

Maple Grove Park Commission Rules Ordinance

An ordinance to provide for the use, protection, regulation and control of the public parks and park facilities and other matters concerning recreation, conservation, education, historic and scenic areas and preserves and parkways, and to provide for the adoption of supplementary rules and regulations and other matters related to the use of and conduct on park property.

THE TOWNSHIP OF MAPLE GROVE, SAGINAW COUNTY, MICHIGAN ORDAINS:

Section 1: Short Title

This ordinance may be known and referred to as the Maple Grove/Bob Andres Fields Township Park Ordinance.

Section 2: Public Use and Hours

A. General public -

Any group or gathering of persons may use certain areas within the public parks in Maple Grove Township to the exclusion of others by making application and being granted a permit by the Maple Grove Township Parks and Recreation director or his designated representative of the Maple Grove Township Parks and Recreation Commission.

B. Permits -

1. Applications for permits for reserved park space shall be made upon forms to be furnished by the Maple Grove Township Parks and Recreation Department as approved by the commission.
2. The commission or its agent may, upon written application, grant specific use permits for special uses when, in the opinion of the commission or its agent, special consideration is warranted.
3. Application shall be made in advance of the time of the reservation request sufficient to allow at least 12 hours notice of reservation of space.
4. In the event more applications for reserved space are received than spaces available, such applications shall be considered in the chronological order received.

C. Fees and Charges -

1. Fees and charges may be assessed by the commission for the use of any facility, land, area, or program on township park property.
2. 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.

D. Hours -

No person or vehicle shall remain upon property administered by or under the jurisdiction of the commission between posted closing time 10:30 p.m. and 8:00 a.m. however, that upon application to the commission or its authorized agent, said hours may be extended.

Section 3: Protection of Property

A. Destruction of buildings, markers, monuments and other properties shall be prohibited, and no person shall, on township park property:

1. Willfully destroy, deface, alter, change or remove any monument, stone marker, bench mark, stake, post or blaze, marking, or designate any boundary line, survey line, or reference point.
2. Cut, break, mark upon otherwise injure any building, equipment, drain, wall, fence, gate, hedge, or other structure.
3. Deface, destroy, or remove any placard, notice or sign, whether permanent or temporary, posted or exhibited within or upon park property.
4. Appropriate, excavate, injure or destroy any historical or prehistorical ruin or any object of antiquity, without permission of the commission or its agent.

B. Destruction of plant life and natural surroundings shall be prohibited and no person shall:

1. 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.
2. Remove or cause to be removed any sod, earth, humus, peat, boulders, gravel, or sand, without written permission of the commission or its agent.

C. The following rules shall apply to fires on township park property.

1. No person shall build any fire upon commission property without being approved by the commission.

Section 4: Camping

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 commission

Section 5: Traffic and Parking

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 pick up 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 as 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 commission property which is used for recreational purposes, unless otherwise allowed by these rules.

Horses

- A. It shall be unlawful for any person to ride, lead or cause or suffer a horse to be upon any property administered by or under the jurisdiction of the commission except on specifically designated and posted areas or bridle paths or by permit on field trail 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 lands administered by or under the jurisdiction of the commission.
- C. The driver of any vehicle shall yield the right of way to any person riding a horse on marked bridle paths where such bridle paths cross streets or roadways.

Motor-driven vehicles

It should be unlawful for any person to:

