

ARTICLE I. - IN GENERAL

Secs. 15-1—15-15. - Reserved.

ARTICLE II. - CONDUCT IN CITY PARKS^[2]

Sec. 15-16. - Time restriction; overnight camping; penalty.

- (a) There shall be no overnight camping within any publicly owned park or playground within the city limits; except in designated camping areas.
- (b) There shall be no erection of tents by campers or for campers upon any public property within the city limits; except in designated camping areas.
- (c) There shall be no overnight parking of any portable building, any camping unit of any type, or any motor vehicle within any publicly owned park, playground or cemetery within the city limits, except in designated overnight parking areas.
- (d) There shall be no person, vehicle, equipment or activity within any publicly owned park or playground within the city limits between the hours of 12:00 midnight and 6:00 a.m. each day, except in designated overnight areas.
- (e) The only exception to the provisions of this section shall be with the approval of an exemption granted by the city council.
- (f) Persons found in violation of this section shall receive notice to depart from the park, playground or cemetery. Such notice to depart means an oral or written communication from the city manager, the director of parks and recreation, the police chief, or city police officer. Any person failing to comply with such notice to depart within a reasonable length of time, which shall not exceed thirty (30) minutes, shall be guilty of a misdemeanor and a conviction of this violation shall be punishable by a fine not to exceed five hundred dollars (\$500.00).

(Ord. No. 94-O-4, § 2, 4-12-94; Ord. No. 2001-O-11D, 1-8-2002; Ord. No. 2009-O-02A, 2-23-2009)

Sec. 15-17. - Camping or parking on grassy areas restricted.

It shall be unlawful for any person to camp or to place any vehicle on the grassy areas of any city park, except as allowed under section 15-26.

(Ord. No. 94-O-4, §§ 3, 4, 4-12-94)

Cross reference— Parking, stopping or standing of vehicles generally, § 25-181 et seq.

Sec. 15-18. - Damaging public facilities prohibited.

It shall be unlawful for any person to knowingly or intentionally damage any of the public facilities in any city park.

(Ord. No. 94-O-4, § 5, 4-12-94)

Sec. 15-19. - Display of firearms.

It shall be unlawful for any person to display a gun in any city park.

(Ord. No. 94-O-4, § 6, 4-12-94)

Cross reference— Discharge of firearms generally, § 14-4.

Sec. 15-20. - Littering.

It shall be unlawful for any person to litter the parks. Garbage and waste may be disposed of only in available trash receptacles. In areas where there are no trash receptacles, all users of the park, campers and picnickers shall collect and remove their garbage and waste from the park land for lawful disposal.

(Ord. No. 94-O-4, § 7, 4-12-94; Ord. No. 2009-O-02A, 2-23-2009)

Cross reference— Solid waste generally, Ch. 21.

State Law reference— Litter abatement, Vernon's Ann. Civ. St. art. 4477—9a.

Sec. 15-21. - Animals running at large.

It shall be unlawful for any person exercising ownership, care, custody, or control of any animal to allow such animal to run at large upon any city park except in the designated leash-free zone.

(Ord. No. 94-O-4, § 8, 4-12-94; Ord. No. 2001-O-11D, 1-8-2002)

Cross reference— Animals generally, Ch. 6.

Sec. 15-22. - Horses.

It shall be unlawful for any person to ride a horse on any city park, except on designated roads or streets.

(Ord. No. 94-O-4, § 9, 4-12-94)

Cross reference— Animals, generally, Ch. 6.

Sec. 15-23. - Fires.

It shall be unlawful for any person to build, or attempt to build, a fire in any city park except in barbecue pits, fire rings, contained camp stoves or similar containers specifically designed for this purpose. The director of parks and recreation may declare an area in a public park as "extreme fire hazard" and all fires will be prohibited without exception until such designation is removed. It is understood that this declaration may precede such designation by the fire department.

(Ord. No. 94-O-4, § 10, 4-12-94; Ord. No. 2009-O-02A, 2-23-2009)

Cross reference— Fire prevention and protection, Ch. 10.

