

An ordinance to provide for the use, protection, regulation and control of the public parks and park facilities in the Charter Township of Raisin, and to provide for adoption of supplementary rules and regulations and other matters related to the use of and conduct on park property.

The Charter Township of Raisin ordains:

Section 1
Short Title

This ordinance may be known and referred to as the “**Charter Township of Raisin Park Ordinance**”

Section 2
Public use and hours

2.1 General Public

- (a) Any group or gathering of twenty five (25) or more persons may use certain areas within the public park in Raisin Township to the exclusion of others by making application and being granted a permit by the Raisin Township office.

2.2 Permits

- (a) Application for permit for reserved park space shall be made upon forms to be furnished by the Raisin Township office.
- (b) Each application shall be accompanied by a deposit and fee set by the Township Board. Such deposit shall be for the purpose of insuring that the reserved areas shall be clean of debris and said deposit shall be returned after inspection of the park has terminated in accordance with the permit. If said empty area, the use of which is granted by the permit is not cleaned of debris, the deposit shall be forfeited to the Commission to cover the cost of inspection and cleaning.
- (c) Application shall be made in advance of the time of the reservation request sufficient to allow at least twelve (12) hours posted notice of reservation of space.
- (d) In the event more applications for reserved space are received than spaces available, such applications shall be considered in chronological order received
- (e) Nothing contained herein shall operate to exempt the users of reserved spaces from full compliance with the ordinance and all rules of the Parks and Recreation Commission relating to use of and conduct on Township Park property

2.3 Hours

No unattended vehicle shall remain upon property administered by or under the jurisdiction of the Township Board

2.4 Opening and closing of parks will be set by the Park Commission

Section 3
Protection of property

Destruction of buildings, markers, monuments and other properties shall be prohibited, and no person shall, on Township property:

- (a) Willfully destroy, deface, alter, change or remove any monument, stone marker, bench mark, stake, post or blaze, marking or designating any boundary line, survey line, or reference point.
- (b) Cut, break, mark upon or otherwise injure any building, equipment, bridge, drain, wall, fountain, lamp post, fence, gate, hedge, or other structure.
- (c) Deface, destroy or remove any placard, notice or sign whether permanent or temporary, posted or exhibited within or upon Park property.
- (d) Appropriately, excavate, injure or destroy any historical or pre-historical ruin or any object of antiquity without permission of the Township Board.

3.2 Destruction of plant life and natural surroundings shall be prohibited, and no person shall:

- (a) Cut, remove, or destroy any tree, sapling, seedling, bush or shrub, whether alive or dead, or chip, blaze, box, girdle, trim or otherwise deface or injure any tree or shrub, or break or remove any branch, foliage, flower, or any tree or shrub, or pick, gather, uproot, remove, or destroy any flower, plant or grass.
- (b) Remove or cause to be removed any sod, earth, humus, peat, boulders, gravel, or sand, without written permission of the Township Board.

3.3 The following rules shall apply to fire on Township Park Property:

- (a) No person shall willfully set or cause to be set on fire any tree, woodland, brushland, grassland or meadow within or upon the property of the Township.
- (b) No person shall build any fire upon Township property except within the fireplaces, receptacles, or open spaces approved and designated by the Township for such purpose.
- (c) No person shall drop, throw or otherwise scatter lighted matches, burning cigars, cigarettes, tobacco, paper or other inflammable materials within or upon any property of the Township.
- (d) Fire shall not be left unattended. All fires shall be extinguished upon leaving the immediate vicinity.

Section 4
Protection of Wildlife

4.1 It shall be unlawful for any person while on Township Park property to:

- (a) Cause any animal or fowl to run at large
- (b) Bring, drive or lead any animal onto Township Park property, excepting that horses and other beasts of burden and draft animals may be ridden by persons in charge thereof or drive before a vehicle attached thereto, on such portions of Township Park property as may be designated for riding or driving by the Township.
- (c) WITH THE EXCEPTION OF LEADER DOGS: No person shall bring, lead or carry any animal or pet, on or to any Raisin Township Park Property. A violation of this part of the Raisin Township Park Ordinance shall be punishable under Township Civil Citation. (This section amended by Ord # 00-002 dated 12/22/2000 by township board)
- (d) Cause or permit any horse or other animals to stand on any Township Park property unless securely hitched or in the charge of some competent person
- (e) Torture, ill-treat, or neglect any animal or fowl.
- (f) No person shall hunt, trap, catch, wound or kill, or treat cruelly, attempt to trap, catch, wound, or kill any bird or animal, molest or rob any nest of any bird or any lair, den or burrow of any animal in or upon any land or waters administered by or under the jurisdiction of the Township, provided, however the Township may from time to time designate limited areas in which waterfowl hunting will be allowed.

