONS / ANALYSIS:

- **Updates Reflecting Current Usage:** The revised rules incorporate feedback from the public, police, and parks staff to address contemporary park use and emerging issues.
- **Enforceability:** The updates aim to enhance clarity and ensure enforceability for the Sandy Police Department.
- **Tracking Changes:** For ease of review, proposed additions are highlighted in red text, while deleted language is struck through. Black text indicates unchanged rules that will remain.
- **Role of the Parks Board:** The Parks Board's role is to review the proposed revisions, provide input, and make a recommendation to Council on whether to accept the updated rules as presented.

BUDGET IMPACT:

Minimal budgetary impact is anticipated. Any costs associated with implementing the revised rules (e.g., updated signage) will be absorbed within the current Parks and Recreation Department budget.

RECOMMENDATION:

Staff recommends that the Parks and Trails Advisory Board review the proposed Parks Rules revisions and provide a recommendation for adoption to the City Council.

SUGGESTED MOTION LANGUAGE:

"I move to recommend that the City Council adopt the revised Parks Rules as presented."

LIST OF ATTACHMENTS / EXHIBITS:

1. Proposed Revised Parks Rules Document
2. Current Park Rules
3. Ordinance No. 2016-09_Smoke-free parks.fin NE
4. Ordinance 2006-11 Bubbles Bill
5. Ordinance 2008-08 Parks Rules

City of Sandy

Park Rules & Regulations

The following rules and regulations governing the use of the public parks in the city are adopted:

SECTION I: AUTHORITY

As authorized by the Sandy Municipal Code, the City Council establishes these rules to ensure the reasonable use and enjoyment of Park Property, prevent damage, ensure public safety, facilitate orderly administration, and protect the City from unnecessary liability or expenses

SECTION II: DEFINITIONS

- **Animals:** Refers to domestic pets, livestock, or wildlife. Includes all creatures, such as dogs, cats, horses, birds, fish, and other species, that may be brought into or found within park property.
- **Amplified Music:** Sound produced using electronic devices such as microphones, amplifiers, or speakers to increase volume or project audio over a large area. Amplified music is typically used for events, performances, or announcements and may be subject to specific noise ordinances or permits within park property.
- **Commercial Use:** Any activity conducted for profit or financial gain.
- **Crimes (ORS 161.515):** A crime is an offense for which a sentence of imprisonment is authorized. A crime is either a felony or a misdemeanor.
- **Designated Areas:** Specific zones or facilities within park property that are identified for particular uses, such as dog parks, picnic shelters, or recreational trails. Use of these areas must align with posted rules and regulations.
- **Director:** The City Manager's designee responsible for administering the Parks and Recreation Department.
- **Exclusion:** Removal or banning of individuals from Park Property due to violations of park rules or regulations.
- **Hazardous Materials:** Substances that pose a risk to health, safety, or the environment, including but not limited to fireworks, explosives, pesticides, and other chemicals prohibited on park property under these rules.
- **Multi-Purpose Trail:** Trails designed for a variety of uses, including walking, biking, and running.
- **Camp:** Shall be defined as set forth in SMC 8.35.

- **Park Property:** All public parks, recreational facilities, trails, open spaces, and special use areas owned, managed, or operated by the City of Sandy.
- **Permits:** Official authorizations required for specific activities or events in parks, such as special events, commercial use, shelter reservations, or activities like amplified sound and drone use. Permits ensure safety, compliance with rules, and orderly use of public spaces.
- **Picnic Shelter:** Covered facilities available for public use or rental.
- **Recreational Trail:** A path or route within park property designated for activities such as walking, biking, or jogging, which may include soft-surface trails or multi-purpose trails as defined elsewhere.
- **Soft-Surface Trail:** Natural or compacted gravel trails, suitable for non-motorized uses such as walking and jogging.
- **Special Event:** An organized activity or gathering in a park, including but not limited to festivals, performances, tournaments, or private functions, requiring a permit due to its size, impact, or need for exclusive use of park facilities.
- **Special Use Areas:** Specialized or single-purpose recreational areas that may include facilities such as skate parks, dog parks, or historic sites. These areas cater to specific recreational needs and interests within the community.
- **Stage/Amphitheater:** Areas designed for public performances and events.
- **Trespassing:** Unauthorized presence on Park Property.

SECTION III: GENERAL PARK RULES

Rule 1. Protection of Park Property:

- A. No person shall dig up, cut, break, remove or deface any building, structure, sign, bush, tree, land, or plant belonging to or growing within a public park in the city without written permission from the city. Chalk is considered defacing city assets. The use of chalk, confetti, silly string, water balloons, or any other substances that mark, damage, or alter surfaces—including pavements and structures—is prohibited and classified as vandalism. Any debris left behind from these activities is considered littering and is subject to enforcement actions.
- B. It is prohibited for any person to remove, destroy, break, injure, mutilate or deface in any way any structure, monument, statue, vase, fountain, wall, fence, railing, vehicle, bench, tree, shrub, plant, flower or other property in any Park Property.

Rule 2. Use of Firearms and Explosives:

No person shall discharge any destructive weapon, firearm, firecracker, torpedo or fireworks, or throw or place upon the ground any lighted match, cigar or any burning substance in any public park in the city. **It is prohibited for a person to discharge fireworks, firecrackers or explosives of any kind in Park Property unless authorized to do so by the Director. No person shall have in their possession any loaded firearm in any public park in the city, except persons specifically authorized by ORS 166.173(2).**

Rule 3. Fires.

