

ORDINANCE NO. 6
COTTONWOOD COUNTY, MINNESOTA
REGULATING CONDUCT IN PUBLIC PARKS

An Ordinance regulating conduct in public parks; Providing for enforcement; And prescribing penalties for the violation of its provisions.

THE COUNTY BOARD OF COTTONWOOD COUNTY ORDAINS:

SECTION I: SHORT TITLE.

This Ordinance shall be known and may be cited as "Cottonwood County Ordinance Regulating Conduct in Public Parks".

SECTION II. DEFINITIONS.

For the purposes of this Ordinance, the following terms, phrases, words, and their derivations shall have the meaning given herein. When not inconsistent with the context, words used in the present tense include the future, words in the plural include the singular, and words in the singular include the plural. The word "shall" is always mandatory and not merely directory.

1. "County" is the County of Cottonwood.
2. "Supervisor" is a person immediately in charge of any park area and its activities, and to whom all park attendants of such area are responsible.
3. "Park" is a park, reservation, playground, beach, recreation center, or any other area in the County owned and used by the County, and devoted to active or passive recreation.
4. "Person" is any person, firm, partnership, association, corporation, company, or organization of any kind.
5. "Vehicle" is any wheeled conveyance, whether motor powered, animal drawn, or self-propelled, and shall also include snowmobiles. The term shall include any trailer in tow of any size, kind, or description. Exception is made for baby carriages and vehicles in the service of the County Parks.

SECTION III. RULES AND REGULATIONS.

No person in a park shall:

1. Willfully mark, deface, disfigure, injure, tamper with, displace, or remove any building, table, fireplace, signs, railings, fences, trees, shrubs, flowers or any structure, equipment, facilities, or park property of any nature.
2. Erect or construct any structure of any kind in any park except under written permission of the park supervisor.
3. Molest in any manner any wild animal, bird or reptile, or the nest, den or lair of the same, except under written permission of the Park Supervisor.
4. Pollute any water or land area of any park by placing or causing to be placed: trash, refuse, or garbage of any nature in or on land or water of any park, but shall dispose of trash, refuse, or garbage shall be disposed of by depositing it in receptacles provided for that purpose.
5. Fail to comply with all applicable provisions of the State Motor Vehicle traffic laws.
6. Fail to comply with all traffic signs in any park.
7. Drive or park any vehicle in any place in any park except on clearly designated roads or parking areas.

8. Ride a bicycle, motorcycle, motorized cart, snowmobile, or horse in any park except on roads or trails clearly marked for such use.
9. Fail to keep dogs or other domestic animals under control so they will not interfere with the parks use by other persons.
10. Willfully perform any offensive, nosy, or disagreeable act or operate a vehicle in any manner which will interfere with the use or enjoyment of the park by other persons.
11. Consume intoxicating liquors in excess in any park.
12. Use firearms in any park.
13. Occupy any area affected by this Ordinance except as specially permitted by the Cottonwood County Park Commission or as allowed by posted hours regulations.

SECTION IV. ENFORCEMENT

Officials. The Supervisor and Park Attendants and Sheriff of Cottonwood County shall, in connection with their duties imposed by law, diligently enforce the provisions of this Ordinance.

Ejection. The Supervisor and any Park Attendant and the Sheriff shall have the authority to eject from the park any person acting in violation of this Ordinance.

Seizure of Property. The Supervisor and any Park Attendant and the Sheriff shall have the authority to seize and confiscate any property, thing, or device in the park, or used, in violation of this Ordinance.

SECTION V. PENALTIES

Any person, firm or corporation violating any of the provisions of this Ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof, shall be fined in an amount not exceeding Three Hundred Dollars (\$300.00) or be imprisoned in the County jail for a period not exceeding ninety (90) days or be both so fined and imprisoned. Each day such violation is committed or permitted to continue, shall constitute a separate offense and shall be punishable as such hereunder.

SECTION VI. SEVARABILITY

If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

SECTION VII. EFFECTIVE DATE

This Ordinance shall be in full force and effect from and after its passage and publication according to law.

Approved and passed unanimously this 1st day of July, 1975.

Herb Luck

Chairman, Cottonwood County Board of Commissioners
(Signed by Herb Luck)

ATTEST:

C. W. Langley (signed by C. W. Langley)
County Auditor

PUBLIC HEARING: Held on Tuesday, July 1, 1975, as per notice published in Cottonwood County Citizen, Windom Minnesota, on June 16, 1975.

PUBLICATION: Published in full in the Cottonwood County Citizen on July , 1975, as part of minutes of the meeting held July 1, 1975.