Sec. 15-24. - Glass containers.

It shall be unlawful for any person to possess glass beverage containers in any city park. To the extent possible, aluminum containers shall be used and such containers shall be recycled.

(Ord. No. 94-O-4, § 11, 4-12-94)

Sec. 15-25. - Picnics, barbecues, family reunions.

Nothing herein shall prohibit the holding of picnics, barbecues, family reunions, or using the city parks in any lawful manner.

(Ord. No. 94-O-4, § 12, 4-12-94)

Sec. 15-26. - Special public functions; permit.

Nothing herein shall prohibit use of the parks for special public functions or entertainment. Participants in these special functions shall be permitted to have overnight camping and shall be permitted to park vehicles on the grassy areas on the following conditions: the organizer(s) of the special function shall first obtain the consent of the city council and shall obtain a permit from the city manager or his designee.

(Ord. No. 94-O-4, § 13, 4-12-94)

Sec. 15-27. - Alcoholic beverages.

It shall be unlawful for any person or persons to consume alcoholic beverages of any kind in any city park. Nothing herein shall prohibit the consumption of alcoholic beverages for special functions when first obtaining a permit from the city manager or designee. A permit fee in the amount set out in the fee schedule [see section 15-28] attached hereto as Exhibit "A," and incorporated by reference herein, shall accompany the request for a permit. Organizations, such as horseshoe pitching and softball, will be allowed to purchase one (1) permit for the year on or before the opening day of their season.

(Ord. No. 94-O-4, § 14, 4-12-94; Ord. No. 2001-O-11D, 1-8-2002)

Cross reference— Alcoholic beverages generally, Ch. 4.

State Law reference— Alcoholic Beverage Code, V.T.C.A., § 1.01 et seq.

Sec. 15-28. - Reservation, use and fee schedule for park facilities.

A person may reserve a park facility for holding picnics, barbecues, family reunions, or any other lawful function. The ball field may be reserved for baseball, softball, kickball, or soccer games; or for any other purpose authorized by the city manager or designee. A reservation fee in the amount set out in the Master Fee Ordinance, Appendix C of this Code, shall accompany the request for the reservation. Other persons may use a park facility when it is not reserved. However, such use is subject to use by persons who have a prior reservation. Any group or organization with an attendance of one hundred (100) or more shall keep the city parks free of litter for the duration and at the conclusion of the event; and may be required to provide additional waste facilities.

(Ord. No. 94-O-4, § 15, 4-12-94; Ord. No. 2001-O-11D, 1-8-2002; Ord. No. 2003-O-4C, § II, 4-28-2003; Ord. No. 2009-O-02A, 2-23-2009; Ord. No. 2015-O-10C, §§ 2, 3, 11-3-2015; Ord. No. 2017-O-02F, § II, 2-7-2017)

Editor's note— Ord. No. 2015-O-10C, § 2, adopted November 3, 2015, amended the title of § 15-28 to read as set out herein. Previously § 15-28 was titled "Reservation, use and fee schedule of Johnson Park pavilions, amphitheater and ball field."

Sec. 15-29. - Penalty for violation.

Any person violating any of the provisions of this article shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding five hundred dollars (\$500.00) or the maximum amount authorized by law.

(Ord. No. 94-O-4, § 16, 4-12-94)

Cross reference— General penalty, § 1-9.

Sec. 15-30. - Facility use agreements.

The city manager, or their designee, may enter into park facility use agreements for the use of park and/or athletic facilities to ensure that such facilities owned or leased by the City of Marble Falls are utilized efficiently and safely. Such agreements may provide for exclusive or non-exclusive use of park and/or athletic facilities. The city manager, or their designee, is fully authorized to impose fees for the use of such park and/or athletic facilities. City staff shall prepare a facility use agreement which shall be utilized whenever an individual or entity wishes to enter into an agreement regarding the exclusive or non-exclusive use of such park and/or athletic facilities.

(Ord. No. 2009-O-11A, § II, 11-23-2009)

Secs. 15-31—15-40. - Reserved.