

CHAPTER XII. PUBLIC PROPERTY

Article 1. City Parks

Article 2. De Soto Community Center and
De Soto Senior Center

Article 3. Park Board

ARTICLE 1. CITY PARKS

- 12-101. **PARK RULES AND REGULATIONS.** Those rules heretofore prescribed by the city shall constitute the park rules and regulations which shall be applicable to and enforced upon all park land within the city. Such rules and regulations shall be available at the office of the city clerk as set by the city and amended from time to time as deemed necessary upon the direction of the governing body. (Ord. 976, Sec. 1)
- 12-102. **LICENSE FEES.** The governing body shall hereafter set and amend, from time to time by resolution, such license fees as are deemed reasonable and generally applicable for use of park lands and facilities, the former junior high gymnasium and all recreational facilities owned by the city, whether located indoors or situated on park land. (Ord. 1003, Sec. 1)
- 12-103. **CITY CLERK TO COLLECT FEES.** The city clerk or his or her duly appointed agent, is hereby directed to collect such park license fees as are fixed by the governing body from time to time and to thereupon issue such evidence of payment as shall be prescribed by the governing body, including, but not limited to, tags for pool fees or cards for leagues or players for ball fees. (Ord. 976, Sec. 3)
- 12-104. **LICENSE REQUIRED.** No person shall be permitted to use park lands and facilities for which a fee is required until and unless such person, or his or her team or league, where applicable, shall have paid the prescribed fee to the city clerk and obtained a license therefor. (Ord. 976, Sec. 4)
- 12-105. **LICENSES TO BE DISPLAYED.** Each person or each team captain (for ball games) and each individual for swimming permits, shall retain such license and produce the same (to show evidence that all license fees have been paid) upon request by any city employee or agent, as such employee shall be designated by the city administrator. (Ord. 976, Sec. 5)
- 12-106. **DAMAGING PARK PROPERTY.** It shall be unlawful for any person, except duly authorized city employees, to willfully or wantonly remove, injure, tarnish, deface or destroy any building, walk, bench, tree or improvement or property of any kind belonging to any park owned by the city. (Ord. 739, Sec. 1; Code 1998)
- 12-107. **DISCHARGE OF FIREARMS.** It shall be a code violation pursuant to section 1-116, to discharge firearms within any city park except for organized shooting events in Wilderness Park for which a special firearms activity permit shall have been issued.

But, in no event shall any special firearms activity permit allow the discharge of any weapons other than a shotgun, .22 rim-fire rifles and/or muzzle loading black powder rifles. (Ord. 1036, Sec. 1)

12-108. SPECIAL FIREARMS ACTIVITY PERMIT. The city clerk shall be authorized to issue a special firearms activity permit to any organization which applies for a permit to conduct a shooting event in Wilderness Park at a time that the park is not previously committed to another use. The permit shall contain the following information:

- (a) Name of organization.
- (b) Date of event.
- (c) Hours of event.
- (d) Liability insurance provider.
- (e) Liability insurance policy number.

(Ord. 739, Sec. 3)

12-109. POST OF PERMIT. No special firearms activity permit shall be valid unless it is conspicuously posted at Wilderness Park at the time of the event sanctioned by the permit. In addition to no permit shall be valid unless there is flown at Wilderness Park on the standard provided simultaneously with the posting of such permit a three foot by five foot red flag. (Ord. 739, Sec. 4)

12-110. INTERFERENCE WITH SANCTIONED SHOOTING EVENT. It shall be a misdemeanor punishable as hereinafter specified to interfere with, stop or endanger life or property during a city sanctioned organized shooting event authorized by a special firearms activity permit as hereinabove provided. (Ord. 739, Sec. 5)

12-111. VEHICLE REGULATIONS. (a) Except as provided in subsection (c), it shall be unlawful for any person to park any motor vehicle in any area not designated for such purpose.

(b) Except as provided in subsection (c), 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.

