

ARTICLE 1. ULYSSES CITY LAKE AND PARKS

11-101. PURPOSE. It is the intent and purpose of this article to insure the conservation of public park lands, recreation areas, facilities and open space areas within the City of Ulysses, Kansas for the perpetual enjoyment of people of the City of Ulysses; to regulate activities within these areas consistent with the proper use and enjoyment of natural setting and park facilities; and to prevent any nuisances to the residents of the City of Ulysses, Kansas, in the use of such public park lands, recreational areas, and open space areas or in the enjoyment of private property adjacent to such areas. (Ord. 679, Sec. 1)

11-102. DEFINITIONS. (a) Park and/or Recreation Area: Any tract, parcel or piece of land presently owned or leased or hereafter owned or leased by the City of Ulysses, Kansas and designated by the City of Ulysses as a park or recreation area.

(b) Open Space Area: Any unimproved tract, parcel or piece of land presently owned or leased or hereafter owned or leased by the City of Ulysses, Kansas, which land shall be maintained primarily in a natural state or condition.

(c) Designated Area: Any part of a park or recreation area, or open space area identified as being set aside, designated, or prescribed for a particular use, purpose or activity.

(Ord. 679, Sec. 2)

11-103. PRESERVATION OF PROPERTY. No person, except those authorized by the City of Ulysses and conducting city business, shall construct or erect any building or structure of any kind whether permanent or temporary in character in any park, recreation or open space. No person shall run or string any public utility into, upon or across such land, except on written consent by the City of Ulysses. (Ord. 679, Sec. 3)

11-104. MOTOR VEHICLE REGULATION. It shall be unlawful:

(a) For the driver or owner of any vehicle to leave such vehicle unattended in a park or recreation area or open space when the driver or owner of such vehicle is not present except under emergency conditions.

(b) For the driver or owner of any vehicle to clean, wash, repair or do any work whatsoever on such private vehicles within a park, recreation area or open space, except emergency repairs.

(Ord. 679, Sec. 4)

11-105. ACTS PROHIBITED. It shall be unlawful for any person to:

(a) Offer for sale any article or thing, nor station or place any stand, cart or vehicle for the transportation, sale or display of any such article or thing except under the authority of the city administrator.

(b) Announce, advertise or call to the public attention in any way, any article or service for sale or hire.

(c) Post, paste, fasten, paint, write, draw, tack or affix any placard, bill, notice, sign,, advertisement or any inscription upon any structure, tree, stone, fence or enclosure within any park or recreation area or on public lands or highways or roads to any park, recreation area or open space area, except that the City of Ulysses, department of the parks may place information, identifying, or directional signs within such area.

(d) Solicitation for donation by groups or individuals are prohibited within parks, recreation areas and open space areas without written permission from the city clerk.

(Ord. 679, Sec. 5)

11-106. PARK OPERATING POLICIES. (a) Hours: Except for Frazier Park or for unusual or unforeseen emergencies, the parks, recreational areas and open areas shall be open to the public daily except where restricted hours of operation are posted at each park. Frazier Park will be open 24 hours a day for campers wanting to use the overnight facilities.

(b) Closed Areas: Any section or part of any park or facility within a park, recreation area or open space, may be declared closed to the general public at any time either temporarily or at regularly scheduled intervals. During such periods it shall be unlawful to enter upon or occupy such designated areas or portions thereof contrary to posted signs or regulations.

(c) Use of Facilities: Facilities and areas in city owned parks, recreation and open space areas shall be used for those purposes designated or implicit in their character. Any deviation from the appropriate use shall require permission from the city administrator or director of parks.

11-107. SAME; GROUP ACTIVITIES. A reservation shall be made to city hall before participating in the following activities:

(a) Any activity requiring or seeking exclusive use of any park or park facility such as the large group shelter or softball fields at Frazier Park.

(b) Any activity or use of a park or facility which amounts to a special activity or event not normal to every day park use and activity.

