

**CHAPTER 24
PARKS ORDINANCE**

24.01 GENERAL RULES AND REGULATIONS.

(A) Definitions.

- (1) **A PARK** is defined to be any land owned or leased by the City and used for municipal park purposes.

(B) Conduct In Parks.

No person shall in any park:

- (1) Reserve any tables other than pavilions, for picnics or family reunions.
HISTORY: (Effective Date 03-27-85; -)
- (2) Intentionally damage, deface or destroy any tables, stoves, outdoor grills, drinking fountains, recreational equipment, bridges, or other equipment, machinery, structures or buildings of the City.
- (3) Pick or mutilate any flower - wild or domestic - or intentionally disturb any tree shrub, or another plant material.
- (4) Possess, transport or consume any alcoholic beverage.
- (5) Advertise by any means or method without the consent of the City Park Board.
- (6) Knowingly permit a dog, cat or any small domestic animal to enter or remain in the park unless said animal is properly restrained by a leash.
- (7) Discharge any firearms.
- (8) Throw, discard or leave any papers, litter, garbage or rubbish unless the same is deposited in containers furnished by the City for this purpose.
- (9) Plant trees, flowers, weeds or vegetable without the consent of the City Park Board.
- (10) Operate any motor vehicle, as defined in Chapter 14 (Vehicles and Traffic) of the General Ordinances of the City of Lapeer, in a manner which is prohibited by the provisions of said Chapter 14.
HISTORY: (Effective Date 03-27-85; -)

- (11) Operate or ride as a passenger on any motorcycle, motorbike, minibike, go-cart, snowmobile, or any other motorized vehicle, except in those areas expressly designated for these vehicles by the City Park Board.
- (12) Remain in, use or occupy any portion of any park between the hours of 10:30 p.m. and 6:00 a.m., unless he is part of an identifiable group of persons which has received prior written approval of the City Park Board to so remain in, use or occupy a portion of a park for a specified period of time between the hours set forth above.
- (13) Start a fire except in such places provided for that purpose by the City; and all fires shall be put out by the person starting the same before leaving the immediate vicinity of the fire.
- (14) Use or attempt to use any portion of the City Park System for which a special permit is required or has been obtained by another party, without a special permit, or refuse to surrender said portion of the park system to any person or group having a special permit for that portion of the park system, or refuse to surrender any portion of the park system to an authorized representative of the City Park Board.
HISTORY: (Effective Date 03-27-85; -)

24.02 PERMITS FOR SPECIALIZED USE OF PARK.

- (A) The City of Lapeer Park Board is hereby authorized to issue special permits for the exclusive use of any section of the City of Lapeer park system. The issuance of such special permits shall be governed by rules and/or procedure adopted by the Park Board. Any rules and/or procedure adopted by the Park Board for the issuance of special permits shall be consistent with this Chapter and the full use of the park system by the public. The rules and/or procedure adopted by the Park Board for the issuance of special permits shall be available at the Park and Recreation Department.
HISTORY: (Effective Date 03-27-85; -)
- (B) Applications for special permits under this Section shall be made on such forms as the Park Board may approve and shall be presented at the Lapeer City Park and Recreation Department. Any applications which the Park Board has determined, by its adopted rules, require approval at a regular meeting of the Park Board shall be filed at least seven (7) days prior to the regular Park Board meeting at which such application is to be considered. During such meeting, the applicant may appear in person, by attorney, or by an agent.
HISTORY: (Effective Date 03-27-85; -)
- (C) No special permit shall be granted if it appears that any of the purposes or

activities of the applicant will unreasonably interfere with the use of the remainder of the park by the general public; will be likely to damage the park or its facilities or any part thereof, will create a hazard to pedestrian or vehicular traffic; or will endanger or be likely to endanger the health, welfare, or safety of the public.

HISTORY: (Effective Date 03-27-85; -)

- (D)** Any applicant for a special permit which purposes the use of any portion of any park for a circus or carnival or other use which may generate substantial litter or refuse, shall be required to deposit as listed on the City of Lapeer Fee Schedule to cover the cost of any park clean-up and/or repairs by the City. Any portion of the deposit remaining after the clean-up and/or repairs shall be returned to the applicant and the applicant shall pay the difference, if any, between said deposit and the actual cost to the City for the clean-up and/or repairs.

HISTORY: (Effective Date 03-27-85; Intro 09-06-11, Adopt 09-19-11, Publication 09-22-11; -)

- (E)** Deleted

HISTORY: (Effective Date 03-27-85; -)

- (F)** Material evidence in support of this application before a majority of the Park Board; and any departments of the City and any interested citizens may also present any relevant and material evidence with reference to the granting or denial of the application. Written minutes of the hearing shall be made, but a transcript of exact testimony shall not be necessary. A majority of the Park Board present at the hearing shall render its decision within three (3) days of the conclusion of the hearing. If the application is denied, the applicant shall have twenty (20) days in which to appeal the decision of the Park Board to the Lapeer County Circuit Court, or to such other court as may be permitted by law or court rule to hear such an appeal.

Such appeal shall be on the record of the hearing.

HISTORY: (Effective Date of Amendment 11-5-75; -)