

Chapter 17

PARKS AND RECREATION¹

Art. I. In General, §§ 17-1--17-20

Art. II. The Lakeside Parks, §§ 17-21--17-39

ARTICLE I. IN GENERAL

Sec. 17-7. Rules and Regulations.

The City Manager is hereby empowered to make such rules and regulations subject to the approval of the City Council, pertaining to the conduct and use of parks and public grounds as are necessary to administer the same and to protect public property in the safety, health, morals and welfare of the public, and no person shall fail to comply with such rules and regulations.
(Code 1957, § 3.4)

Sec. 17-8. Obstruction.

No person shall obstruct any walk or drive in any public, park or playground.
(Code 1957, § 3.1)

Sec. 17-9. Injury to Park Property.

No person shall injure, mar or damage in any manner, any monument, ornament, fence, bridge, seat, tree, fountain, shrub, flower, playground equipment, fire places, or other public property within or pertaining to any park or playground.
(Code 1957, § 3.1)

Sec. 17-10. Waste Containers.

No person shall place or deposit any garbage, glass, tin cans, paper or miscellaneous waste in any park or playground except in containers provided for that purpose.
(Code 1957, § 3.2)

Cross reference-Garbage and refuse, Ch. 12.

Sec. 17-11. Ball Games.

No baseball, football or softball throwing, or other violent or rough exercises or play shall be engaged in, in any public park or other public place, except in areas designated therefore by the City Manager.
(Code 1957, § 3.3)

¹ Cross reference-Streets, sidewalks and other public property, Ch. 21.

State law reference-Authority to operate recreation and play grounds, MCL §123.51 et seq., MSA §5.2421 et seq.

Secs. 17-6. -- 17-20. Reserved.

ARTICLE II. THE LAKESIDE PARKS

Sec. 17-7. Official Names.

The park located at Alter Road and Windmill Pointe Drive heretofore established is continued and officially named Windmill Pointe Park. The park located at the foot of Three Mile Drive heretofore established is continued and officially named Matthew C. Patterson Park. Such parks and any additional areas added thereto by landfill or acquisition of adjoining property are hereinafter in this article referred to individually as “the park” or collectively as “the parks.”
(Ord. No. 40, § 1, 5-30-69)

Sec. 17-8. Admittance.

No person shall be admitted to the parks except persons having and exhibiting valid permit cards entitling to admittance the holder and guests, in the company of persons holding and exhibiting valid guest permit cards.
(Ord. No. 40, § 1, 5-30-69)

Sec. 17-9. Permit Cards.

Application for permit cards shall be made to the Director of Public Service upon such forms as he shall prescribe and shall be issued in accordance with the following rules:

- (1) Permit cards may be issued upon application of any resident of the City and shall entitle the applicant and each member of the applicant’s family to be admitted to the parks upon presentation of the permit card.
- (2) Permit cards shall be issued annually and shall expire on the first day of May following the issuance thereof. If the holder thereof shall cease to be a resident of the City, such permit cards shall thereupon be void and shall be surrendered to any park employee or to the Clerk, for cancellation.
- (3) If any person to whom a permit card has been issued or any member of such person’s family or household, or any guest accompanying such person, shall violate any of the provisions of this Code regulating the conduct of persons in public places, such person shall be ejected from the park and the permit card may be taken up and canceled. Such permit card shall not thereafter be reinstated except by order of the City Council upon application made to it.
- (4) No person shall make any false statement or false representation in his or her application for a permit card.

- (5) The household of each family resident in the City shall be entitled to one family guest card which shall authorize the admittance of guests in the company of one or more members of the family in such number as may be permissible according to the terms of any resolution regulating the number of guests to be admitted by such card, adopted by the City Council.
- (6) Organizations, clubs and groups, consisting principally of residents of the City, may be granted exclusive use of any park building upon application to the City Clerk and approval by the City Manager, upon such terms and conditions as may be established by the City Manager, and subject to such rules and regulations as may be prescribed by the City Council.
- (7) Application for permit cards may be made by nonresidents who own personal property or unimproved real estate in the City and who have presented proof that the city taxes for the current year for such property, if such taxes have been levied, are paid, and if such taxes have not been levied at the time application is made, then proof that the taxes for the immediately preceding year for such property have been paid. Nonresidents shall not be entitled to a family guest card.

(Ord. No. 40, § 1, 5-30-69)

Sec. 17-10. Responsibility of Holder of Permit Card.

No person shall conduct himself in a loud, boisterous or indecent manner, and it shall be the duty of the person to whom the permit card has been issued under the provisions of this article to see that each member of his family or household conducts himself in a proper and orderly manner .

(Ord. No. 40, § 1, 5-30-69)

Sec. 17-11. Guests.

Persons who are guests of residents of the City may be admitted to the parks when they are in the company of a resident who has in his possession a valid resident permit card and a valid family guest card. The resident upon whose resident permit card any guest secures admission to either park shall be responsible for the conduct of such guest during the time he is in such park.

(Ord. No. 40, § 1, 5-30-69)

Sec. 17-12. Unwarranted or Unreasonable Use of Equipment.