Section 5
Regulations governing sports, games, activities and other uses

5.1 It shall be unlawful to camp except in such areas as may be provided and designated for such purposes by the Commission. No person shall camp without a written permit issued by an authorized representative of the Township

Section 6
Traffic and Parking

6.1 Parking in prohibited areas, standing for loading or unloading in certain places;

- (a) It shall be unlawful for the operator of a vehicle to stop, stand or park said vehicle in any place marked as a passenger or loading zone, other than for the expeditious loading or unloading of passengers or for the unloading and delivery or pickup and loading of materials.

- (b) It shall be unlawful for the operator of a vehicle to stop, stand or park such vehicle upon any roadway or in any parking area in such manner to form an obstruction to traffic thereon.
- (c) It shall be unlawful to park any vehicle in any area which is designated as a prohibited parking area.
- (d) It shall be unlawful to drive or park any motor vehicle in or upon Township property which is used for recreational purposes, unless otherwise allowed by these rules.

6.2 Horses

- (a) It shall be unlawful for any person to ride, load or cause or suffer a horse to be upon any property administered by or under the jurisdiction of the Township except on specifically designated and posted areas or bridal paths or by permit on field trial areas.
- (b) It shall be unlawful for any person to ride a horse in a careless, negligent, or reckless manner so as to create a nuisance or to endanger the life, property or persons of others on any land administered by or under the jurisdiction of the Commission.

6.3 Motor Driven Vehicles: It shall be unlawful for any person to:

- (a) Operate a motor driven vehicle of any kind or nature except on roads or designated areas.
- (b) Operate a motor driven vehicle on any park road at a speed exceeding 10 miles per hour.
- (c) Operate a motor vehicle upon Township property in a speed contest or for the purpose of making a speed record, including that commonly known as a drag race, whether from a standing start or otherwise over a measured or unmeasured distance, the object of which is to better or defeat one or more contestants on the basis of the elapsed time, superior performance or speed. Provided further, however this section shall not apply to any event for which a permit has been applied for and granted by the commission.
- (d) Operate any vehicle on Township property, including but not limited to any area designated for the parking of vehicles, in a careless or negligent manner likely to endanger any person or property.
- (e) Drive any vehicle upon Township property while under the influence of intoxicating liquor or narcotic, drug, barbitol, or any derivative of barbitol.

- (f) Drive any vehicle upon Township property while his ability to do so has been impaired by the use of intoxicating liquor or by the use of drugs or narcotics.
- (g) Operate any motor vehicle upon Township property while his license to so operate has been suspended or revoked by the State of Michigan.
- (h) Operate a motor vehicle upon Township property without having a valid operator's license, motor vehicle registration certificate and proof of minimum liability coverage or uninsured motor vehicle fee as required by the State of Michigan vehicle code in his possession.
- (i) Operate any vehicle upon Township property contrary to posted traffic signs, symbols, rules or regulations or marked roadways.
- (j) Operate any motor vehicle in any manner upon Township property which results in excessive noise or disturbs the peace, quiet or tranquility of the area.
- (k) Leave or cause to be left, any vehicle upon property administered by or under the jurisdiction of the Township during daylight hours.
- (l) Operate or ride on a motorcycle or motor driven cycle without wearing a crash helmet approved by the Department of State Police. Rules of the Department of State Police for the implementation of subsection (d) of section 658 of act 300 PA 1949, as amended, shall apply to this rule.
- (m) Continuously cruise in any motor driven vehicle in, through and around Park.

6.4

Operation of Bicycles

- (a) Bicycles shall be operated as closely to the right-hand curb or right-hand side of the path, trail or roadway as conditions will permit and not more than two (2) bicycles shall be operated abreast.
- (b) It shall be unlawful for the operator of any bicycle where upon any path, trail or roadway, to carry any person upon the handlebar or frame of any bicycle, or for any person to so ride upon such bicycle.
- (c) Bicycles may be operated upon such paths, trails, or roadways as may be posted allowing such use: provided however, no such use shall be allowed after daylight hours.

Section 7
Trespass

- 7.1** Peddling or Soliciting
It shall be unlawful for any person to peddle or solicit business of any nature whatsoever, or to distribute handbills, or other advertising matter, to post unauthorized signs on any lands, water, structures, or property administered by or under the jurisdiction of the Township, or to use such lands, water, structures, or property unless first authorized in writing by the Township or its agent.
- 7.2** Unlawful Obstruction
No person, firm or corporation shall by force, threats, intimidation, unlawful fencing, enclosing, or by any other means: prevent or obstruct any person from entering, leaving or making full use of any property administered by or under the jurisdiction of the Township.
- 7.3** Hindering employees
No person shall interfere with, or in any manner hinder any employee or agent of the Township while performing their official duties.
- 7.4** Alcoholic Beverages, Drugs
No persons shall have in their possession any intoxicating beverages while in or upon the property administered by or under the jurisdiction of the Township. No person shall sell, use or have in his possession any drug or narcotic: the sale, use or possession of which is prohibited by the state of law.
- 7.5** Personal Conduct
(a) It shall be unlawful for any person to under the influence of intoxicants, or 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 any property administered by or under the jurisdiction of the Township.

