

PRINCIPAL PARK RULES

BILL NO. 2727

INTRODUCED BY COUNCIL

ORDINANCE NO. _____

AN ORDINANCE AMENDING CHAPTER 12.24 OF THE SPARKS MUNICIPAL CODE; PROVIDING PRINCIPAL PARK RULES; AND PROVIDING OTHER MATTERS PROPERLY RELATED THERETO.

THE CITY COUNCIL OF THE CITY OF SPARKS DOES ORDAIN:

SECTION 1. Section 12.24.010, “Definitions,” is hereby amended as follows:

Section 12.24.010 - Definitions

For purposes of this chapter, the following terms shall have the meaning ascribed to them in this section, unless the context requires otherwise:

- A. “City park” means any area designated by the city council as a public park, playground or recreation facility.
- B. “Park ranger” means a person employed by the Parks and Recreation Department whose primary responsibility is to enforce rules in city parks.
- C. *“Inflatable” means a structure that is intended to be or capable of being inflated with air and used for commercial displays or laying, sitting, standing, riding, bouncing, running, swimming or other physical activities by a person or persons. “Inflatable” includes, without limitation, slides, bounce houses, obstacle courses, boxing/jousting rings, ball pits, pools, race arches and displays. “Inflatable” does not include inner tubes, swim tubes, paddle boards, rafts, or similar devices intended for flotation; or balloons that are smaller than eighteen (18) inches in diameter when inflated.*

SECTION 2. Section 12.24.055, “Inflatables prohibited on public property,” is hereby added as follows:

Section 12.24.055 – Inflatables prohibited on public property

It is unlawful for any person to set up, inflate or offer for use any inflatable on public property in the City of Sparks except as otherwise authorized by Section 9.34.115.

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PRINCIPAL PARK RULES

SECTION 3. Section 12.24.060, “Archery prohibited without a permit,” is hereby added as follows:

Section 12.24.060 – Archery prohibited without a permit

- A. *It is unlawful for any person to shoot any archery device in a city park except by authority granted by the police department of the city.*
- B. *Permits to perform archery in a city park may be issued by the city police chief or designee upon such terms and conditions as the chief may deem advisable. No fees shall be required for such a permit. Each such permit shall carry an expiration date and shall specifically state the number of persons or teams to which the permit applies, type of sport and the location(s), date(s) and time(s) such sport is allowed. Any person or group of persons shooting archery devices in a city park pursuant to such a permit shall present said permit at the request of a sheriff, deputy sheriff, police officer or other peace officer acting in the course and scope of his or her duties.*

SECTION 4. Section 12.24.065, “Golfing prohibited,” is hereby added as follows:

Section 12.24.065 – Golfing prohibited

It is unlawful for any person to golf in a city park.

SECTION 5. Section 12.24.070, “Organized sports prohibited without a permit,” is hereby added as follows:

Section 12.24.070 – Organized sports prohibited without a permit

- A. *It is unlawful for any person or persons to conduct organized sports, youth or adult, in any city park without first having obtained a permit from the director of the department of parks and recreation or designee.*
- B. *Permits to conduct organized sports in a city park may be issued by the director of the department of parks and recreation or designee upon such terms and conditions as the director may deem advisable. Each such permit shall carry an expiration date and shall specifically state the number of teams and type of sport allowed and the location(s), date(s) and time(s) allowed.*

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PRINCIPAL PARK RULES

SECTION 6. Section 12.24.075, “Metal detectors prohibited without a permit,” is hereby added as follows:

Section 12.24.075 – Metal detectors prohibited without a permit

- A. *It is unlawful for any person to possess or operate a metal detector within any city park without first having obtained a permit from the director of the department of parks and recreation or designee.*
- B. *A permit to possess or operate a metal detector in a city park may be issued by the director of the department of parks and recreation or designee upon such terms and conditions as the director may deem advisable. Each such permit shall carry an expiration date and shall specifically state the location(s), date(s) and time(s) such possession or operation is allowed.*

SECTION 7. Section 12.24.085, “Priority of use of city parks,” is hereby added as follows:

Section 12.24.085 – Priority of use of city parks

- A. *It is unlawful for any person to fail to observe or respect written permits issued pursuant to this Code. Any person using any city park, or any portion thereof, which may be reserved by obtaining a permit, but who has not obtained such a permit, shall vacate said area when the holder(s) of a valid permit present themselves. When no permit has been issued, the use of such areas shall be on a first come, first served basis consistent and compatible with their intended use.*
- B. *The city further reserves the right to restrict use of all areas when conflicts arise with scheduling, maintenance, public safety or for other reasons.*

SECTION 8. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 9. The City Clerk is instructed and authorized to publish the title to this ordinance as provided by law.

SECTION 10. This ordinance shall become effective upon passage, approval and publication.

SECTION 11. The provisions of this ordinance shall be liberally construed to effectively carry out its purposes in the interest of the public health, safety, welfare and convenience.

PRINCIPAL PARK RULES

SECTION 12. If any subsection, phrase, sentence or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions.

SECTION 13. The City Council finds that this ordinance is **not** likely to impose a direct and significant economic burden upon a business or directly restrict the formation, operation or expansion of a business, or is otherwise exempt from Nevada Revised Statutes Chapter 237.

PASSED AND ADOPTED this ____ day of _____, 20____, by the following vote of the City Council:

AYES: _____

NAYS: _____

ABSTAIN: _____

ABSENT: _____

APPROVED this ____ day of _____, 20____, by:

GENO MARTINI, Mayor

ATTEST:

TERESA GARDNER, City Clerk

APPROVED AS TO FORM AND LEGALITY:

CHESTER H. ADAMS, City Attorney