- A. **It is prohibited for any person to build campfires, or fires of any type, in Park Property, except that in areas where barbecue pits or fireplaces are provided, fires may be built so long as they are contained within the provided facilities. Portable barbecues are allowed in designated areas in conjunction with a picnic shelter rental or special event application .**
- B. **Portable grills and heaters are permitted; however, only propane gas barbecues are allowed. Open flames, including portable gas fire pits, real fire pits, and charcoal grills, are prohibited. Each party or rental is limited to one propane gas barbecue unless additional units are authorized through a special event permit.**

Rule 4. Motorized Vehicle

Use of motorized vehicles (exclusive of wheelchairs) is prohibited in city parks. Exceptions include special events for the purpose of loading and unloading, emergency vehicles and service vehicles used by the city.

Rule 5. Non-Motorized Vehicles.

- A. **It is prohibited for any person to use any rolling device such as a bicycle, skateboard, scooter, inline skates, etc., in a manner that may cause potential harm to other people, pets, wildlife or park property, or on any sports fields, tennis courts, playgrounds or off-leash areas, or other areas reserved for special events**
- B. **~~Rule 11~~—Use of bicycles, skates, skateboards and other non-motorized, wheeled vehicles *are* allowed in designated areas only. Use is not permitted on any brickwork, ornamental surface, picnic table, tennis court, basketball court, fountain area, wading pool, planter, or sculpture located on public grounds.**
- C. **Class 1 E-bikes are allowed only on the Jump Line and Pumptracks; their use is prohibited in all other areas of Cedar Park and all other parks. All other motorized vehicles (combustible & throttle) are prohibited inside Cedar Park and all other parks except as provided herein.**

Rule 6. Horseback riding is prohibited in city parks unless otherwise posted.

~~*Rule 7.* Dogs in city parks must be on leash unless otherwise posted.~~

~~*Rule 8.* All persons using the park shall at all times obey all lawful orders of any police officer or lifeguard who may be stationed therein.~~

Rule 7. Alcohol and Smoking

~~*A. Rule 9.* The drinking or possession of intoxicating beverages is allowed only by OLCC permit, special events permit (including rental of facilities through the city) or other permitted activity. Permits issued, allow only for the consumption and possession of beer and wine by adults 21 years or older. All sales of alcohol are prohibited unless authorized by OLCC permit. The city manager may impose such conditions upon such events, and require such financial security in connection therewith, so as to assure that such events are conducted in a safe manner and consistent with the use of parks by the public. All drinking of intoxicating beverages in the Sandy River Park is prohibited.~~ **The possession or consumption of alcoholic beverages in parks is prohibited unless expressly authorized by a valid OLCC permit and a City-issued Special Event Permit or other approved permit. In all cases, only individuals aged 21 or older are permitted to possess or consume alcohol. Permits, excluding those for City-sanctioned events, allow only the possession and consumption of beer and wine. The sale of alcohol is prohibited unless specifically authorized by an OLCC permit. The City Manager (or designee) may impose conditions and require financial security to ensure events are conducted safely and in accordance with public park use. Alcohol consumption or possession is strictly prohibited in Sandy River Park under all circumstances.**

~~*B. Rule 17.* It is prohibited for any person to use tobacco, smoke or vape any substance within any **Park Property or Special Use Area** ~~City Park and designated open space.~~~~ **This Areas includes, but are is not limited to, playgrounds, restrooms, spectator areas, picnic shelters, concession stands, parking lots, athletic fields, aquatic areas and trails.**

Rule 8. Littering/ Dumping Trash in Parks

- A. It is prohibited for any persons to enter any Park Property with straw, dirt, chips, paper, shavings, shells, ashes, swill or garbage or other rubbish or refuse or debris that has originated outside the park, for the purpose of disposing of any of the rubbish, refuse or debris in the park, except for the disposal of garbage or**

refuse that results from the normal use of the park for recreational or other lawful purposes.

- B. ~~Rule 10.~~ All refuse, papers and rubbish shall be placed in refuse/recycling containers provided for that purpose, and everyone who uses park facilities shall keep them and the premises clean, so as to leave them in orderly condition for the next user.
- C. ~~Rule 13.~~ No person shall deposit into a public water feature bubbling agents or dyes, or any objects or substances that would harm or hinder its function or endanger public safety. Materials used in the course of maintenance or operations by city staff or contractors are ~~accepted~~ **excepted**.

Rule 9. Feeding of Animals.

It is prohibited for any person to leave, place or distribute foodstuffs of any kind or nature in any park, with an intent to feed livestock or wildlife; provided, this section shall not apply to the feeding of livestock or wildlife by Parks & Recreation Department personnel.

Rule 10. Disturbing or Harming Animals, Birds, and Fish.

It is prohibited for any person to use any weapon, stick, stone, or missile of any kind or otherwise to destroy, injure, disturb or molest any wild or domestic animal, fowl, or fish within the limits of a park. ~~Rule 14.~~ No person shall hunt, pursue, trap, kill or disturb any animal, or its habitat, in a park. /

Rule 11. Amplified sound rule.

With the exception of City-approved and/or sponsored special events, no person shall cause or allow amplified sound to be played in a Park Property at a volume that can be heard more than 50 feet from its source without a permit. Additionally, amplified sound must not disrupt the enjoyment of the park by other users, even if it remains within the park boundaries. These restrictions aim to balance individual enjoyment with the collective experience of all park visitors..

Rule 12 .Engaging in Criminal Activity.

It is prohibited for any person to engage in a criminal activity while on Park Property.

Rule 13. Fishing, Hunting and Bathing.

It is prohibited for any person to fish, wade, swim or bathe in any Park Property where signs have been posted prohibiting these activities. No person shall hunt on Park Property.