(c) Any activity or use of a park or facility by a group which will exceed 100 persons in number in attendance.

The purpose of this reservation is to determine priority of use on a "first come - first serve" basis, for a facility or park and to insure that adequate facilities are provided to accommodate the group wanting to use the park or facility. (Ord. 679, Sec. 6)

11-108. SAME; NON-EXCLUSIVE USE. Unless a reservation is obtained for the exclusive use of a park or facility, by any group, the use of any portion of the park areas, or facilities to the exclusion of other persons shall be unlawful and no person or group shall use such areas and facilities for any unreasonable length of time if the facilities are crowded. This is to include areas and facilities which have posted rules and maximum use time and all conditions under crowded conditions. (Ord. 679, Sec. 6)

11-109. SAME; RESERVATION HOLDERS. Persons or groups receiving valid permits for park use shall agree to abide by all park rules and regulations. The persons to whom a permit is issued shall be liable for any property loss or damage or injury sustained by any person whomever by reason of negligence of the person or group to whom such permit shall have been issued. (Ord. 679, Sec. 6)

11-110. FEES FOR EXCLUSIVE USE OF A PARK OR FACILITY. (a) A fee of \$50 per facility per day shall be charged for the exclusive use of a park or particular facility by a private promoter if a gate fee or admission price is charged to the spectators for viewing or participating in a certain program or activity that would not normally be open to the public at large. If no gate fee or admission price is charged, a \$50 damage deposit shall be put up in advance, to be refunded immediately if the park or facility is left in a reasonable manner. This will be determined by the director of parks. If damage should occur, as a result of the exclusive use by a private promoter and the total cost of repairs exceeds the damage deposit, the promoters shall be liable for the

remaining balance. All fees and damage deposits shall be paid and recorded at city hall by the city clerk.

(b) A fee of \$5 per recreational vehicle per night shall be charged for the use of the electrical hookups at Frazier Park. Advanced reservations will not be permitted. The time period for which the \$5 covers shall expire at 12:00 p.m. the following day. Any recreational vehicle that remains after this time is subject to another night's fee.

Campers are limited to a stay of no longer than 14 consecutive days. Upon completing seven to 14 days, the camping unit will not be readmitted to the park until a minimum of five days have elapsed. No recreational vehicle or other camping conveyance or equipment shall be left unattended for a period in excess of 12 hours.

(c) It shall be the responsibility of the director of parks or someone designated by him, to collect the fees and to deposit them with the city clerk.

(Ord. 679, Sec. 6; Code 1988)

11-111. **DESTRUCTION OF PROPERTY PROHIBITED.** The destruction or injury of any sign, guidepost or property of any kind is unlawful. This includes the peeling of bark, carving and chopping of trees, cutting branches, driving nails, digging ground from roots and the removal of trees, shrubs and plants, picking wild flowers and other injuries. (Code 1977, 11-102)

11-112. **DANGEROUS WEAPONS NOT ALLOWED.** (a) Except as provided in subsection (b), it shall be unlawful for any person to carry or have in his or her possession any firearm or dangerous weapon or to shoot or discharge the same within the limits of any city parks.

(b) The provisions of subsection (a) above shall not apply to duly authorized law enforcement officers in the performance of official duty.

(Code 1997)

11-113. **DESTRUCTIVE ACTS AND IMPROPER USE OF PARK PROHIBITED.** Throwing of tin cans, bottles, papers, junk or refuse of any kind on the ground or in the lake or the misuse and abuse of seats, tables and other park equipment is prohibited; and washing or the throwing of waste of any kind in or around the lake, or the use of woods as toilets or the use of toilets for bathhouses is prohibited. (Code 1977, 11-104)

