

AFFIDAVIT OF POSTING

ORDINANCE #151

STATE OF OREGON)
)
COUNTIES OF CLACKAMAS)
 AND WASHINGTON)
)
CITY OF WILSONVILLE)

I, the undersigned, City Recorder of the City of Wilsonville, State of Oregon, being first duly sworn on oath depose and say:

On the 14th day of May, 1980, I caused to be posted copies of the attached Ordinance #151, an ordinance adopting rules and regulations to govern and control the use of City Parks, in the following four public and conspicuous places of the City, to wit:

Wilsonville Post Office
Wilsonville City Hall
Lowrie's Food Market
Kopper Kitchen

The ordinance remained posted for more than five (5) consecutive days prior to the time for said public hearing on the 19th day of May, 1980.


DEANNA J. THOM, City Recorder

Subscribed and sworn to before me this 30th day of May, 1980.


NOTARY PUBLIC, STATE OF OREGON

My commission expires: May 10, 1981

ORDINANCE NO. 151

AN ORDINANCE ADOPTING RULES AND REGULATIONS TO GOVERN AND CONTROL THE USE OF CITY PARKS; ESTABLISHING PROCEDURES FOR RESERVING PARK FACILITIES; REGULATING THE USE OF ALCOHOLIC BEVERAGES IN CITY PARKS; REPEALING ORDINANCE NO. 15; AND DECLARING AN EMERGENCY.

WHEREAS, rules and regulations governing the use of City parks in and for the City of Wilsonville were first adopted by Ordinance No. 15, enacted October 26, 1970, and the passage of time and growth of the City requires some new rules and regulations to more effectively manage such facilities for better use and more enjoyment of the public, now therefore,

THE CITY OF WILSONVILLE ORDAINS AS FOLLOWS:

Section 1: The following rules and regulations are hereby adopted for the regulation and use of municipal parks in and for the City of Wilsonville, Oregon, and shall be observed at all times by all persons using any City park or park facilities:

PARK RULES AND REGULATIONS

1. No fires or campstoves shall be allowed except in the following designated areas:

- 1.1 Park campstoves or fireplaces provided for such purposes.
- 1.2 Portions of beaches designated as permitting fires, if any.
- 1.3 Portable stoves in established campsites, picnic areas, and designated beaches where fires are permitted.
- 1.4 No fire shall be left unattended and every fire shall be extinguished before its user leaves the park area.

2. No person shall:

- 2.1 Hunt, pursue, trap, kill, injure, molest or disturb the habitat of any bird or animal.
- 2.2 Discharge any firearm, pellet gun, bow and arrow, slingshot, or other weapon capable of injuring any person, bird or animal;
or
- 2.3 Possess any loaded firearm,

in any park area except under agreement or special regulations of the City Council.

3. Flowers, shrubs, foliage, trees or plant life or products of any type shall not be picked, cut, mutilated, or removed, from any park area without written permission from the City Council.

4. No person shall mutilate, deface, damage, or remove any table, bench, building, sign, marker, monument, fence, barrier, fountain, faucet, traffic recorder, or other structure or facility of any kind in a park area.

5. No person shall, except under special regulations of the City Council dig up, deface, or remove any dirt, stones, rock, or other substance whatever, make any excavation, quarry any stone, or lay or set off any blast, or roll any barrier stones or move any barriers, or cause or assist in doing any of the said things within a park area.

6. No person shall, except in designated area, erect signs, markers, or inscriptions of any type within a park area without permission from the City Council.

7. No person in a park area may:

7.1 Operate a concession, either fixed or mobile;

7.2 Solicit, sell or offer for sale, peddle, hawk or vend any goods, wares, merchandise, food, liquids, or services;

7.3 Advertise any goods or services by any means whatsoever; or

7.4 Distribute any circulars, notices, leaflets, pamphlets, or written or printed information of any kind

without written permission of the City Council.

8. Motor vehicles shall be operated only on roads and in parking areas constructed or designated for motor vehicle use. No motor vehicle shall be operated on any trail or in any part of a park area not constructed or designated for motor vehicle use, or on any road or trail posted as closed to the public, or on any road or trail where signs have been placed or erected by authority of the City Council prohibiting the driving of motor vehicles. Automobiles, trailers, or other vehicles shall be parked only in designated parking areas.

9. No dog, cat, or other animal of any kind shall be brought into or kept in a park area unless confined, or in a vehicle, or under owner control. The authority of the City park employee includes the authority to undertake any lawful measures (including removal of the animal from the park area) deemed by the park employee necessary to prevent the interference by the animal with the safety, comfort and well being of the park users, or the appearance or sanitary condition of the park area. No animals other than seeing eye dogs shall be allowed in any building..

10. No bottles, cans, ashes, waste, paper, garbage, sewage, or other rubbish or refuse shall be left in a park area except in the receptacles designated for that purpose.

