

PUBLIC NOTICE
CITY OF BOYNE CITY
COUNTY OF CHARLEVOIX

PARKS; BEACHES; PUBLIC PLACES
CITY OF BOYNE CITY, MICHIGAN

An Ordinance to establish regulations for the operations of parks, parkways, beaches and public places in the City of Boyne City and to provide a penalty for the violation thereof.

THE CITY OF BOYNE CITY ORDAINS:

38-1. DEFINITIONS.

The words “**parks**” and “**public places**”, unless specifically limited, shall be deemed to include all parks, beaches, grass plots, playgrounds, recreation areas, athletic fields, and other areas which are now or may hereafter be acquired by purchase, gift, device, bequeath, loan or lease. Any term in the singular shall include the plural.

38-2. FIRES.

No person or persons shall kindle or build a fire in any public park or playground except in receptacles provided therefor, or in designated areas where such is permissible.

38-3. HAWKING; PEDDLING.

No booth, tent, stall or other structure shall be erected for any purpose, and no hawking or peddling shall be done or any article or thing sold or exposed for sale in any public park or playground except by written permission of the City Manager.

38-4. GARBAGE; TRASH.

No person in any municipal park or recreation area, beach area or public place, shall bring in or dump or deposit bottles, glass, ashes, paper, garbage, or other refuse or trash, and no garbage or trash shall be placed in receptacles in the park, except that in the park use. Where receptacles are not so provided, all rubbish or waste shall be carried away from the park by the person responsible for its presence, and properly disposed of elsewhere. Personal property and belongs left in Parks, Beaches will be considered abandoned and removed.

38-5. PARADES; PUBLIC ASSEMBLIES.

No parades, drills, expeditions, political meetings, religious meetings, concerts, speeches, lectures or assemblages of persons shall be held in any park, except upon written permission of the City Manager.

38-6. OBSCENE LANGUAGE; DISORDERLY CONDUCT.

No person shall use any obscene, profane or indecent language in the park, or be guilty of any disorderly or indecent conduct therein, nor shall any person engage in any game or conduct which threatens the general enjoyment of the park by the public.

38-7. SLEEPING OVERNIGHT.

No person or persons shall sleep, whether in a vehicle, trailer, tent, hammock, or other manner, in the park, public way or other public place during the nighttime except upon written permission of the City Manager.

38-8. HOURS.

No person or persons shall remain upon any public park, playground **or public place** between the hours of **10:30 p.m.** to 7:00 a.m., except those persons renting municipal docking facilities from the City of Boyne City **or with the permission of the City Manager.**

38-9. ADVERTISEMENTS; HANDBILLS.

No person shall advertise any placard or advertisement of any kind in the parks; nor shall any person distribute any matter, or place any handbill, pamphlet, circular, etc., nor post, stencil or otherwise affix any notice of bills of advertisement or other papers upon any structure or thing in or about the park unless it be with the written consent of the City Manager.

38-10. CONDUCTING BUSINESS; SELLING.

No person shall carry on any trade or business or sell or display any goods, wares, or merchandise in the park, unless it be with the written consent of the City Manager.

38-11. DESTRUCTION OF PROPERTY.

It shall be unlawful for any person to write upon, cut, mutilate, deface, damage, remove or destroy in any manner any building, equipment, structure, fountain, fence, bench, masonry, statue, ornament or any other property, real or personal, or any appurtenances thereto, owned and operated by the City, and located upon or in any park, parkway, boulevard, playground, or in any other place or property under control of the City.

38-12. MOTOR AND RECREATIONAL VEHICLES.

All non-City authorized motor vehicles are prohibited from all park areas excepting the parking lot **or other City designated area(s).**

All recreational vehicles, also known as off-road vehicles shall be prohibited from all lands within the boundaries of a park, except in the parking areas, provided for the specific purpose of parking, at all times **unless otherwise designated by the City.** Off-road vehicles shall include motorcycles, mopeds, snowmobiles, mini-bikes and any other motorized vehicles. All aforementioned vehicles shall not be allowed to enter upon any portion of a park at any time, **unless it be with the written consent of the City Manager.**

All persons violating this said section shall be subject to all penalties as set forth in said ordinance.

38-13. LAUNCHING OF BOATS

It shall be unlawful to launch boats from City property other than a launch facility unless they are non-motorized and hand launched

38-14. RULES.

The City Manager is authorized to create rules governing the operation of all areas covered under this article.

38-15. APPEALS.

Any appeals from the City Manager's decisions may be taken to the City Commission.

38-16. PENALTY.

Persons who violate any of the provisions of this article or rules created under it are responsible for a municipal civil infraction.

38-17. VALIDITY.

Should any section, clause or provision of this ordinance be declared by the Court to be invalid, the same shall not affect the validity of this ordinance as a whole, or any part thereof other than the parts declared to be invalid.

38-18. REPEAL.

All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed.

38-19. RENUMBERING.

Existing and reserved sections of the Boyne City Code of Ordinances 38-19 through 38-45 shall be renumbered as necessary so to be consistent with the above number scheme. Such numbering shall not extend beyond 39-45.

38-20. EFFECTIVE DATE.

This Ordinance shall become effective fifteen (15) days from its enactment.

First Reading:	July 14, 2015
Second Reading:	August 25, 2015
Enacted:	August 25, 2015
Effective:	September 9, 2015