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CHAPTER 14

PARKS AND RECREATION

Section 1400 - Parks and Recreation

1400.01. Purpose. The purpose of this chapter enacted pursuant to Minn. Stat. § 471.62 is to secure the orderly and suitable use and enjoyment of public parks, city recreation areas and facilities, city-wide trail systems, wildlife sanctuaries, forests, historical sites and public access to lakes, rivers and streams, in parks established by the city, and to further the safety, health, comfort and welfare of all persons in the use thereof.

1400.02. Definitions. For this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

Subd. 1. Motor Vehicle. Every device in, upon or by which any person or property is or may be transported or drawn upon a highway, excepting devices moved by human power or used exclusively upon stationary rails or tracks, but including motorized bicycles, minibikes and snowmobiles.

Subd. 2. Nude. The showing of the human male or female genitals, pubic area or buttocks with less than a fully opaque covering, or the showing of the female breast with less than a fully opaque covering of any portion thereof below the top of the nipple.

Subd. 3. Park. A park, playground, beach or other area within the city, owned, leased or used, wholly or in part, by the city for park and recreational purposes or which is designated by the City Council as a park to include, but not be limited to: Silver Bay Marina/Bayside Park, Recreation Park/Arena area including but not limited to the tennis courts, skate park, basketball court, outdoor volleyball court, horseshoe pits, tot lot playground, picnic areas, softball/baseball fields and parking areas, Mary MacDonald Park, Outer Drive Park, Mariner Mountain Park, Silver Bay Golf Course, North Shore Scenic Overlook Park, Black Beach Park and William M. Kelly School Park.

1400.03. General Regulations.

Subd. 1. Operation of motor vehicles. No person shall drive or operate a motor vehicle in any park except on roads or designated parking areas or other areas as the city shall designate,

and no person shall operate a motor vehicle within a park at a speed in excess of ten miles per hour.

Subd. 2. Parking of motor vehicles. No person shall park or stop any motor vehicle at any place in a park, except in designated parking areas or upon a public street and no person shall park or leave any unauthorized motor vehicle within a park when persons are not permitted in the park as set forth in Section 1400.04.

Subd. 3. Fires. No person shall light a fire in any park except in places or receptacles provided for the purpose. All fires must be extinguished before leaving the site.

Subd. 4. Littering. No person shall litter park grounds with waste material of any form.

Subd. 5. Handbills and posters. No person shall, in any manner, attach or affix any handbill or poster to any property or object within any park.

Subd. 6. Defacing and destroying park property. No person shall write upon, deface, break, destroy, injure, remove or carry away any tree, plant, flower, shrub, rock, soil, sand, fence, bench or any other structure or property within any park area.

Subd. 7. Boat launching and parking of trailers. No person shall violate the posted rules related to public boat launching and parking of trailers.

Subd. 8. Park animals. No person shall disturb or interfere with any birds or animals kept or found therein.

Subd. 9. Domestic animals. No person shall bring any animal into a park unless the animal is leashed or inside a motor vehicle or cage. Animal owners or their handlers shall remove any excreta dropped by their animals.

Subd. 10. Riding horses. No person shall ride a horse or other animal within any park unless in possession of a permit issued by the Council or as part of an organized community event.

Subd. 11. Erection of structures and public service utilities. No person shall construct or erect any building or structure of whatever kind, whether permanent or temporary in character, or run or string any public service utility into, upon or across any park lands except on special written permission from the Council.

Subd. 12. Throwing stones and other objects. No person shall throw or cast any stone or other object carelessly or heedlessly in disregard of the rights or safety of others, or in any manner to endanger or be likely to endanger any person or property.

Subd. 13. Nudity; committing nuisances; obscene language and behavior. No person

shall appear nude, commit any nuisance or use threatening, abusing, insulting, obscene or indecent language or act in any indecent, lascivious or improper manner or do any act which constitutes a breach of the public peace.

Subd. 14. Operation of mini bikes, motor bikes, snowmobiles or other motorized recreational vehicles. No person shall operate minibikes, motor bikes, snowmobiles or any motorized recreational vehicle in parks other than at sites designated by the Council.

Subd. 15. Aircraft, hot air balloons, parachutes. No person shall use any park for a starting or landing field for any manned aircraft, hot air balloons or parachutes, except by permit from the Council.

Subd. 16. Peddling and selling. No person shall sell, solicit or carry on any business or commercial enterprise or service in any park except for an activity for which a park use permit has been issued by the Administrator or lease or contract granted by the Council.

Subd. 17. Exemptions. City agents, employees and police officers acting in their official capacity shall be exempt from the provisions of this section.

1400.04. Hours. Parks shall be opened at 5:00 a.m. and closed at 11:00 p.m. Except for marina boaters and patrons, no person other than a city agent, employee or police officer acting in his or her official capacity shall be in any park during the hours the park is closed.

1400.05. Penalty for Violations. Any violation of any provision of this chapter is a petty misdemeanor.