Rule 14. Hazards and Nuisances.

It is prohibited for any person to use a slingshot, javelin, shot put, discus, golf equipment or archery equipment, in or upon any Park Property, except that any of the above equipment or devices may be used in areas specifically designated or provided for that particular use. It is also prohibited for any person to use equipment or engage in behavior in a park in a manner that may be hazardous or a nuisance to others or property.

Rule 15. Mutilation of Park Notices.

It is prohibited for any person to injure, deface or destroy any notice of the rules and regulations for the government of the parks, which have been posted by order or permit from the Director.

Rule 16. Pesticide Use in Park Property.

It is prohibited for any person to use pesticides, herbicides or any other chemicals in or on Park Property except as authorized by the Director.

Rule 17. Public Art.

It is prohibited for any person to remove, deface or in any way injure or damage any work of art, statue, monument, memorial tablet or plaque, fountain or any other ornamental structure in any Park Property.

Rule 18. Signs.

- A. Except as provided for in subsection 18B. and 18C., it is prohibited for any person to place any structure, sign, bulletin board or other device of any kind, or to erect any post or pole or attach any notice, bill, poster, sign, wire, rod or cord on any tree, shrub, fence railing, fountain, wall, post, vase, statue, bridge, monument or other structure in any Park Property.
- B. The City Manager or Director, by a written permit, may allow the erection of a temporary decoration, sign or advertising device on occasions of public celebration, holidays or activities of civic importance.
- C. Park Signs may be installed by the City.

Rule 19. Structures in Parks.

- A. Unless authorized in writing from the Director, and subject to the terms of a permit, if required, it is prohibited to excavate for, to erect or install, or to do any act as part of or commencement of excavation, erection or installation for, a permanent or temporary structure or facility in or on any Park Property.

- B. This section shall not be deemed to prohibit the erection of permanent or temporary covering or shelter in places designated for such purposes and subject to park regulations applicable to such designated places.

Rule 22. Trail Use.

It is prohibited to alter or demolish existing or build new trails without written approval from the Director. Horses are allowed only on designated trails where posted.

Rule 23. Trespassing.

It is prohibited for any person, except an authorized City employee in the performance of duties or other person duly authorized pursuant to law, to enter any area that has been designated and posted as a "No Admittance" or "No Trespassing" area, or to enter any Park Property at any time the Park Property is posted as being closed to the public.

Rule 24. Protection and Handling of Park Vegetation and Property.

It is prohibited for any person other than Parks and Recreation Department personnel to bring upon any Park Property or possess while therein, any tree, shrub, or plant or any newly-plucked branch or leaf or tree, shrub or plant, unless authorized by the Parks and Recreation Department.

Rule 25. Animals Running At Large.

It is prohibited for any person to permit any dog, other pet or livestock in any area of Park Property designated and posted by the City Manager or Director as a game refuge, sanctuary or reserve, or to permit such dog or other pet to molest or disturb wildlife therein or the nest or breeding place of any such wildlife, or to permit any dog or other pet to enter any other area that the City Manager or Director has posted as a place prohibited to animals .

Rule 26. Domestic Animals in Parks.

- A. Dogs and other domestic animals are not allowed on Park Property unless leashed and controlled by the owner or keeper at all times, except in areas designated by sign as "off leash."
- B. Owners or keepers must promptly remove excrement or other solid waste deposited by the animal.
- C. No grooming of pets on park property.
- D. All dogs on Park Property that have a set of permanent canine teeth must be licensed and current in vaccinations. The owner or keeper of the dog shall be found in violation of this rule if the dog is not wearing its collar and vaccination tag.
- E. Dogs and other domestic animals are not allowed on Athletic Fields unless authorized by the Director.

- F. It is prohibited for any person to allow any animal in his or her custody or control to annoy, molest, attack or injure any person or animal in Park Property.
- G. No person shall tie up any animal in his or her custody or control and leave such animal unattended on Park Property.

Rule 27. Parking/Use of Parking Areas.

- A. Use of parking areas on Park Property is restricted to users of the associated park.
- B. It is prohibited for any person to operate or park a motor vehicle in any Park Property outside of the designated parking area without written approval from the Director.
- C. It is unlawful for a person to leave a motor vehicle parked in any parking area overnight or during any time the Park Property is closed without written approval from the Director. This rule does not apply to City maintenance or public works vehicles or those of contractors authorized by the City to perform work in a Park Property.
- D. Speed Limit. It is prohibited to ride, propel, drive or direct any motorized vehicle over any street, drive or parkway in any Park Property in excess of 15 miles per hour when no speed limit is posted, or in excess of any posted speed limit.

Rule 28. Prohibited Camping in City of Sandy Parks (SMC 8.35)

- A. No Camping in Parks or Trails: Camping is prohibited in all City of Sandy parks, trails, and areas designated as parks and open space (POS) unless expressly authorized under Sandy Municipal Code Chapter 8.35.

SECTION IV: CODE OF CONDUCT:

1. Disorderly conduct within park property will be addressed in accordance with ORS 166.025, which will be enforced as applicable. Specific provisions of this statute are not reiterated here but will be applied to ensure public safety and order. ~~Rule 3. No person shall, within the limits of any public park within the city, threaten, harass or abuse another person or otherwise engage in any disorderly conduct.~~
2. Use of mobile devices or cameras in restrooms and changing areas is prohibited.
3. No person shall organize, conduct or participate in any tournament, camp, or scheduled activity that requires exclusive use of all or a substantial portion of a Park Property without prior authorization from the Director. Any scheduled Parks & Recreation activity has priority use of Park Property.
4. Sexually explicit material shall not be displayed in view of minors.

