

**ORDINANCE NO. 1069**

**AN ORDINANCE OF THE DRAPER CITY COUNCIL AMENDING DRAPER CITY MUNICIPAL CODE SECTION 15-1-050 REGARDING INFLATABLE ATTRACTIONS, MECHANICAL RIDES, WATER SLIDES AND SIMILAR AMENITIES IN CITY PARKS**

**WHEREAS**, the Mayor and City Council wish keep parks as enjoyable as possible for all users; and,

**WHEREAS**, the Council of Draper City finds it in the best interest of the City to keep all park amenities open as public use not hindered by temporary establishments; and,

**WHEREAS**, the City Council wishes to establish regulations as to what is permitted to be set up in City parks; and,

**WHEREAS**, the use of bounce-houses, carnival rides, waterslides, mechanical bulls, dunk booths, and such related items create park use problems and shall not be allowed in public parks.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF DRAPER CITY, STATE OF UTAH, AS FOLLOWS:**

**Section 1.** Amendment. Section 15-1-050 of the Draper City Municipal Code is hereby amended to read as attached hereto in Exhibit "A".

**Section 2.** Severability. If any section, part, or provision of this ordinance is held invalid, or unenforceable, such invalidity or unenforceability shall not affect any other portion of this ordinance, and all sections, parts, and provisions of this ordinance shall be severable.

**Section 3.** Effective Date. This ordinance shall become effective 20 days after publication or posting or 30 days after final passage by the city council, whichever is closer to the date of final passage.

**PASSED AND ADOPTED BY THE CITY COUNCIL OF DRAPER CITY, STATE OF UTAH, THIS THE 1<sup>st</sup> DAY OF October, 2013.**

**DRAPER CITY**

**ATTEST:**

  
\_\_\_\_\_  
City Recorder



  
\_\_\_\_\_  
Mayor Pro Tem

## Exhibit "A"

### **Section 15-1-050 Regulation of General Conduct.**

(a) **Destruction or Defacement of Facilities or Signs.** It shall be unlawful for any person to deface, vandalize, or remove recreation facility property, buildings, or equipment, or to deface, destroy, cover, damage, or remove any placard notice, or sign or parts thereof, whether permanent or temporary, posted or exhibited by the City at such facilities.

(b) **Disturbance of Natural Resources.** It shall be unlawful for any person to remove, alter, injure, or destroy any natural resource at a recreation facility without authorization from the Manager, excepting city personnel in furtherance of their duties.

(c) **Disturbance of Wildlife.** It shall be unlawful for any person to kill, trap, hunt, pursue, or in any manner disturb or cause to be disturbed, or have in possession any species of wildlife found within the confines of any recreation facility, except that fishing may be permitted in accordance with the official rules established by the Manager for a given facility.

(d) **Littering.** It shall be unlawful for any person to deposit, scatter, drop, or abandon in or along any facility any paper, bottles, cans, sewage, waste, trash, or other debris, except in receptacles provided by the City public works department for such purpose. No person shall deposit in any receptacle in any facility any accumulation of waste or trash generated outside the boundaries of the recreation facility.

(e) **Disorderly Conduct.** It shall be unlawful for any person to engage in fighting or indulge in riotous, disorderly, threatening, or indecent conduct or use any abusive, threatening, profane, or indecent language while on or in a recreation facility.

(f) **Alcohol and Controlled Substances.** It shall be unlawful for any person to use, possess, or sell any alcoholic beverages or illegal controlled substances while on or in a recreation facility except as permitted by the City for specific events.

(g) **Possession and Use of Firearms, Dangerous Weapons, or Fireworks.** It shall be unlawful for any person to carry or discharge any firearm or explosive of any kind including fireworks at a recreation facility excepting law enforcement officers and those who are allowed by state code or have received written consent to do so from the Manager.

(h) **Noise Restrictions.** No person may play or cause to be played amplified music or sound in a recreation facility without the express written approval of the Manager and without obtaining a license for such purpose. Such permission or license may be denied by the Manager where it is reasonably believed that such noise would disturb other patrons of the facility, annoy residents neighboring the facility, or disturb wildlife. The written permission and license to play amplified sound must be provided to any City employee or official upon demand during the time for which it is granted. Issuance of permission and a license does not exempt the holder or permitted from all other rules, regulations, ordinances or statues whether State, County or City.

(i) Fires. It shall be unlawful for any person to burn an open fire in a recreation facility except in barbecue or grill areas provided by the City. The Manager may restrict allowed uses for the protection and preservation of public health, safety and welfare, and public facilities.

(j) Unlawful Occupancy. It shall be unlawful for any person to enter any recreation facility building, installation, or area that may be under construction, locked, or closed to public use; or to enter, remain in, or be upon any building, installation, or area after the closing time or before the opening time, or contrary to the posted notice in any recreation facility.

(k) Domesticated Animal Restrictions. At any recreation facility, any owner of a domesticated animal or person having charge, care, custody, or control of such animal shall remove and properly dispose of any feces left by the animal. It is prohibited for any person to take or permit any unrestrained domesticated animal in a recreation facility not specifically designated by the City for that purpose. Such animals must be continually kept on a leash. Such animals shall not enter or be watered at any fountain, pond, lake, or stream, except as locations specifically designated by the City for that purpose.

(l) Grazing. It shall be unlawful to use any recreational facility for the purposes of grazing domestic livestock, such as horses, donkeys, mules, llamas, cattle, sheep, or goats without authorization from the Manager.

(m) Concessions. It shall be unlawful for any person to operate any dispensary or concessions stand in any recreational facility without the express written consent of the Manager or without first obtaining a current, valid business license from the City.

(n) Smoking. It shall be unlawful for any person to smoke in a natural open space area.

**(o) Inflatable attractions, mechanical rides, waterslides. It shall be unlawful for any person to set up a private attraction including but not limited to inflatable bounce houses, waterslides, mechanical bulls, and carnival type rides in any public park except as permitted by the City Recreation Director for specific City events.**

Affidavit of Posting

SALT LAKE COUNTY, STATE OF UTAH

I, the City Recorder of Draper City, by my signature below, certify that copies of **Ordinance No. 1069** for the **City of Draper**, which **Passed and Adopted by the City Council of Draper City, State of Utah on the 1<sup>st</sup> day of October, 2013** were posted at the following places: Draper City Bulletin Board, Salt Lake County Library, Draper Crescent Senior Citizens Center, within the municipality.

**Posted:** October 4, 2013, through October 23, 2013



A handwritten signature in blue ink, appearing to read "Rachelle Conner", written over a horizontal line.

Rachelle Conner, MMC  
City Recorder  
Draper City, State of Utah