- A. Operate a motor-driven vehicle of any kind or nature except on roads or designated parking areas.
- B. Operate a motor-driven vehicle on any park road at a speed exceeding 25 miles per hour or any speed greater than that posted; provided further, however, that notwithstanding any provision herein, any person driving a vehicle on an park road shall drive at a careful and prudent speed not greater than nor less than is responsible and proper, having due regard to the traffic, surface and width of the road and of any other condition then existing, and no person shall drive any vehicle up a park road at a speed greater than will permit him to bring said vehicle to a stop within the assured clear distance ahead.
- C. Operate any motor-driven sled, toboggan or snowmobile on any property under the management, supervision or control of the commission.
- D. Operate a motor vehicle upon commission 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.
- E. Operate any vehicle upon commission 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.
- F. Drive any vehicle upon commission property while under the influence of intoxicating liquor or narcotic, drug, barbitol or any derivative of barbitol.
- G. Drive any vehicle upon commission property while his ability to do so has been impaired by the use of intoxicating liquor or by the use of drugs or narcotics.
- H. Operate any motor vehicle upon commission property while his license to so operate has been suspended or revoked by the State of Michigan.
- I. Operate a motor vehicle upon commission property without having a valid operator's license, motor vehicle registration certificate and proof of the minimum liability coverage or uninsured motor vehicle fee as required by the State of Michigan vehicle code in his possession.
- J. Operate any vehicle upon commission property contrary to posted traffic signs, symbols, rules or regulations or marked roadways.

K. Operate any motor vehicle in any manner upon commission property which results in excessive noise or disturbs the peace, quiet or tranquility of the area.

L. Leave, or cause to be left, any vehicle upon property administered by or under the jurisdiction of the commission between 10:30 p.m. and 8:00 a.m.

Operation of Bicycles

A. Bicycles shall be operated as closely to the right-hand side of the path, trail or roadway as conditions will permit and not more than two 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 between sunset and sunrise.

Section 6: Trespass

A. Livestock-No person shall drive or cause to be driven any horses, cattle, sheep, goats, swine, or other livestock upon or across property administered by or under the jurisdiction of the commission, without the written permission of the commission or its agent.

B. Peddling and 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, structures, or property administered by or under the jurisdiction of the commission, or to use lands, structures or property unless first authorized in writing by the commission or its agent.

C. Unlawful obstruction-No person, firm or corporation shall by force, threats intimidations, 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 commission.

D. Hindering employees-No person shall interfere with or in any manner hinder any employee or agent of the commission while performing their official duties.

E. Alcoholic beverages, drugs-No person shall have in their possession any intoxicating beverage while in or upon the property administered by or under the jurisdiction of the commission in areas determined by the commission. 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 law.

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F. Personal conduct-

1. It shall be unlawful for any person to be 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 commission.

2. It shall be unlawful to conduct to participate in any form of gambling, lottery or game of chance upon park property.

G. Use of loudspeaker-It shall be unlawful to use a loudspeaker, public address system or amplifier within or upon commission property without a written permit issued by the commission or its agent.

H. 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 the property of the commission unless the commission or its authorized agent shall have authorized same by the issuance of a permit therefore.

I. Firearms-No person shall at any time, bring into or upon the township park's properties nor have in his or her possession, nor discharge, or set off anywhere upon said properties, 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, 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.

J. Littering and pollution of waters-It shall be unlawful:

1. 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.

2. To throw, cast, lay, drop or discharge into or leave in waters administered by or under the jurisdiction of the commission any substance, matter or thing, liquid or solid which may or shall result in the pollution of said waters.

K. 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 parachute on any lands or waters administered by or under the jurisdiction of the commission without first having written permission from the commission or its agent.

L. Public exhibition-No person shall exhibit any machine or 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 commission or its agent.

M. Special permits-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 commission 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.

N. Emergency powers-Nothing in these rules shall:

1. Prohibit or hinder duly authorized agents of the commission or any peace officers from performing their official duties.

2. Prohibit the commission or the director 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 commission to order all persons off commission property, and close all or any portion of said park.

Section 7: Enforcement

Fines and imprisonment-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 \$500 and costs of prosecution and any necessary repairs or replacement cost, or imprisoned in the county jail for a period not exceeding 90 days, or both, for each offense.

Section 8: Definitions

A. "Commission" shall mean the Maple Grove Township Parks and Recreation Commission.

B. "Commission property" or "township park property" shall mean all lands, waters, and property administered by or under the jurisdiction of the Maple Grove Township Parks and Recreation Commission.

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

D. "Rules" shall mean the rules adopted by the Maple Grove Township Parks and Recreation Commission applicable to all property administered by or under the jurisdiction of the said commission and all amendments thereto.

Section 9:

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

Section 10: Effective date

This ordinance shall be published as required by law, to become effective on the date of final publication.