(c) Subsections (a) and (b) above shall not apply to authorized city employees while engaged in the maintenance and care of the park.

(Code 1998)

12-112. 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. (Code 1998)

12-113. FIRES. It shall be unlawful for any person to build or kindle any fire in any city park except in the ovens, stoves, or grills provided for that purpose by the city, and such fire must be extinguished by the person, persons or parties starting such fire, immediately after use thereof. (Code 1998)

12-114. CAMPING PROHIBITED. Overnight camping is hereby prohibited in city parks except where posted. (Code 1998)

12-115. 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

- 12-201. USE FEE. Each user of the De Soto Community Center or the De Soto Senior Center shall be assessed a use fee in an amount of \$10 for each De Soto organization and \$50 for other organizations for each use of either of these facilities. Each separate day of use will constitute a separate use for purposes of this article.
 Community Center Gym: \$20.00 per hour
 \$100.00 cleaning/damage deposit (refundable)
 \$100.00 if food or alcohol served
 (Ord 500, Sec. 1; Ord. 1065, Sec. 1)
- 12-202. SAME; EXCEPTION. Section 12-201 of this article shall not apply to use of the De Soto Senior Center by Services for Seniors, Inc. (Ord. 500, Sec. 2)
- 12-203. SAME; ACKNOWLEDGMENT OF TERMS. Each use of the De Soto Community Center or the Johnson County Nutrition Site, with the exception of Services for Seniors, Inc., shall execute an acknowledgment of the terms of use of the facility, a copy of which acknowledgment is attached hereto and made a part hereof as if it were fully set out herein. (Ord. 500, Sec. 3)

ARTICLE 3. PARK BOARD

- 12-301. PARK ADVISORY BOARD CREATED. There is hereby created the De Soto Park board which shall have such members, organization and duties as set forth in this article. (Ord. 1001, Sec. 1)
- 12-302. MEMBERS; TERMS; APPOINTMENTS. The park board shall consist of nine members, who shall be appointed by the mayor with the approval of the city council. The term of office of members appointed to the park board shall be three years except the term of three of the members appointed to the first board shall be only one year and the term of three members of the first board shall be for two years. In the event that a vacancy shall occur during the term of any member, their successor shall be appointed for the unexpired portion of the term. (Ord. 1001, Sec. 2)
- 12-303. EX OFFICIO MEMBER. In addition, the members appointed pursuant to section 12-302 above, the mayor shall, with the approval of the city council appoint a member of the governing body to serve as a non-voting ex officio member of the park board for a term of one year. (Ord. 1001, Sec. 3)
- 12-304. ORGANIZATION; OFFICERS. Upon the initial appointment as aforesaid, the appointees shall convene for the first meeting of the board at a time and place determined by the ex officio member of the board. The board shall organize by the election of one member as chairperson and one as vice chairperson. A secretary shall also be designated who may but need not be a member of the board. The chairperson, or upon his or her absence, the vice chairperson, shall preside at all meetings and the secretary shall keep or cause to be kept a proper record of all proceedings of the board. Following the organizational meeting, officers shall be elected thereafter at the regular May meeting of the board each year to serve for one year or until their respective successors are appointed. (Ord. 1001, Sec. 4)

12-305. BY-LAWS; MEETINGS; QUORUM. The board shall adopt by-laws to governing the conduct of its business. The board shall fix the time and place of its regular meetings. A quorum consisting of five of the voting members must be present at all meetings for the official conduct of business. (Ord. 1001, Sec. 5)

12-306. DUTIES. The volunteer park board shall review and study the operation, maintenance, improvements and expansion of all park land and recreation facilities in the city and make recommendations to the governing body of the city concerning the same. The park board shall develop and recommend to the governing body a long-range plan for the future development of city parks and other recreation facilities and participate in all discussions on modification of the park and recreation element of the city's comprehensive plan. The park board shall have such other duties relative to parks and recreation and park lands as may be assigned from time-to-time by the governing body. (Ord. 1001, Sec. 6)