

PARADISE TOWNSHIP PARK ORDINANCE

AN ORDINANCE TO PROVIDE FOR THE USE, PROTECTION, REGULATION AND CONTROL OF THE TOWNSHIP PARKS AND PARK PROPERTY, FOR THE PROTECTION OF THE HEALTH, SAFETY AND WELFARE OF THE COMMUNITY AND THE MEMBERS OF THE PUBLIC UTILIZING SUCH FACILITIES IN THE TOWNSHIP OF PARADISE AND FOR OTHER MATTERS CONCERNING RECREATION, CONSERVATION, EDUCATION, HISTORIC, AND SCENIC AREAS AND PRESERVES AND PARKWAYS, FURTHER, TO PROVIDE RULES AND REGULATIONS AND OTHER MATTERS RELATED TO THE USE OF THE CONDUCT OF TOWNSHIP PARK PROPERTY, AND PROVIDE PENALTIES FOR THE VIOLATION THEREOF.

THE TOWNSHIP OF PARADISE, GRAND TRAVERSE COUNTY, STATE OF MICHIGAN, ORDAINS:

SECTION I

SHORT TITLE

This Ordinance may be known and referred to as the "Paradise Township Park Ordinance".

Section II

PUBLIC USE AND HOURS

A. General Public

Use of parks and park facilities shall be on a first come basis unless otherwise permitted under the provisions contained herein.

B. Reserving certain areas

Any group or gathering of twenty (20) or more persons, may use certain areas within the park in Paradise Township to the exclusion of others by making application and being granted a permit by the Paradise Township Board or its designated representative.

C. Permits

1. Applications for permits for reserved park space shall be made by a responsible person of eighteen (18) years of age or older, upon forms furnished by the Paradise Township Clerk's Office as approved by the Paradise Township Board of Trustees.

2. The Township Board or its representative may, upon written application grant special use permits for special uses when, in the opinion of the Township Board or its representative, special consideration is warranted.

3. Application shall be made in advance of the time of the reservation request sufficient to allow at least twenty-four (24) hours posted notice of reservation space.

4. In the event more than one application shall be received for the same space and time, such applications shall be considered in chronological order received.

5. The person reserving space shall be responsible for all clean-up of the park site reserved.

C. Liability and Assumption of Risk

Any person using the Paradise Township Park Facilities shall assume the risk of an injury, damage or loss suffered or incurred while within the park. The holder of a park permit and/or guests of such permit holder shall be liable to the Township of Paradise and to all others using the park facilities for any loss, injury or damage caused by such permit holder and/or his guests or from the negligence or willful or wanton act of such permit holder or guest.

D. Fees and Charges

1. Fees and charges may be assessed by the Paradise Township Board for the use of any facility, land, area or program on Township Park Property.

2. It shall be unlawful for any person or group to use any facility, land or area for which a fee or charge has been established by the Township Board without payment of such fee or charge.

E. Hours

No person or vehicle shall remain on Park property between one hour after sunset and one hour before sunrise excepting

at designated fishing sites, except as may be otherwise permitted by State Law. However, upon application to the Paradise Township Board of Trustees or its representative, said hours may be extended.

F. Alcoholic Beverages, Drugs

No person shall have in their possession any intoxicating beverage while in or upon Paradise Township Park Property. No person shall sell, use or have in their possession any drug or narcotic; the sale, use or possession of which is prohibited by State law.

G. Fireworks

No person shall fire, discharge or have in his or her possession any rocket, firecracker, torpedo, squib, or other fireworks or any substance of an explosive nature within or upon Paradise Township Park property unless the Paradise Township Board or its representative shall have authorized the same by the issuance of a permit.

H. Firearms

No person shall, at any time bring into the Paradise Township Park or park property, nor have in their possession, nor discharge or set off anywhere upon said property, a revolver, pistol, shotgun, rifle, air gun, water gun or any gun, rifle, firearm or bow or other weapon that discharges projectiles either by air, explosive substance or any other force. This section shall not apply to any law enforcement officer while carrying out the duties and responsibilities of his or her position.

I. Commercial uses

No person, persons, company, corporation or organization shall use Paradise Township Park property for a business or commercial purpose without first obtaining a permit from the Paradise Township Board or its representative.

J. Erection of signs

It shall be unlawful to erect or place any sign on Park property without first obtaining a permit from the Paradise Township Board or its representative.

K. Solicitation

It shall be unlawful to engage in solicitation of persons

using Paradise Township Park property or to distribute advertising or other materials without first obtaining a permit from the Paradise Township Board or its representative.

SECTION III

PROTECTION OF PROPERTY

A. Fires

1. No person shall build any fire upon Paradise Township Park property except within the fireplaces, grills or other places approved and designated by the Paradise Township Board or its representative for such purpose.

2. No persons shall drop, throw or otherwise scatter lighted matches, burning cigars, cigarettes, tobacco paper, burning chips/coals or other flammable materials within or upon Paradise Township Park property.