5. Artwork, displays or performances must be approved in writing by the Director and stationed so as to minimize disturbance to those wishing to avoid such displays and/or performances, minimize congestion, and promote the flow of foot traffic through the Park Property. All displays must be placed in areas designated for that purpose.
6. It is prohibited to urinate or defecate on Park Property except in restroom receptacles or portable toilets provided for that purpose
7. All visitors must comply with any rules or regulations specifically posted within individual parks or park areas. These park-specific rules are supplemental to the general park rules and are enforceable as part of the City's park regulations.

SECTION V: PERMITS AND APPROVALS FOR PUBLIC PARKS & OPEN SPACES

1. ~~Rule 15.~~ Any person or group desiring to reserve any portion of a public park for picnics or social functions shall make a ~~written application therefore~~ **rental request or special event application** to the city manager (**or designee**) at least ~~one~~ **two** weeks prior to the event. ~~An application fee may be required for certain parks and/or areas.~~ **A rental fee and application fee shall be required unless a waiver is granted by the City Manager or their designee.** The **city manager (or designee)** may impose such conditions upon such events, and require such financial security in connection therewith, so as to assure that such events are conducted in a safe manner and consistent with the use of parks by the public. **The City reserves the right, at its sole discretion, to approve or deny the use of public spaces, including shelter and gazebo rentals, for any reason it deems necessary to ensure public safety, compliance with park regulations, or the appropriate use of City property**
2. ~~Rule 12.~~ Written permission by the city council **City Manager (or designee)** is required for organized, promoted special events in city parks. Approval may include modifications to park rules.
3. ~~Rule 16.~~ No person shall engage in, sponsor or conduct: fighting, boxing, wrestling or similar forms of mutual combat in a public park. However, boxing and wrestling matches and exhibitions that are regulated and licensed by the Oregon State Boxing and Wrestling Commission; or boxing and wrestling conducted by organizations identified in ORS 463.210 as exempt from the licensing and bonding provisions or ORS Chapter 463, may be held in public parks upon the approval of the city manager. The city manager may impose such conditions upon such events, and require such financial security in connection therewith, so as to assure that such events are conducted in a safe manner and consistent with the use of parks by the public.

4. Commercial Use and Events Activity. It is prohibited for any person to engage in any commercial activity in a Park Property except as approved by the Director pursuant to a reservation of park facilities or vendors for City-sponsored events that provide services pursuant to a contract with the City.
5. It is prohibited for any person to solicit, sell or peddle any goods, services, wares, merchandise, liquids or edibles for human consumption in any Park Property, except by permit issued by the City Manager or the Director.
6. Geocaching containers must be clearly labeled as "Official Geocache" before placement on any Park Property and require prior written approval from the Parks and Recreation Director.
7. Use of metal detectors in Park Property is prohibited without written approval from the Director or designee.
8. Operation of motorized models, planes and drones is prohibited in Park Property without written approval from the Director or designee.
9. Persons issued special use permits as listed below for events on Park Property must abide by all park rules and regulations, and all applicable ordinances. The permit holder shall be liable for any loss, damage or injury sustained by any person using Park Property pursuant to the permit. The Director may revoke a permit upon finding of violation of any rule, regulation or ordinance, or for other cause.
 - a. Commercial Photo Shoot Permit.
 - i. One Day Photo Shoot Permit.
 - ii. Annual Parks Photo Pass Permit.
 - b. Facility Reservations/Use of Park Facilities Permit.
 - c. Film/ Video Shoot Permit.

SECTION VI: PARK HOURS AND CLOSURE

1. Parks are open from 6:00 AM to 10:00 PM, except during special events or with prior City approval. Jonsrud Viewpoint exceptions apply for special weather events or exceptional photo opportunities subject to City discretion. Hours may be extended by special permit and written approval from the Director or designee.

Rule 4:

~~All public parks belonging to the city shall be open to the public at dawn and shall be closed and visitors excluded therefrom after dusk each day. Exceptions: Jonsrud viewpoint during special weather events or or exceptional photo opportunities. Additional special exceptions can be made by the city.~~

2. Discretionary Closures.

- A. Any part or all of a Park Property or athletic field may be closed to the public by the following persons for the following reasons:
 - a. The Fire Marshal may order a closure if the Marshal believes continued public use could create or exacerbate a fire hazard.
 - b. The Director may order a closure if the Director believes that construction activity or other condition on the property creates a risk of harm to the public, or believes that public use would create a risk of harm to Park Property or natural areas.
 - c. The City Manager may order a closure if the Manager believes that closure is in the best interests of the City.

SECTION VII: ENFORCEMENT

1. Unless otherwise indicated, the park rules and offenses apply to all Park Property within the City of Sandy and along the Sandy River regardless of the extent to which such park has been altered or improved. Violation of any of the provisions of this chapter is a Class A infraction.
2. The Director, or designee, as well as any peace officer, as defined in Oregon law, are vested with authority to enforce these rules and regulations and to:
 - A. Issue a citation as provided by City Code or Oregon law to any person who violates any provision of the rules.
 - B. When authorized by law, seize from any persons property that is being used or left in violation of these rules.
 - C. Refuse entry to a Park Property or program, or require a person to leave a Park Property or program.
3. No person shall refuse to leave any Park Property or program after being directed to leave by a peace officer, the Director, or the Director's designee.
4. No person shall interfere with any Parks & Recreation Department personnel enforcing these policies and regulations.
5. The Director shall have the authority to issue special use permits, or to grant exceptions or waivers to any of the terms of the rules and regulations for authorized events and activities.
6. These rules and regulations shall be filed with the City Recorder and available for public inspection at any time. Additional copies of the rules and regulations, or portions thereof, may be distributed by the Parks & Recreation Department or posted at Park Property.

