

ORDINANCE # 21-31

AN ORDINANCE AMENDING THE SANDY CITY MUNICIPAL CODE TITLE 13, "PUBLIC PEACE AND SAFETY," CHAPTER 13-11, "CITY PARKS," SECTION 13-11-3, "PROHIBITED ACTIVITIES;" ALSO PROVIDING A SAVING CLAUSE AND EFFECTIVE DATE FOR THE ORDINANCE.

WHEREAS, it is necessary to amend the Sandy City Municipal Code Title 13, "Public Peace and Safety," Chapter 13-11, "City Parks," Section 13-11-3, "Prohibited Activities;" and

WHEREAS, Section 10-8-84, Utah Code Annotated, authorizes such amendment in order to protect the public health, safety and welfare of the City;

NOW, THEREFORE, BE IT ORDAINED by the City Council of Sandy City, State of Utah, as follows:

Section 1. Amendment. Sandy City Code Section 13-11-3 is hereby amended as set forth in **Exhibit "A"** which is attached hereto and by this reference made a part hereof. All former ordinances or parts thereof conflicting or inconsistent with the provisions of this ordinance or of the Sandy City Code hereby adopted are hereby repealed.

Section 2. Severable. If any part of this ordinance or the application thereof to any person or circumstances shall, for any reason, be adjudged by a court of competent jurisdiction to be unconstitutional or invalid, such judgement shall not affect, impair or invalidate the remainder of this ordinance or the application thereof to other persons and circumstances, but shall be confined in its operation to the section, subdivision, sentence or part of the section and the persons and circumstances directly involved in the controversy in which such judgment shall have been rendered. It is hereby declared to be the intent of the City Council that this section would have been adopted had such invalid section, provisions, subdivision, sentence or part of a section or application not been included.

Section 3. Effective. This ordinance shall become effective upon publication of a summary thereof.

PASSED AND APPROVED this _____ day of _____, 2021.

Alison Stroud, Sandy City Council Chair

ATTEST:

City Recorder

PRESENTED to the Mayor of Sandy City for his approval this ____ day of _____, 2021.

APPROVED this ____ day of _____, 2021.

Kurt Bradburn, Mayor

ATTEST:

City Recorder

PUBLISHED this ____ day of _____, 2021.

DRAFT

Exhibit "A"

TITLE 13 - PUBLIC PEACE AND SAFETY

CHAPTER 13-11. - CITY PARKS

Sec. 13-11-3. - Prohibited Activities.

The following activities are prohibited in or on City recreational facilities:

- (1) Entering into a flood detention pond where there is water present in it;
- (2) Expectoring, urinating or littering in violation of [Section 13-1-10](#), or defecating except into a toilet for that purpose;
- (3) Except as provided in U.C.A. 1953, § 62A-5b-104, bringing into a City recreational facility an animal other than a dog, cat, horse, donkey, burro, mule or llama, unless a special permit has been obtained from Salt Lake County ("County");
- (4) Allowing a donkey, horse, burro, mule or llama to be in a facility when not being led by a halter or ridden;
- (5) Allowing an animal, other than a horse, donkey, burro, mule or llama, under one's ownership, care, custody or control, to defecate in a recreational facility without removing the defecation to a proper trash receptacle as provided in [Section 12-1-17](#);
- (6) Hitting or throwing balls or other hard objects against fences, or against baseball, soccer or other backstops;
- (7) Shooting any projectile, paint ball or golfing;
- (8) Adjusting or tampering with sprinklers, sprinkling valves, or sprinkling or irrigation systems;
- (9) Making excessive, unnecessary or unusually loud noises in violation of [Chapter 13-2](#);
- (10) Making or continuing to burn an open fire except in barbecue or grill areas provided by the City or County;
- (11) Skiing, snowboarding, sledding, tobogganing or riding inner tubes or similar means of descending a hill on snow or ice in areas where such uses are prohibited by posted signs;
- (12) Putting any object which is not normally used in those receptacles in sinks, toilets or drinking fountains, which is reasonably likely to clog or plug the plumbing;
- (13) Parking a motor vehicle or trailer overnight in a facility unless in an area where specifically allowed by posted signs;
- (14) Riding bicycles or using skateboards, rollerblades, roller skates or the like on any surface other than a sidewalk, parking lot or designated trail, or using any of these in a careless or reckless manner;
- (15) Operating a snowmobile;
- (16) Using any trail, path, walk, road, lot or area for any purpose other than that which is designated by signs or by City or County personnel;
- (17) Creating or constructing any path without the express written consent of the Director or County;

- (18) Tying or tethering any animal to a tree, plant or structure which is not specifically designated for that purpose;
- (19) Annoying, injuring, releasing from confinement or interfering with any animal;
- (20) Fishing, unless there is a special facility set aside for such purpose by the City;
- (21) Swimming, bathing or wading in any lake, pond, fountain or stream not specifically set aside by the City for that purpose (except that persons wearing fishing waders may wade where fishing is allowed);
- (22) Operating any dispensary or concession stand without the express written consent of the Director or without first obtaining a current, valid business license from the City;
- (23) Distributing any handbills or circulars, or posting, placing or erecting any bills, notices, papers or advertising of any kind without the express written consent of the Director or County;
- (24) Engaging in any activity in an area which is not specifically designated for that activity;
- (25) Camping, lodging or remaining overnight unless in an area specifically designated for that purpose;
- (26) Throwing or depositing any bottle, metal objects, glass, paper, wood, clippings, rubbish or garbage except in receptacles set out for that purpose;
- (27) Carrying or discharging an explosive of any kind, including fireworks, or discharging any firearm, excepting law enforcement officers and those who have received written consent to do so from the Director;
- (28) Violating any provision or instruction on any sign, or violating any rule of the facility;
- (29) Conducting or carrying on any parade, formal celebration, or service without express written permission from the Director, the City Council or the County;
- (30) Removing any plant, shrub, natural plant, rock, etc., from the recreational facility, excepting parks and recreation personnel in furtherance of their duties;
- (31) Entering any area designated by signs as a rehabilitation or restoration area, excepting parks and recreation personnel in furtherance of their duties;
- (32) Continuing to use a court, field, or recreation facility in any of the following circumstances:
(a) another individual provides reasonable evidence that he or she has a reservation for its use at the time;
(b) notice that the City has scheduled its use for a City event, program, or another person or persons;
or
(c) more than one hour after knowing or having reason to know that another person is waiting to use it and is present, unless the person already using the court or facility has a reservation with the City Parks and Recreation Department lasting longer than the hour, in which case the person already using the facility may only do so for the period of the reservation so long as he or she knows or has reason to know that another person is waiting to use it;
- (33) Using a court, field, or recreation facility for pay or compensation without a permit, contract, or prior written approval to do so from an authorized representative of the City.

(Revised Ords. 1978, § 7-12-3)