3. Fires shall not be left unattended. All fires shall be extinguished upon leaving the immediate vicinity.

B. Trash and Litter

1. All litter shall be placed in receptacles provided for such disposal.

2. No household refuse or other waste products which has originated outside the park area shall be brought into the park or deposited in receptacles or trash cans.

SECTION IV

PETS AND THE PROTECTION OF WILDLIFE

1. Pets

No dogs, cats or other pets shall be allowed within the Paradise Township Parks, unless otherwise provided by law.

2. Horses

It shall be unlawful for any person to ride, lead or cause or suffer a horse to be upon any landscaped property within the Paradise Township Parks, except in designated areas.

3. Wildlife

No person shall mistreat, torture, neglect, kill or catch

any bird or animal nor shall any person molest or rob any nest or any liar, den or burrow of any animal in or upon the land or waters within or upon Township Park property.

SECTION V

REGULATIONS GOVERNING SPORTS, GAMES AND ACTIVITIES

1. Swimming

No person shall swim, bath, wade or dive in any lakes, ponds, rivers, streams or other watercourses within Township Park property.

2. Boating

No person shall bring into, use or mavigate any boat, yacht, canoe jetski, raft, innertube or other watercraft in any lakes, ponds, rivers, streams or other watercourses within Township Park property.

3. Camping

It shall be unlawful to camp at any time on Township Park property.

SECTION VI

TRAFFIC AND PARKING

1. Parking

It shall be unlawful for the operator of a vehicle to stop, stand or park any vehicle in any place marked for a loading zone, other than the expeditious loading or unloading of passengers, or for the unloading or pickup of materials. It shall also be unlawful to park in a space designated as to prohibited area or zone.

2. Bicycles and Skateboards

The use of bicycles, skateboards and roller-skates are prohibited on Township Park property.

3. Motor-Driven Vehicles

It shall be unlawful for any person to engage in the following acts on Township Park property:

a. Operate a motor-driven vehicle in any Township Park except on roads or designated parking areas.

b. Operate a motor-driven vehicle at a speed greater than twenty-five (25) miles per hour (or at a speed greater than that posted.)

c. Operate a motor-driven sled, toboggan, all-terrain vehicle, motor bike, go-cart or snowmobile on any Township Park property, provided, however, that nothin herein shall prohibit the operation of maintenance vehicles and emergency vehicles on Township property.

d. Operate a motor-driven vehicle in a drag race or speed contest, whether from a standing start or otherwise.

e. Drive any vehicle while over the State legal level of intoxicating liquor or under the influence of a narcotic, drug or other controlled substance.

f. Operate a motor vehicle in a manner which results in excessive noise or disturbs the peace, quiet and tranquility of the Park and persons using said Park.

g. Any motorized vehicles found upon Township Park property between one hour after sunset and one hour before sunrise shall be removed at owner's expense.

h. Continuously cruise in any motor-vehicle in, through and around Township Park property for the purpose of attracting or distracting persons using Park facilities.

SECTION VII

NUISANCE

1. Personal Conduct

It shall be unlawful to engage in any violent, abusive, loud, boisterous, vulgar, lewd, wanton, obscene or otherwise disorderly conduct or to disturb or annoy others, while in or on Paradise Township Park property.

2. Use of a Loudspeaker

It shall be unlawful to use a loudspeaker, public address system or other type of electronic amplification within or upon Township Park property with first obtaining a permit from the Township Board or its representative.

3. Littering and Pollution of Water

It shall be unlawful to discard or deposit litter or refuse of any kind within or upon Paradise Township Park property, except by placing said refuse in containers so designated for such purpose.

SECTION VIII

DEFINITIONS

1. Person or Persons

"Person" or "Persons" shall mean individuals, male or female, singular or plural; firms, corporations, or any group or gathering of individuals.

2. Camping

"Camping" means the overnight lodging or sleeping of person or persons on the ground or in any other manner, or in any sleeping bag, tent, trailer-tent, trailer coach, vehicle camper, motor vehicle, boat or in any other conveyance erected, parked or placed on the premises or waters of the Township Park.

3. Rules

"Rules" shall mean the rules adopted by the Paradise Township Board applicable to all property administered by or under the jurisdiction of said Township Board and all amendments thereto.

SECTION IX

CONFLICTING ORDINANCES

All Ordinances or parts of Ordinances in conflict herewith are, to the extent of such conflict, hereby repealed.

SECTION X

ENFORCEMENT

Any person violating any provision of the foregoing rules shall be deemed guilty of a misdemeanor and upon conviction thereof be fined not more than Five Hundred (\$500.00) Dollars and costs of prosecution, or imprisoned in the County jail for a period not exceeding Ninety (90) days or both, for each offense.

SECTION XI

This Ordinance shall take effect Thirty (30) days after publication.

Passed and Adopted by the Township Board of the Township of Paradise, County of Grand Traverse, State of Michigan on the 13th day of November, and approved by me on the 19th day of November, 1991.


Kenneth D. Sleder
Paradise Township Supervisor