(Ord. No. 9-77, § 1, 1977; Ord. No. 98-17, 1998; Ord. No. 2006-11; Ord. No. 2008-08, § 1, 2008; Ord. No. 09, 2016)

City of Sandy

Park Rules & Regulations

The following rules and regulations governing the use of the public parks in the city are adopted:

- *Rule 1.* No person shall dig up, cut, break, remove or deface any building, structure, sign, bush or plant belonging to or growing within a public park in the city without written permission from the city.
- *Rule 2.* No person shall have in his possession or discharge any destructive weapon, firearm, firecracker, torpedo or fireworks, or throw or place upon the ground any lighted match, cigar or any burning substance in any public park in the city.
- *Rule 3.* No person shall, within the limits of any public park within the city, threaten, harass or abuse another person or otherwise engage in any disorderly conduct.
- *Rule 4.* All public parks belonging to the city shall be open to the public at dawn and shall be closed and visitors excluded therefrom after dusk each day. Special exceptions can be made by the city.
- *Rule 5.* Use of motorized vehicles (exclusive of wheelchairs) is prohibited in city parks. Exceptions include special events for the purpose of loading and unloading, emergency vehicles and service vehicles used by the city.
- *Rule 6.* Horseback riding is prohibited in city parks unless otherwise posted.
- *Rule 7.* Dogs in city parks must be on leash unless otherwise posted.
- *Rule 8.* All persons using the park shall at all times obey all lawful orders of any police officer or lifeguard who may be stationed therein.
- *Rule 9.* The drinking or possession of intoxicating beverages is allowed only by OLCC permit, special events permit (including rental of facilities through the city) or other permitted activity. Permits issued allow only for the consumption and possession of beer and wine by adults 21 years or older. All sales of alcohol are prohibited unless authorized by OLCC permit. The city manager may impose such conditions upon such events, and require such financial security in connection therewith, so as to assure that such events are conducted in a safe manner and consistent with the use of parks by the public.
- All drinking of intoxicating beverages in the Sandy River Park is prohibited.
- *Rule 10.* All refuse, papers and rubbish shall be placed in refuse/recycling containers provided for that purpose, and everyone who uses park facilities shall keep them and the premises clean, so as to leave them in orderly condition for the next user.
- *Rule 11.* Use of bicycles, skates, skateboards and other non-motorized, wheeled vehicles is allowed in designated areas only. Use is not permitted on any brickwork, ornamental surface, picnic table, tennis court, basketball court, fountain area, wading pool, planter, or sculpture located on public grounds.

- *Rule 12.* Written permission by the city council is required for organized, promoted special events in city parks. Approval may include modifications to park rules.
- *Rule 13.* No person shall deposit into a public water feature bubbling agents or dyes, or any objects or substances that would harm or hinder its function or endanger public safety. Materials used in the course of maintenance or operations by city staff or contractors are accepted.
- *Rule 14.* No person shall hunt, pursue, trap, kill or disturb any animal, or its habitat.
- *Rule 15.* Any group desiring to reserve any portion of a public park for picnics or social functions shall make a written application therefore to the city manager at least one week prior to the event. An application fee may be required for certain parks and/or areas. The city manager may impose such conditions upon such events, and require such financial security in connection therewith, so as to assure that such events are conducted in a safe manner and consistent with the use of parks by the public.
- *Rule 16.* No person shall engage in, sponsor or conduct: fighting, boxing, wrestling or similar forms of mutual combat in a public park. However, boxing and wrestling matches and exhibitions that are regulated and licensed by the Oregon State Boxing and Wrestling Commission; or boxing and wrestling conducted by organizations identified in ORS 463.210 as exempt from the licensing and bonding provisions or ORS Chapter 463, may be held in public parks upon the approval of the city manager. The city manager may impose such conditions upon such events, and require such financial security in connection therewith, so as to assure that such events are conducted in a safe manner and consistent with the use of parks by the public.
- *Rule 17.* It is prohibited for any person to use tobacco, smoke or vape any substance within any City Park and designated open space. Areas include, but are not limited to, playgrounds, restrooms, spectator areas, picnic shelters, concession stands, parking lots, athletic fields, aquatic areas and trails.

(Ord. No. 9-77, § 1, 1977; Ord. No. 98-17, 1998; Ord. No. 2006-11; Ord. No. 2008-08, § 1, 2008; Ord. No. 09, 2016)

ORDINANCE NO. 2016-09

AN ORDINANCE AMENDING CHAPTER 12.12 OF THE SANDY MUNICIPAL CODE TO PROHIBIT USE OF ALL TOBACCO PRODUCTS AND SMOKING AND VAPING OF ANY SUBSTANCE WITHIN SANDY PARK AND OPEN SPACE FACILITIES AND CENTENNIAL PLAZA

WHEREAS, the City believes children and adults engaging in outdoor activities at City-owned Parks are entitled to a tobacco and smoke-free environment; and

WHEREAS, butts, filters and other tobacco and smoking-related litter create additional maintenance requirements, diminish the beauty of parks and pose a risk to toddlers and wildlife due to possible ingestion; and

WHEREAS, the City desires to reduce potential fire hazard and improve the safety and livability of our community; and

WHEREAS, the City desires to provide healthy ecosystems that contribute to better air and water quality; and

WHEREAS, the proposed changes have been reviewed and approved by the Park Board; and

WHEREAS, the proposed amendment makes a change to city law,

NOW, THEREFORE THE CITY OF SANDY ORDAINS AS FOLLOWS:

Sandy Municipal Code Chapter 12.12 is amended as set forth to add Rule 17 to **12.12.010 Rules adopted:**

Rule 17. It is prohibited for any person to use tobacco, smoke or vape any substance within any City Park and designated open space. Areas include, but are not limited to, playgrounds, restrooms, spectator areas, picnic shelters, concession stands, parking lots, athletic fields, aquatic areas and trails.