No person shall make any unwarranted or unreasonable use of any recreational equipment in either park.

(Ord. No. 40, § 1, 5-30-69)

Sec. 17-13. Entry.

No person shall be permitted to enter either park except through the entrance provided therefore, except that the occupants of any water craft lawfully docked at a park pier may enter the park from the pier.

(Ord. No. 40, § 1, 5-30-69)

Sec. 17-14. Responsibility for Equipment.

Each person using any of the recreational equipment in either park shall be responsible for any damage caused to such equipment as a result of unnecessary, rough or unwarranted usage, and shall be responsible for the return of such equipment to its proper place or to the employee of the park from whom such equipment was obtained.

(Ord. No. 40, § 1, 5-30-69)

Sec. 17-15. Park Supervisor May Restrict Use.

The park supervisor shall have authority to restrict the use of any recreational equipment so as to assure its reasonable availability to all persons using the park and desiring to use such recreational equipment.

(Ord. No. 40, § 1, 5-30-69)

Sec. 17-16. Hours.

(a) The use of the parks shall be restricted to such hours as may be designated from time to time by the City Council.

(Ord. No. 40, § 1, 5-30-69)

(b) At the closing hour of either park, all persons within the park shall immediately depart therefrom. No person, having been directed to leave the park at the closing hour by the park supervisor or any park employee, shall fail to depart therefrom immediately.

(Ord. No. 40, § 1, 5-30-69)

Sec. 17-17. List of Sports and Games Permitted.

The City Manager, subject to the approval of the City Council, shall from time to time make and publish a list of sports and games which may be engaged in within either park. No person shall engage in any other game or sport within either park except those listed as permitted by the City Manager, with the approval of the City Council.

(Ord. No. 40, § 1, 5-30-69)

Sec. 17-18. Dogs Prohibited.

No dogs shall be permitted within either park.

(Ord. No. 40, § 1, 5-30-69)

Cross reference-Animals generally, Ch.6; dogs generally, § 6-16 et seq.

Sec. 17-19. Motor Vehicles.

No motor vehicle shall be driven within either park at a speed in excess of ten (10) miles per hour and no motor vehicle shall be operated in either park other than with due care and caution. No person shall park any motor vehicle within either park other than within a space or area provided for parking and designated as a place where parking is permitted.
(Ord. No. 40, § 1, 5-30-69)

Cross reference-Traffic and motor vehicles generally, Ch. 22.

Sec. 17-20. Docking Privileges.

No person shall dock or store any boat or watercraft at any park pier or in any park harbor until a permit therefore shall have been obtained from the Director of Public Service and the fee, as established by resolution of the City Council for such permit, has been paid. Applications for dock permits shall be made to the Director of Public Service on forms prescribed by him. Each person having a valid dock permit shall have dock space assigned to him.
(Ord. No. 40, § 1, 5-30-69)

Sec. 17-21. Boats and Watercraft.

No person shall dump or discharge any refuse, sewage or bilge water from any boat or watercraft, or use any toilet on any boat or watercraft, while the same shall be docked in any park pier or shall be in any park harbor. The Director of Public Service shall furnish each boat owner with a copy of this Section of this article, and every person to whom a dock permit is issued shall post a copy thereof in a conspicuous place on the boat for which such permit is issued.
(Ord. No. 40, § 1, 5-30-69)

Sec. 17-22. Reckless Boat Operation.

No person shall operate in any park harbor any motorboat, launch or other watercraft in a reckless manner or at an excessive rate of speed so as to endanger the life or property of any person in or on such waters, having due regard to the presence of other boats, bathers, persons engaged in fishing, or objects in or on such waters and of any other conditions then existing. No person shall operate any motorboat on such waters at a rate of speed greater than will permit him to bring it to a stop within the assured clear distance ahead.
(Ord. No. 40, § 1, 5-30-69)

Sec. 17-23. Enforcement.

The park supervisor and the park employees are hereby designated as special police officers for the purpose of maintaining peace and good order at the parks and to enforce the provisions of this Code within the area of either park.
(Ord. No. 40, § 1, 5-30-69)

Sec. 17-24. Additional Rules.

The City Manager, subject to the approval of the City Council, shall make such additional rules and regulations concerning the operation of the parks and promoting the health, safety and welfare of the persons using such parks, as he may deem proper. No person shall fail to obey any such rule or regulation.
(Ord. No. 40, § 1, 5-30-69)

Sec. 17-25. Revocation of Permit Card or Guest Card².

Notwithstanding any other provision of this Chapter, no permit card or guest card shall issue to any person whose residency in the City is derived from occupation of a dwelling or structure for which a certificate of occupancy and use has not been issued, or if issued, has been revoked. Permit and guest cards shall be taken up and canceled in the event of revocation or expiration of a certificate of occupancy or use relating to the dwelling or structure from which the residency of any person so issued such a card is derived.
(Ord. No. 187, §2, 6-1-03)

² Sections 7-39 and 7-40 were adopted as part of Ord. No. 167 on May 12, 2003, effective June 1, 2003.