- 11-114. FIRES. It shall be unlawful for any person to build or kindle any fire in any city park except in the ovens, stoves, or grills provided for that purpose by the city, and such fire must be extinguished by the person, persons or parties starting such fire, immediately after use thereof. (Code 1997)
- 11-115. DOGS. Dogs are prohibited from the park unless tied with chain, controlled on leash or confined to car. (Code 1977, 11-106)
- 11-116. SPEED LIMIT. No person shall operate a motor vehicle at a speed in excess of 25 miles per hour in the park, except where otherwise posted. (Code 1977, 11-107)
- 11-117. RESTRICTED AREAS. Camping, horseback riding or driving of automobiles or other vehicles on picnic grounds, children's playground, bathing beaches and areas posted against such traffic or use is prohibited. (Code 1977, 11-108)
- 11-118. CAMPING IN PARK. Persons are allowed to tent camp only in Frazier Park. Persons do not need a permit or to pay a fee to tent camp without electrical hookup for R.V. in this park. (Code 1977, 11-109; Code 1988)
- 11-119. DISORDERLY CONDUCT PROHIBITED. Disorderly conduct in the way of drunkenness, vile language, fighting and personal exposure by change of clothing in automobiles, woods, park or any other place where person is not properly sheltered is prohibited. (Code 1977, 11-110)
- 11-120. (Reserved)
- 11-121. HUNTING. It shall be unlawful for any person to pursue, catch, trap, maim, kill, shoot or take any wildlife, either bird or animal, in any manner at any time while in any city park. (Code 1997)
- 11-122. (Reserved)
- 11-123. FIREWORKS PROHIBITED. It shall be unlawful for any person to shoot, fire, discharge or use fireworks of any nature or kind in the park area. (Code 1977, 11-114)
- 11-124. PROHIBITION AGAINST ALCOHOLIC BEVERAGES AND CEREAL MALT BEVERAGES. It shall be unlawful for any person or persons to use, consume or have on the premises of any park or other city property within the city any alcoholic liquor. Frazier Park and Bentwood Golf Course are exempt from this article. (Code 1997)

- 11-125. **USE OF BOATS PROHIBITED.** The use of boats and vessels of any type in the city lake is prohibited and declared to be unlawful. (Code 1977, 11-116)
- 11-126. **ENFORCEMENT.** (a) The city administrator or agents designated by him, primarily the director of parks, shall administer the provisions of this article including the establishment and collection of fees, preparation of application forms and permits, issuance and revocation of permits, promulgation of rules and regulations to implement the provisions of this article and all other decisions relative thereto.
- (b) When acts or conducts of individuals or groups are determined to be in violation of this article or when such acts are deemed to be disruptive to the surrounding neighborhood, the Grant County Law Enforcement Center, the city administrator, the director of parks or their designated agents shall have the authority to cause such acts to be terminated or to expel the perpetrators of such acts from the park or area or to call the Grant County Law Enforcement Center to arrest and detain such individuals. (Ord. 679, Sec. 7)
- 11-127. **PENALTIES.** Any person violating any of the provisions of this article and convicted of the same shall be sentenced to jail for not more than 90 days or fined in the amount not exceeding \$100 or both so fined and imprisoned. Where such violators have removed, destroyed, damaged, defaced, or littered the park, recreation area or open space area or the contents therein, the costs of maintenance, repair or replacement may be charged to such person or group, in addition to the fine. (Ord. 679, Sec. 8)
- 11-128. **SEVERABILITY.** The provisions of this article are severable and if any of its provisions or part of any provision shall be held unconstitutional, the decision of the court shall not affect or impair any of the remaining provisions of this article. It is hereby declared to be the intent of the City of Ulysses, that this article would have been enacted had such unconstitutional provisions or parts thereof not been included therein. (Ord. 679, Sec. 9)
- 11-129. **CITY LAWS EXTENDED TO PARK.** The laws of the city shall extend to and cover all city parks. (Code 1997)
- 11-130. **GENERAL REGULATIONS.** The city may post such rules and regulations, as are approved by the governing body, pertaining to the use of the city parks in a conspicuous place in each city park. Violations of these posted rules shall constitute a violation of this code. (Code 1997)