THIS ORDINANCE IS ADOPTED BY THE COMMON COUNCIL AND APPROVED BY THE MAYOR THIS ___ DAY OF _____, 2016.

William King, Mayor

ATTEST:

Lisa Young, City Recorder

EXHIBIT A

Amendments to Title 12. Replace Title 12 in its entirety with the following:

Chapter 12.12 - Public Parks

12.12.005 Definitions. For the purposes of this chapter:

"Person" means any person, firm, corporation, but excluding those acting under direct authority of the city council.

"Public parks" means all property owned or controlled by the city, whether within or without the city limits, and operated for the use of the public for park purposes. (Ordinance 2008-08, 2008)

12.12.010 Rules adopted.

The following rules and regulations governing the use of the public parks in the city are adopted:

Rule 1. No person shall dig up, cut, break, remove or deface any building, structure, sign, bush or plant belonging to or growing within a public park in the city without written permission from the city.

Rule 2. No person shall have in his possession or discharge any destructive weapon, firearm, firecracker, torpedo or fireworks, or throw or place upon the ground any lighted match, cigar or any burning substance in any public park in the city.

Rule 3. No person shall, within the limits of any public park within the city, threaten, harass or abuse another person or otherwise engage in any disorderly conduct.

Rule 4. All public parks belonging to the city shall be open to the public at dawn and shall be closed and visitors excluded therefrom after dusk each day. Special exceptions can be made by the city.

Rule 5. Use of motorized vehicles (exclusive of wheelchairs) is prohibited in city parks. Exceptions include special events for the purpose of loading and unloading, emergency vehicles and service vehicles used by the city..

Rule 6. Horseback riding is prohibited in city parks unless otherwise posted.

Rule 7. Dogs in city parks must be on leash unless otherwise posted.

Rule 8. All persons using the park shall at all times obey all lawful orders of any police officer or lifeguard who may be stationed therein.

Rule 9. The drinking or possession of intoxicating beverages is allowed ONLY by OLCC permit, special events permit (including rental of facilities through the city) or other permitted activity. Permits issued allow only for the consumption and possession of beer and wine by adults 21 years or older. All sales of alcohol are prohibited unless authorized by OLCC permit. The city manager may impose such conditions upon such events, and require such financial security in connection therewith, so as to assure that such events are conducted in a safe manner and consistent with the use of parks by the public.

All drinking of intoxicating beverages in the Sandy River Park is prohibited.

Rule 10. All refuse, papers and rubbish shall be placed in refuse/recycling containers provided for that purpose, and everyone who uses park facilities shall keep them and the premises clean, so as to leave them in orderly condition for the next user.

Rule 11. Use of bicycles, skates, skateboards and other non-motorized, wheeled vehicles is allowed in designated areas only. Use is not permitted on any brickwork, ornamental surface, picnic table, tennis court, basketball court, fountain area, wading pool, planter, or sculpture located on public grounds.

Rule 12. Written permission by the city council is required for organized, promoted special events in city parks. Approval may include modifications to park rules. (Ord. 98-17, 1998: Ord. 9-77 § 1, 1977.)

Rule 13. No person shall deposit into a public water feature bubbling agents or dyes, or any objects or substances that would harm or hinder its function or endanger public safety. Materials used in the course of maintenance or operations by city staff or contractors are excepted. Ord. 2006-11.

Rule 14. No person shall hunt, pursue, trap, kill or disturb any animal, or its habitat.

Rule 15. Any group desiring to reserve any portion of a public park for picnics or social functions shall make written application therefore to the city manager at least one week prior to the event. An application fee may be required for certain parks and/or areas. The city manager may impose such conditions upon such events, and require such financial security in connection therewith, so as to assure that such events are conducted in a safe manner and consistent with the use of parks by the public.

Rule 16. No person shall engage in, sponsor or conduct: fighting, boxing, wrestling or similar forms of mutual combat in a public park. However, boxing and wrestling matches and exhibitions that are regulated and licensed by the Oregon State Boxing and Wrestling Commission; or boxing and wrestling conducted by organizations identified in ORS 463.210 as exempt from the licensing and bonding provisions or ORS Chapter 463, may be held in public parks upon the approval of the city manager. The city manager may impose such conditions upon such events, and require such financial security in connection therewith, so as to assure that such events are conducted in a safe manner and consistent with the use of parks by the public. (Ordinance 2008-08 §1, 2008)

Rule 17. *It is prohibited for any person to use tobacco, smoke or vape any substance within any City Park and designated open space. Areas include, but are not limited to, playgrounds, restrooms, spectator areas, picnic shelters, concession stands, parking lots, athletic fields, aquatic areas and trails.*

12.12.020 Trespass and exclusion from parks.

(A) In addition to other measures provided for violation of this code, or any of the laws of the state, any peace officer, as defined by ORS 133.005(3), as amended, or code enforcement officer may exclude any person who violates any provision of this code, any city ordinance, any laws of the state or any rule or regulation duly made and issued by the City Council from any city park for a period of not more than 30 days.