(b) It shall be unlawful to conduct or to participate in any form of gambling, lottery or game of chance upon Park property
- 7.6** Use of loudspeaker

It shall be unlawful to use a loudspeaker, public address system or amplifier within or upon Township property without a written permit issued by the Township.
- 7.7** Fireworks
No person shall fire, transport, sell, 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 property of the Township unless the Township or its authorized agent shall have authorized same by the issuance of a permit therefore.

7.8

Firearms

No person shall at any time bring into or onto the Township Parks properties, nor have in his or her possession, nor discharge, or set off anywhere upon said properties, a revolver, pistol, shotgun, rifle, air 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 without a written permit issued by the township. Provided however, that this section shall not apply to any deputy sheriff, police officer, peace officer or other duly appointed law enforcement officer while carrying out the duties and responsibilities of his position.

7.9

Littering

It shall be unlawful:

- (a) To discard or deposit refuse of any kind or nature in or upon the property of the commission except by placing said refuse in containers provided for such purpose.

7.10

Skating and Coasting

- (a) No person shall use roller skates within or upon Commission property except at such times and upon such places as may be designated or maintained therefore.
- (b) No person shall skate, sled, walk or go upon any ice, or snowshoe, or ski except at such times and upon such places as may be designated or maintained therefore.
- (c) No person shall within or upon Commission property coast with hand sleds, bob, carts, or other vehicles, on wheels or runners, ski except at such times and upon such places as may be designated or maintained therefore

7.11

Balloons, airplanes, and parachutes

No person shall make any ascent in any balloon or airplane or any descent in or from any balloon or airplane or parachutes on any lands or waters administered by or under the jurisdiction of the Township without first having written permission from the Township or its agent.

7.12

Public Exhibition

No person shall exhibit any machine for show, or any animal, or indulge in any acrobatic exhibitions in or upon any Township Park property, nor shall any person carry on any performance or do anything whatsoever, which shall cause persons to congregate so as to interfere with the proper use of such property by the general public or to obstruct the passage of vehicles or persons, without first having obtained written permission from the Township

7.13

Special Permits

- (a) No erection, construction or maintenance shall be made above or below ground, across or beneath Township Park property by any person, firm or corporation without first having obtained written permission from the Township authorizing such installation or construction and a permit specifying in detail the work to be done and the conditions to be fulfilled pursuant to the terms of such approval.
- (b) The commission or its agent may, upon written application, grant specific use permits with the Township Board approval for special uses when in the opinion of the commission or its agent special consideration is warranted.

7.14

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

7.15

Emergency powers

Nothing in these rules shall;

- (a) Prohibit or hinder duly authorized agents of the Township or any peace officers from performing their official duties.
- (b) Prohibit the Township from establishing emergency rules required to protect the health, welfare and safety of park visitors and to protect park property; including but not limited to, the right of the Township to order all persons off commission property, and close all or any portion of said park.

Section 8
Enforcement

8.1

Fines and imprisonment

Any person violating any provision of the foregoing rules shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined not more than \$100.00 and costs of prosecution, or imprisoned in the County jail for a period not exceeding 90 days or both, for each offense.

Section 9
Definitions

9.1

“Township property” and “Township Park property” shall mean all lands, waters, and property administered by or under the jurisdiction of the Raisin Township Park Commission of the Charter Township of Raisin.

9.2

“Person” or “persons” shall mean individuals, male or female, singular or plural; firms, corporations, or any group of gathering of individuals.

- 9.3** “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 within any park or recreation area administered by the Township.
- 9.4** “Rules” shall mean the rules adopted by the Raisin Township Parks commission applicable to all property administered by or under the jurisdiction of the said commission and all amendments thereto.
- 9.5** “Commission” shall mean Raisin Township Park Commission.

Section 10

- 10.1** All ordinances or parts of ordinances in conflict herewith are, to the extent of such conflict, hereby repealed.

Section 11
Saving Clause

- 11.1** If any section or part, clause or phrase of this ordinance shall be determined to be invalid by a court or competent jurisdiction such invalidity shall not affect the remainder of the ordinance, which remaining provisions shall remain in full force and effect.

Section 12

- 12.1** This ordinance shall be published as required by law, to become effective thirty days after publication

This ordinance was introduced at a regular meeting of the Raisin Township Board held on the 9th day of December 1985 by Richard Holdridge, Introduction supported by Don Withrow; and the final adoption occurred at a regular meeting of the Board on the 9th day of December, 1985 by the following roll call vote.

Ayes; Withrow, Vaughn, Holdridge, Crittenden, Ruggirello, Sieler, Rebottaro
Nays; None

Christine A. Ruggirello

Christine Ruggirello, Clerk
Charter Township of Raisin

Louis Rebottaro

Louis Rebottaro, Supervisor
Charter Township of Raisin

I, Christine Ruggirello, Clerk, hereby certify that the foregoing is a true ordinance adopted by the Board of Trustees of the Charter Township of Raisin on December 9, 1985.

CHARTER TOWNSHIP OF RAISIN

Christine A. Ruggirello, Clerk
CHRISTINE RUGGIRELLO, CLERK