

**CITY OF NEVIS
ORDINANCE NO. 47**

**AN ORDINANCE ESTABLISHING RULES AND REGULATIONS FOR THE USE OF
NEVIS CITY PARKS**

The City Council of the City of Nevis, Hubbard County, Minnesota hereby ordains:

Section 1. DEFINITIONS. For the purpose of this ordinance, the following definition shall apply unless the context clearly indicates or requires a different meaning.

PARKS shall mean a park, playground, trail nature area, open space area or recreational facility, including adjacent parking areas, owned or operated by the City of Nevis for the purpose of recreation or open space use. For the purpose of this ordinance, “park” does not include the Nevis Public Landing.

Section 2. RULES AND REGULATIONS FOR PARK USE.

Subdivision 1. Park Hours. No person, except authorized city personnel, shall enter or be in or remain in any park between the hours of 10:00pm and 6:00a.m.

Subdivision 2. Removing, Defacing or Destroying Property Prohibited. No person shall remove, deface, destroy, diminish or impair the value of public property located on or within any park, including buildings, structures, trees, shrubs, grass, vegetation, signs, tables, benches, trash receptacles, notices or placards, boundary markers or fences, or any other public property, either real or personal.

Subdivision 3. Erection of Structures. No person shall construct or erect any tent, building, or structure of any kind, whether permanent or temporary in character, or run or string any public service utility into, upon or across any park without a permit from the City of Nevis.

Subdivision 4. Littering and Dumping. No person shall litter, leave rubbish or trash of any kind or nature in or about any city park.

Subdivision 5. Motorized Vehicles. Motorized vehicles (with the exception of motorized wheel chairs and scooters, handicapped accessibility only) shall be driven or parked only in designated areas in any park. Snow mobile and all-terrain vehicles shall not be operated in any park except in areas specifically designated or posted for their operation, or as required for maintenance or for police, fire or rescue purposes. Overnight parking is prohibited.

Subdivision 6. Non-Motorized Vehicles. Bicycles or other non-motorized vehicles (with the exception of motorized wheel chairs and scooters, handicapped accessibility) of any type are not permitted at Halvorson Beach area, except in parking area in bicycle rack.

Subdivision 7. Open Fires Prohibited. No person shall build a fire in any place in any park at any time, except in receptacles provided therein by the city. Open fires, including the use of grills, are prohibited in Muskie Park.

Subdivision 8. Sale of Articles. No person shall sell any articles, or solicit for the sale thereof, in any park without a permit issued by the City of Nevis.

Subdivision 9. Posting Signs and Placards. No person shall paste, glue, tack or otherwise post any sign, placard, advertisement or inscription in the parks without a permit from the City of Nevis.

Subdivision 10. Animals. No person shall allow any domestic animal to go unattended and without physical restraint in any park. Pet owners are responsible for cleaning up their pet's waste and disposing of it in a sanitary manner.

Subdivision 11. Climbing of Trees and On Buildings. No person shall climb any trees or climb on any building or structure in any park.

Subdivision 12. Other Prohibited Acts. It is unlawful in any park for any person to:

- A) Schedule and hold gatherings of more than 100 people without a permit from the City of Nevis and approval from the City Council.
- B) Discharge any gun, firearm, air gun, pellet gun, explosive, bow and arrow, or similar Device, exception: a peace officer in the discharge of his or her duties.
- C) Discharge fireworks except when authorized in writing by the City Council.
- D) Discharge any pollutants into any body of water in any park.

Section 3. VARIANCES. Variances to the strict application of this ordinance may be granted only by the City Council and only in unusual circumstances. Nothing herein shall prohibit the normal care, operation or functions of the city or its authorized agents in or on any city park.

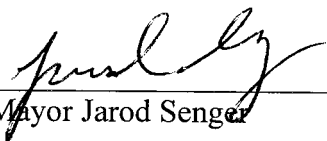
Section 4. VIOLATIONS AND PENALTIES. Any person violating any provision of this ordinance shall be guilty of a misdemeanor and shall, upon conviction thereof, be punished according to law.

Section 5. EFFECTIVE DATE. This ordinance shall be in full force and effect upon its adoption and publication according to the law.

Yes: Jarod Senger, Rich Johnson, Kelly Poole, Sue Gray, Jeanne Thompson

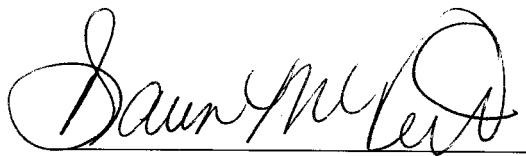
No: N/A

Passed and adopted by the City Council of the City of Nevis this 11th day of June 2018.



Mayor Jarod Senger

Attest:



Dawn M. Veit – City Clerk/Treasurer