TOWN OF DEWEYVILLE

ORDINANCE # 2009-02

The purpose of this Ordinance is to secure the quiet, orderly and suitable use and enjoyment by the public of the Deweyville Town Park.

WHEREAS, a park, which includes a walking trail, has been constructed in the Town of Deweyville, in order to promote the health, safety and welfare of the citizens of Deweyville,

WHEREAS, the cleanliness, safety, beauty and upkeep of the park and walking trail is a concern to the citizens of Deweyville and the officials of Deweyville Town,

NOW THEREFORE, the Town Board of Deweyville ordains:

Section 1: Definitions:

1. Authority: The elected members of the Deweyville Town Council or the Deweyville Park Administrator.
2. Deweyville Town Park: The area set aside and surveyed for the rest and recreation of the citizens of Deweyville and visitors. This area includes a ½ mile walking trail around the perimeter of the park.
3. Motor Vehicle: Every vehicle which is self propelled, but does not include a vehicle moved solely by human power.
4. Off-Road Recreational Vehicle: An off-highway motorcycle, off road vehicle, snowmobile and all terrain vehicle.
5. Non-Motorized Vehicle: Any human powered mechanical device used for transportation
6. Weapon: Any device, including, but not limited to, firearms, bows, slings and spring guns, from which a shot or projectile of any type can be discharged or propelled by means of an explosive gas, compressed air or other means.
7. Natural Resources: All flora and fauna within the Deweyville Park area and the physical factors upon which they depend including the air, water, soil and minerals.

8. Pollutant: Any substance, liquid, gas or solid which could cause contamination of any air, land, or water so as to create or cause a nuisance or render unclean or noxious or impure so as to be actually or potentially harmful or detrimental or injurious to public health, safety, welfare or to wildlife.
9. Pet: Any animal that is tamed and domesticated and kept as a companion.

Section 2: General Conduct within the Deweyville Park:

It shall be unlawful for any person to:

1. Serve, possess, or consume any alcoholic beverage or beer within the boundary limits of the Deweyville Town Park.
2. Deposit, scatter, drop or abandon in the Deweyville Park area, bottles, cans, broken glass, hot coals, ashes, sewage, waste or other material, except in receptacles provided by town authorities for such purposes.
3. Start a fire in the park except in an area officially designated by Deweyville Town authorities and then only in fire rings, portable stoves and grills, or to leave a fire unattended or fail to fully extinguish a fire or scatter or leave unattended lighted matches, paper or other combustible materials.
4. Sell, solicit, advertise, including but not limited to placing or erecting any type of sign or advertisement, excluding advertising on scoreboards related to ball playing in the park, or as allowed by the Deweyville Town authorities.
5. Bring or allow a pet in the Deweyville Park except on a leash not to exceed six feet in length. Pets must be cleaned up after.
6. Leave the Deweyville Park area and enter on private property without permission of the landowner.
7. Participate in rowdy, disrespectful behavior.
8. Enter the Deweyville Park area when it is closed. The park is open from dawn to dusk.
9. Vandalize or cause the destruction of town property.

Section 3: Protection of Natural Resources within the Deweyville Park area:

It shall be unlawful for any person to:

1. Intentionally remove, alter, injure or destroy any tree, other plant, rock, soil or mineral within the Deweyville Park area.
2. Kill, trap, hunt or harass any species of wildlife within the Deweyville Park area.
3. Discharge any missile or any other projectile from a weapon upon, over or across the Deweyville Park area.
4. Possess any loaded weapon within the Deweyville Park area, except persons with concealed carry permits or licensed peace officers.
5. Release or abandon within the Deweyville Park area any animal or introduce any plant, chemical or other agent without authorization from Deweyville town authorities.

Section 4: Camping:

It shall be unlawful for any person to camp within the Deweyville Park area except as allowed by Deweyville Town authorities.

Section 5: Horseback Riding:

It shall be unlawful for any person to ride, lead or allow a horse within the Deweyville Park area, except as allowed by Deweyville Town authorities.

Section 6: Non-Motorized Vehicles:

Bicycles will be allowed in the Deweyville Park area, except on the walking trail. Bicycles are allowed on the walking trail for children under age 8, except as authorized by Deweyville Town authorities. Strollers or other human powered vehicles are allowed.

Section 7: Motor Vehicles:

It shall be unlawful for any person to operate a motor vehicle or off-road recreational vehicle within the Deweyville Park area except where authorized by the Deweyville Town authorities. Motorized wheelchairs are allowed.

Section 8: Enforcement:

Licensed peace officers are authorized to enforce the provisions of this ordinance. Any part of the park may be declared closed to the public or to

certain uses at any time as the Deweyville Town authorizes or licensed peace officers find reasonably necessary. Nothing in this ordinance shall prevent employees or agents of Deweyville Town from performing their assigned duties. If any provision of the ordinance is held to be invalid, such invalidity shall not affect the validity of any other provision of this ordinance.

Section 9: Landscaping:

There is hereby created at any time the Deweyville Town Council deems it necessary, a Deweyville Walking Trail Landscaping Committee, composed of 5 interested members of the community, with duties set by the Deweyville Town Council and Deweyville Parks Administrator.

Section 10: Effective Date:

The Deweyville Town Council specifically finds that it is necessary for the immediate preservation of the health, safety and welfare of the present and future inhabitants of the Town that this Ordinance take effect immediately and therefore this Ordinance shall take effect immediately after passage by the Town Council and subsequent posting as required by law.

PASSED AND ADOPTED by the Town Council of Deweyville, State of Utah, this 9th day of July, 2009.

Robert Thayne

Mayor

ATTEST: Tracie Williams

COUNCIL MEMBERS VOTING:

	Aye	No
Mayor Robert Thayne	✓	
Sherie Goring	✓	
Larry Frazier	absent	
Richard Williams	✓	
Eric Page	✓	