(B) Written notice shall be given to any person excluded from any city park. The notice shall specify the dates and places of exclusion. It shall be signed by the issuing party. Warning of the consequences for failure to comply shall be prominently displayed on the notice.

(C) A person receiving the notice may appeal to the Municipal Judge in accordance with 12.12.025 of this chapter to have the written notice rescinded or the period shortened. The appeal must be filed within 5 days of receipt of the exclusion notice, unless extended by the Municipal Judge for good cause shown.

(D) At any time within the 30 days, a person receiving an exclusion notice may apply in writing to the city manager for a temporary waiver from the effects of the notice. The city manager may grant a waiver if good cause exists. (Ordinance 2008-08 §2, 2008)**12.12.025 Appeal.**

(A) Appeal of an exclusion notice shall be to the municipal judge.

(B) Initiation of an appeal of an exclusion notice shall be filed within 5 days from the date of the exclusion notice with the municipal court clerk. The municipal judge may waive this requirement for good cause shown.

(C) The request for an appeal hearing shall be in writing and shall contain either a copy or a full and complete description of the notice of exclusion and a statement of the grounds upon which it is contended that the decision to exclude is invalid, unauthorized or otherwise improper.

(D) Upon receipt of a request for an appeal hearing, the municipal court clerk shall schedule a hearing before the judge within 14 days after receipt of the request. Notice of the hearing time and date shall be given to the person requesting the hearing and to the person issuing the exclusion notice.

(E) At the hearing, the judge may determine the matter without hearing upon the record. The judge may sustain, reverse or modify the exclusion notice appealed from in his or her judgment.

(F) The determination of the municipal judge is a quasi-judicial decision and is not appealable to the city council: appeals from any determination by the municipal judge shall be by writ of review to the Circuit Court of Clackamas County, Oregon as provided in ORS 34.010 through 34.100. (Ordinance 2008-08 §2A, 2008)

12.12.030 Violation-Penalty.

Any person who violates any of the provisions of this chapter shall be punished for each offense, upon conviction thereof, by a fine equivalent to a Class A Violation as listed in Oregon Revised Statutes, or by exclusion from city parks not to exceed 30 days, or by both such fine and exclusion. (Ordinance 2008-08 §3, 2008)

12.12.040 Criminal Trespass.

A person who knowingly violates an order of exclusion from city parks commits the crime of Criminal Trespass. (Ordinance 2008-08 §4, 2008)

ORDINANCE NO. 2008-08

AN ORDINANCE AMENDING SANDY MUNICIPAL CODE CHAPTER 12.12, PARK RULES, AND ADDING CHAPTER 8.35, CAMPING PROHIBITED.

The City of Sandy ordains as follows:

Section 1. Chapter 12.12 (Park Rules) of the Sandy Municipal Code as it is currently written is hereby repealed and replaced with a new Chapter 12.12 to read as follows:

Chapter 12.12 - Public Parks

12.12.005 Definitions. For the purposes of this chapter:

“Person” means any person, firm, corporation, but excluding those acting under direct authority of the city council.

“Public parks” means all property owned or controlled by the city, whether within or without the city limits, and operated for the use of the public for park purposes.

12.12.010 Rules adopted.

The following rules and regulations governing the use of the public parks in the city are adopted:

Rule 1. No person shall dig up, cut, break, remove or deface any building, structure, sign, bush or plant belonging to or growing within a public park in the city without written permission from the city.

Rule 2. No person shall have in his possession or discharge any destructive weapon, firearm, firecracker, torpedo or fireworks, or throw or place upon the ground any lighted match, cigar or any burning substance in any public park in the city.

Rule 3. No person shall, within the limits of any public park within the city, use or utter any profane, threatening, abusive or indecent language.

Rule 4. All public parks belonging to the city shall be open to the public at dawn and shall be closed and visitors excluded therefrom after dusk each day. Special exceptions can be made by the city.

Rule 5. Use of motorized vehicles (exclusive of wheelchairs) is prohibited in city parks. An exception for special events or the purpose of loading and unloading may be made through special permit by the city.

Rule 6. Horseback riding is prohibited in city parks unless otherwise posted.

Rule 7. Dogs in city parks must be on leash unless otherwise posted.

Rule 8. All persons using the park shall at all times obey all lawful orders of any police officer or lifeguard who may be stationed therein.

Rule 9. The drinking or possession of intoxicating beverages, other than beer and wine, is prohibited within any area of the city parks unless otherwise posted. There shall be no selling of alcoholic beverages within the parks.

Rule 10. All refuse, papers and rubbish shall be placed in refuse/recycling containers provided for that purpose, and everyone who uses park facilities shall keep them and the premises clean, so as to leave them in orderly condition for the next user.

Rule 11. Use of bicycles, skates, skateboards and other nonmotorized, wheeled vehicles is allowed in designated areas only. Use is not permitted on any brickwork, ornamental surface, picnic table, tennis court, basketball court, fountain area, wading pool, planter, or sculpture located on public grounds.

Rule 12. Written permission by the city council is required for organized, promoted special events in city parks. Approval may include modifications to park rules. (Ord. 98-17, 1998: Ord. 9-77 § 1, 1977.)

Rule 13. No person shall deposit into a public water feature bubbling agents or dyes, or any objects or substances that would harm or hinder its function or endanger public safety. Materials used in the course of maintenance or operations by city staff or contractors are excepted. Ord. 2006-11

Rule 14. No person shall hunt, pursue, trap, kill or disturb any animal or bird, or its habitat.

