

BILL NO. _____

ORDINANCE NO. _____

080322B

AN ORDINANCE ESTABLISHING PUBLIC PARK HOURS AND PERSONAL CONDUCT WHILE IN THE CITY PARK OF CITY OF WHEATON, MISSOURI

WHEREAS, the Aldermen of the City of Wheaton, Missouri wish to enact an ordinance with the purpose and intent to protect public health, safety, welfare, and property in the City of Wheaton, Missouri, by regulating the public park hours and personal conduct while in the City Park of the City of Wheaton.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF WHEATON, AS FOLLOWS:

SECTION ONE: PUBLIC PARKS TO REMAIN CLOSED CERTAIN HOURS – ENTERING OR BEING ON GROUNDS OR BUILDINGS WHEN CLOSED PROHIBITED WITHOUT SPECIAL PERMISSION.

A. The public park of the City shall be closed daily from the hour of 9:00 p.m. until thirty (30) minutes after sunrise the following day.

B. No person shall enter, remain or be upon the grounds or in the buildings of the public park during the hours in which such public park is closed, except when special permission is granted by the Chief of Police or City Council.

C. The Chief of Police or City Council may grant special permission for persons to be, remain or enter the public parks and the grounds and buildings thereof, after closing hours, when such persons are members of an organized group desiring to conduct activities in the public parks and when one individual who is a member of or in charge of such group shall agree to be responsible to determine that the members of such group leave such premises upon the termination of the activities of such group and the Chief of Police or City Council determines that the activities of such group will not be detrimental to or damage the park facilities. Such special permission shall be granted only upon written application to the Chief of Police or City Council designating the group desiring to use such facilities after closing hours, the activities to be conducted and the number in the group and designating an individual to be responsible to determine that the members of such group leave such premises upon the termination of the activities of the group.

SECTION TWO: PERSONAL CONDUCT WHILE IN PARKS GENERALLY.

A. No person in any City Park shall:

1. Enter or leave the park, except by the walks, paths or drives;
2. Lead or allow to be loose any animal upon park premises; except, that dogs may be led or carried but not allowed to be loose;

3. Throw stones or missiles by hand or otherwise, carry or discharge firearms or set off any fireworks or similar things in the park;

4. Cut, mark, break or climb upon, or in any way deface the trees, shrubs, plants or turf, or any of the buildings, fences, bridges, signs, placards or notices, or any structure or property within or upon park premises.

5. Bring upon any park premises any tree, shrub or plant, any newly plucked branch or any portion of a tree, shrub or plant.

6. Drive any animal or vehicles anywhere in the City park, except in the drives, or to allow them to stand unattended, except at parking or hitching places especially provided for such purpose.

7. Obstruct the drives or paths.

8. Solicit patronage for any vehicle for hire upon any park premises, without special permission in writing from the Chief of Police or City Council.

9. Trail vehicles, use threatening, abusive, insulting, indecent, obscene or profane language or be guilty of drunkenness, fighting or quarreling or indecency in or upon the City Park.

10. Lie, lounge or sleep on the benches or lie in indecent positions on the benches or the ground.

11. Shoot at, catch or disturb any water fowl or other birds belonging to, preserved in or being in or about the park.

12. Light, make or use any fire therein at any place, except such as may be designated by the Chief of Police or City Council.

13. Go on foot or otherwise upon the grass, lawn or turf of the park, wherever the sign "Keep Off the Grass" is shown.

SECTION THREE: This ordinance supersedes and revokes any provisions of past ordinance(s) inconsistent with the provision of this ordinance.

SECTION FOUR: If any provision of this ordinance is held invalid, such invalidity shall not affect any other provision, or the application thereof, which can be given effect without the invalid provision or application and to this end the provisions of this ordinance are declared to be severable.

SECTION FIVE: This ordinance shall be in full force and effect from the date of its final passage and approval.

SECTION SIX: Said approval being effective the 3rd day of August, 2022.

David Shockley
DAVID SHOCKLY, MAYOR

ATTEST:

Jogina Park
JOGINA PARK, CITY CLERK

BE IT REMEMBERED that the above Ordinance was adopted upon its final reading, by the following vote:

ALDERMAN JON BRATTIN

VOTES yes

ALDERMAN JEREMY MARTELL

VOTES yes

ALDERMAN CASEY PREWITT

VOTES yes

ALDERMAN BRANDON SHOCKLEY

VOTES yes