

**AN ORDINANCE REGULATING THE OPERATION AND USE
OF THE VILLAGE PARK, ALL RECREATION FACILITIES, AND
ALL OTHER FACILITIES OWNED AND
CONTROLLED BY THE VILLAGE OF TOBACCOVILLE**

BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF TOBACCOVILLE:

PURPOSE The purpose of this ordinance is to establish regulations for the public health, safety and welfare in respect to the recreational activities, programs and facilities located within the Village Park as well as all other Village owned and controlled facilities. This ordinance is designed to maximize the enjoyment of recreation in the Village Park, provide rules for all Village owned and controlled facilities, and offer protection from conditions which could harm, injure or offend any group or individual.

SECTION 1

It shall be unlawful for any person in the Village Park, any recreation facility, or at Village Hall and all parking facilities thereof, and at all other properties owned or controlled by the Village of Tobaccoville to:

1. Willfully mark, deface, disfigure, injure, tamper with, display or remove any structure, equipment, facilities or other property, either real or personal.
2. Damage, cut, carve, transplant, or remove any tree or plant, injure the bark, pick the flowers or seeds of any tree or plant, to dig or otherwise disturb grass areas in any other way, or injure or impair the natural beauty or usefulness of any area.
3. Dump, litter, or leave any bottles, broken glass, gasoline, paper, boxes, cans, dirt, rubbish, wastes, garbage or refuse, or other trash. All trash, garbage, and recyclables must be properly disposed of in approved receptacles.
4. Park any motor vehicle in areas other than established or designated parking areas. It is further unlawful for any non authorized vehicle to be left in any Village owned parking lot after the facility which it serves is closed for the day unless authorized by the Village Administrator. