

**ORDINANCE NO. 1716**

**AN ORDINANCE AMENDING CHAPTER 30, ARTICLE II, OF THE CODE OF THE CITY OF NEODESHA, DEALING WITH PARK RULES INSIDE THE CITY OF NEODESHA; AND REPEALING OLD CHAPTER 30, ARTICLE II, OF THE CODE OF THE CITY OF NEODESHA.**

**BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF NEODESHA, KANSAS:**

**Section One:** Chapter 30, Article II, of the City of Neodesha Code shall be amended to read as follows:

**ARTICLE II. - PARK RULES**

**Sec. 30-23. - City laws extended to park.**

The laws of the city shall extend to and cover all city parks within the city limits.

**Sec. 30-24. – Park Hours**

- (a) Neodesha City parks shall be open daily to the public during the hours of 6:00 a.m. to 11:00 p.m. of any one day.
- (b) The City Administrator, or his or her designee, may declare that any section or part of the park may be closed to the public at any time, and for any interval of time.
- (c) It shall be unlawful for any person, other than city personnel conducting city business therein or other persons authorized by the City Administrator, to occupy or be present in Neodesha parks during any hours in which the park is not open to the public.

**Sec. 30-25. - Vehicle regulations.**

- (a) Motor vehicles, including any vehicle licensed to operate on public streets, roads and highways and motorbikes, go-carts, snowmobiles and other motorized off-the-road vehicles shall be operated in a safe and prudent manner at all times in park areas.
- (b) Except as provided in subsection (d) of this section, it shall be unlawful for any person to park any motor vehicle in any area not designated for such purpose.
- (c) Except as provided in subsection (d) of this section, it shall be unlawful for any person to operate any motor vehicle within any city park except upon roads, drives and parking areas established by the city.
- (d) Subsections (b) and (c) of this section shall not apply to authorized city employees while engaged in the maintenance and care of the park.
- (e) It shall be unlawful to operate any such vehicle in any park area at a speed in excess of 20 mph.

**Sec. 30-26. - Hunting.**

It shall be unlawful for any person to pursue, catch, trap, maim, kill, shoot or take any wildlife, either bird or animal, in any manner at any time while in any city park.

**Sec. 30-27. - Sanitation.**

All waste material, paper, trash, rubbish, tin cans, bottles, containers, garbage and refuse of any kind whatsoever shall be deposited in disposal containers provided for such purposes. No such waste or contaminating material shall be discarded otherwise. No sticks, stones, trash or other objects shall be thrown or discarded in or on any park lands, fountains, pools, drinking fountains, sanitary facilities, or other improvements.

**Sec. 30-28. - Prohibition against alcoholic beverages and cereal malt beverages.**

It shall be unlawful for any person to use, consume or have possession of an open container on the premises of any park property within the city any alcoholic beverage. A package shall be considered an open container if the original seal has been broken or removed. An alcoholic beverage shall be defined as, as any alcoholic liquor, as defined by K.S.A. 41-102 and amendments thereto, or any cereal malt beverage, as defined by K.S.A. 41-2701 and amendments thereto, or the current edition of the Standard Traffic Ordinance.

**Sec. 30-29. - General regulations.**

The city may post such rules and regulations, as are approved by the governing body, pertaining to the use of the city parks in a conspicuous place in each city park. Violations of these posted rules shall constitute a violation of this Code.

Sec. 30-30. – Violation; penalty.

Any violation of the provisions of this Article shall be punishable as a Class C violation pursuant to the general penalty provisions of the Code of the City of Neodesha, Kansas, Chapter 1, Section 1-7.

Secs. 30-31—30-59. - Reserved.

**Section Two:** Old Chapter 30, Article II of the Code of the City of Neodesha is hereby repealed.

**Section Three: EFFECTIVE DATE.** This ordinance shall be in full force and effect after its publication in the official city newspaper.

**Passed by the Governing Body of the City of Neodesha, Kansas and signed by the Mayor this 27<sup>th</sup> day of February, 2019.**

ATTEST:

---

**Terry M. Harper, Mayor**

---

**Bobby Busch, City Clerk**