

ORDINANCE NO. 1360

AN ORDINANCE OF THE CITY OF KALAMA, WASHINGTON AMENDING THE KALAMA MUNICIPAL CODE CHAPTER 9.30 PARK CODE OF CONDUCT TO CLARIFY APPLICABLE PARKS AND RULES

WHEREAS, the City of Kalama recognizes that all parks within the City are not “City” parks but are public parks;

WHEREAS, the current code makes references to “city” rather than “public”

NOW THEREFORE the City Council of the City of Kalama do ordain:

Section 1. Kalama Municipal Code Chapter 9.30 Park Code of Conduct is amended to read as follows:

Chapter 9.30 - PARK CODE OF CONDUCT

9.30.010 - Definitions.

"Loitering" means to hang around idly or to wander aimlessly from place to place with no apparent reason or purpose.

"Public parks" as used in this chapter means and includes those properties within the jurisdictional boundaries of the city that are owned and controlled by the city, as well as properties owned by other political or governmental entities, and that are operated as parks or recreation facilities available for the use of the public.

9.30.020 - Rules and regulations in force.

For conduct of persons using or frequenting **city** public parks, the following rules and regulations to be observed and enforced within the public parks are established:

- A. All **city** parks **in the City of Kalama** are open for public use on a first come, first served basis from sunrise to sunset. Loitering or sleeping in a public park after dark is prohibited.
- B. All city ordinances shall apply to and be in full force and effect within the public parks of the city.
- C. No person shall damage, deface, injure, or mutilate any building, installation, personal property, vegetation, or piece of equipment in any public park, nor shall any person cut or remove any plant from any public park except for **city personnel maintenance staff** while performing park maintenance.

- D. No person shall allow an animal to defecate in a public park, unless the owner or custodian of such animal shall immediately remove and properly dispose of the animal waste.
- E. No person shall build any fire within a public park except in a stove or fireplace provided therefore.
- F. No person shall dump or dispose of any household garbage in any public park including into the ~~city's~~ garbage cans at the parks.
- G. No person shall litter, scatter, or dispose of any bottles, broken glass, waste, discard paper, liquid material of any kind in or around any part of any public park except in receptacles which are provided therefore.
- H. All ~~city~~ **public** parks are designated as smoke free zones — no smoking of any kind is allowed in ~~city~~ **public** parks.
- I. The sale, possession or consumption of alcoholic beverages is prohibited in ~~city~~ public parks unless under a special events permit.
- J. Motorized vehicles are prohibited except for on existing developed right-of-way or parking areas except as needed by ~~maintenance staff~~ **the-city** to perform park maintenance.

9.30.090 - Violation—Penalty.

A violation of any rules and regulations set out in this chapter will be a misdemeanor.

Section 2. Severability. If any section, subsection, paragraph, sentence, clause, or phrase of this ordinance is declared unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining parts of this ordinance.

Section 3. This ordinance shall become effective five days after passage, approval, and publication as provided by law.

Passed by the City Council of the City of Kalama at a regular meeting held on the 1st day of July, 2015

Mayor Pete Poulsen

Attest:

Coni McMaster, Clerk/Treasurer

Approved as to form:

Published: _____

Effective: _____

City Attorney

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