11. No person shall set up or use a public address system in a park without the written permission of the City Council.

12. No person shall ride, drive, lead, or keep a saddle horse or riding animal in any park area, except on such roads, trails or areas designated for that purpose. No horse or other animal shall be hitched to any tree or shrub in such a manner that may cause damage to such tree or shrub.

13. No person shall wash any clothing or other materials or clean any fish in a pond, stream or river in the park area.

14. No person shall use abusive, threatening, boisterous, vile, obscene, or indecent language or gestures in a park area. Public demonstrations, public disturbances, or riotous behavior or indecent exposure will not be allowed in any city park area.

15. No overnight camping will be permitted unless authorized in writing by the City Council.

16. No person shall operate any motor vehicle within a park area at a speed in excess of posted limits.

17. No person shall operate or use any noise producing machine, vehicle, device, or instrument in such a manner that is disturbing to other park area visitors or neighboring houses.

18. Except for authorized overnight camping in accordance with these city rules and regulations, no person, other than law enforcement officers or authorized city personnel, shall enter or remain in any park area except during posted hours as established by the City Council.

Section 2: Facility Reservation - Parks:

In order to provide for the convenience of advance reservation of park facilities, the following procedures are hereby adopted:

1. Formal application must be made at City Hall to reserve any public park and recreation facility for the exclusive use of any particular group.
2. All applications must be made at least two (2) weeks in advance of the date requested for facility use and shall include the name of the organization/group, the facility requested, date and time requested, name, address and phone number of person in charge, type of activity and any special requests.
3. Reservation fees shall be paid in advance to assure reservation.
4. The person in charge must sign the application.
5. All applicants for park reservations shall be aware of the fact that reservations for park facilities are on a first come, first serve basis.

Section 3: Use of Alcoholic Beverages in Wilsonville Parks:

A. No alcoholic beverages will be allowed in the City of Wilsonville parks except for the following designated areas:

1. In those areas where a reservation has been made and the applicant indicated on the application form that alcoholic beverages would be served. This does not in any way eliminate those regulations set by the Oregon Liquor Control Commission. For those groups planning to consume large quantities of alcoholic beverages (kegs, etc.), contact the O.L.C.C.
2. Family picnics using park picnic tables may consume alcoholic beverages in the area of their picnic table.
3. Absolutely no alcoholic beverages on the swimming docks in the Wilsonville parks.

B. Reservation groups shall indicate on the application form whether or not alcoholic beverages are to be consumed during their

designated function.

Section 4: Enforcement of Rules and Regulations:

All City park employees or councilpersons in charge of City parks or any park area are authorized and directed to enforce by all lawful means full compliance by the public with the foregoing rules and regulations.

Section 5: Punishment for Violations:

Any person violating any park rule or regulation adopted by this ordinance or any amendment to this ordinance, shall be punished upon conviction as in cases of Class C misdemeanors as defined in the Oregon Criminal Code; and the Wilsonville Municipal Court and the District Court of Clackamas County, Oregon shall have concurrent jurisdiction of such matters and charges of any violations.

Section 6: Provisions are Severable:

If any rule or regulation, clause, sentence, paragraph, section, or portion of this ordinance shall for any reason be adjudged invalid by a court of competent jurisdiction, such judgment shall not affect, impair, or invalidate the remainder of the rules and regulations or the other provisions of this ordinance.

Section 7: Repeal of Ordinance No. 15:

Ordinance No. 15 entitled "AN ORDINANCE ADOPTING RULES AND REGULATIONS TO GOVERN AND CONTROL THE USE OF CITY PARKS" enacted by the Council on October 26, 1970, and all other ordinances or parts of ordinances in conflict herewith, are hereby repealed.

Section 8: Emergency Declared:

Inasmuch as it is necessary for the health, peace, safety and welfare of the City of Wilsonville and the inhabitants thereof to properly and adequately protect City park property and facilities and to regulate the use thereof and activities therein, an emergency is hereby declared to exist and this ordinance shall take effect immediately upon its final passage by the City Council.

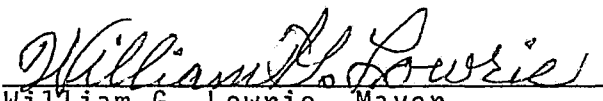
Submitted to the Council and read the first time at a regular meeting of the Council on the 5th day of May, 1980, and scheduled for second reading at a regular meeting of the Council on May 19, 1980, commencing at the hour of 7:30 o'clock P.M., at the Council's regular meeting place at the Wilsonville City Hall.


Deanna J. Thom, City Recorder

ENACTED by the Council on the 19th day of May, 1980, by the following vote: YEAS 5 NAYS 0


Deanna J. Thom, City Recorder

Dated and signed by the Mayor this 20th day of May, 1980.


William G. Lowrie, Mayor