

12.20.090 - Park operating policy.

A. Hours. Except for unusual and unforeseen emergencies, parks shall be open to the public every day of the year during designated hours. The opening and closing hours for each individual park shall be posted therein for public information.

B. Closed Areas. Any section or part of any park may be declared closed to the public by the director at any time and for any interval of time, either temporarily or at regular and stated intervals (daily or otherwise) and either entirely or merely to certain uses, as the director shall find reasonably necessary.

C. Lost and Found Articles. The finding of lost articles by park attendants shall be reported to the director who shall make every reasonable effort to locate the owners. The director shall make every reasonable effort to find articles reported as lost.

D. Reservation. A reservation shall be obtained from the appropriate director before participating in any of the activities as identifiable by resolution of the city council.

1. Application. A person seeking issuance of a reservation hereunder shall file an application with the appropriate director. The application shall state:

- a. The name and address of the applicant;
- b. The name and address of the person, persons, corporation or association sponsoring the activity, if any;
- c. The day and hours for which the reservation is desired;
- d. The park or portion thereof for which such reservation is desired;
- e. An estimate of the anticipated attendance;
- f. Any other information which the director shall find reasonably necessary to a fair determination as to whether a reservation should issue hereunder.

2. Standards for Issuance. The director shall issue a reservation hereunder when he finds:

- a. That the proposed activity or use of the park will not unreasonably interfere with or detract from the general public enjoyment of the park;
- b. That the proposed activity and use will not unreasonably interfere with or detract from the promotion of public health, welfare, safety and recreation;
- c. That the proposed activity or use is not reasonably anticipated to incite violence, crime, or disorderly conduct;
- d. That the proposed activity will not entail unusual extraordinary or burdensome expense or police operation by the city;
- e. That the facilities desired have not been reserved for other use at the day and hour required in the application.

3. Appeal. Within ten days after receipt of an application, the director shall apprise an applicant in writing of his reasons for refusing a reservation, and any aggrieved person shall have the right to appeal in writing within 30 days to the city council, which shall consider the application under the standards set forth in subsection (2) of this section and sustain or overrule the director's decision within 30 days. The decision of the city council shall be final.

4. Effect of Reservation. A reservationee shall be bound by all park rules and regulations and all applicable ordinances fully as though the same were inserted in said permits.

5. Liability of Reservationee. The person or persons to whom a reservation is issued shall be liable for any loss, damage or injury sustained by any person whatever by reason of the negligence of the person or persons to whom such reservation shall have been issued.

6. Revocation. The director shall have the authority to revoke a reservation upon finding a violation of any rule or ordinance, or upon good cause shown.

(Prior code § 10-509; Ord. No. 233 § 13, 1995; Ord. No. 254, § 1, 5-22-2001)