Rule 15. Any group desiring to reserve any portion of a public park for picnics or social functions shall make written application therefore to the city manager at least one week prior to the event. An application fee may be required for certain parks and/or areas.

Rule 16. No person shall engage in, sponsor or conduct: fighting, boxing, wrestling or similar forms of mutual combat in a public park. However, boxing and wrestling matches and exhibitions that are regulated and licensed by the Oregon State Boxing and Wrestling Commission; or boxing and wrestling conducted by organizations identified in ORS 463.210 as exempt from the licensing and bonding provisions or ORS Chapter 463, may be held in public parks upon the approval of the city manager. The manager may impose such conditions upon such events, and require such financial security in connection therewith, so as to assure that such events are conducted in a safe manner and consistent with the use of parks by the public.

12.12.020 Trespass and exclusion from parks.

(A) In addition to other measures provided for violation of this code, or any of the laws of the state, any peace officer, as defined by ORS 133.005(3), as amended, or code enforcement officer may exclude any person who violates any provision of this code,

any city ordinance, any laws of the state or any rule or regulation duly made and issued by the City Council from any city park for a period of not more than 30 days.

(B) Written notice shall be given to any person excluded from any city park. The notice shall specify the dates and places of exclusion. It shall be signed by the issuing party. Warning of the consequences for failure to comply shall be prominently displayed on the notice.

(C) A person receiving the notice may appeal to the Municipal Judge in accordance with 12.12.025 of this chapter to have the written notice rescinded or the period shortened. The appeal must be filed within 5 days of receipt of the exclusion notice, unless extended by the Municipal Judge for good cause shown.

(D) At any time within the 30 days, a person receiving an exclusion notice may apply in writing to the city manager for a temporary waiver from the effects of the notice. The city manager may grant a waiver if good cause exists.

12.12.025 Appeal.

(A) Appeal of an exclusion notice shall be to the municipal judge.

(B) Initiation of an appeal of an exclusion notice shall be filed within 5 days from the date of the exclusion notice with the municipal court clerk. The municipal judge may waive this requirement for good cause shown

(C) The request for an appeal hearing shall be in writing and shall contain either a copy or a full and complete description of the notice of exclusion and a statement of the grounds upon which it is contended that the decision to exclude is invalid, unauthorized or otherwise improper.

(D) Upon receipt of a request for an appeal hearing, the municipal court clerk shall schedule a hearing before the judge within 14 days after receipt of the request. Notice of the hearing time and date shall be given to the person requesting the hearing and to the person issuing the exclusion notice.

(E) At the hearing, the judge may determine the matter without hearing upon the record. The judge may sustain, reverse or modify the exclusion notice appealed from in his or her judgment.

(F) The determination of the municipal judge is a quasi-judicial decision and is not appealable to the city council: appeals from any determination by the municipal judge shall be by writ of review to the Circuit Court of Clackamas County, Oregon as provided in ORS 34.010 through 34.100.

12.12.030 Violation-Penalty.

Any person who violates any of the provisions of this chapter shall be punished for each offense, upon conviction thereof, by a fine of not more than three hundred dollars,

or by exclusion from city parks not to exceed 30 days, or by both such fine and exclusion.

12.12.040 Criminal Trespass.

A person who knowingly violates an order of exclusion from city parks commits the crime of Criminal Trespass.

Section 2. Title 8 (Health & Safety) of the Sandy Municipal Code is hereby amended with the addition of Chapter 8.35, Camping Prohibited, as follows:

8.35.010 Camping Prohibited.

(A) It is unlawful to camp in or upon any sidewalk, street, alley, lane, public right-of-way, public park or any other place to which the general public has access

(B) “To camp” is defined as setting up or remaining at a campsite.

(C) “Campsite” is defined as any place where any bedding, sleeping bag or other sleeping matter, or any stove, or fire is placed, established or maintained, whether or not such a place incorporates the use of any tent, lean-to, shack or any other structure, or any vehicle or part thereof, for the purpose of maintaining a temporary place to live.

(D) It shall be an affirmative defense to this section that the individual charged had written consent of the person or other authority owning or entitled to possession of the location where the campsite was located.

THIS ORDINANCE IS ADOPTED BY THE COMMON COUNCIL AND APPROVED BY THE MAYOR THIS 21ST DAY OF APRIL 2008.

Linda K. Malone, Mayor

ATTEST:

Karen Evatt, City Recorder

ORDINANCE NO. 2006-11

AN ORDINANCE AMENDING CHAPTER 12.12 (PUBLIC PARKS) OF THE SANDY MUNICIPAL CODE BY ADDING A RULE PROHIBITING THE DEPOSITING OF MATERIALS INTO PUBLIC WATER FEATURES AND DECLARING AN EMERGENCY.

The City of Sandy ordains as follows:

Section 1. Section 12.12.010, Park Rules, is amended by adding thereto Rule 13:

Rule 13. No person shall deposit into a public water feature bubbling agents or dyes, or any objects or substances that would harm or hinder its function or endanger public safety. Materials used in the course of maintenance or operations by city staff or contractors are excepted.

Section 2. All remaining provisions of Section 12.12.010 of the Sandy Municipal Code are reaffirmed in their entirety.

Section 3. The immediate effectiveness of this Ordinance being necessary for the public health, welfare, and safety, an emergency is hereby declared and this Ordinance shall take effect upon its passage by the City Council.

THIS ORDINANCE IS ADOPTED BY THE COMMON COUNCIL AND APPROVED BY THE MAYOR THIS 20th DAY OF NOVEMBER, 2006.

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ATTEST:

Larry Stohosky, City Recorder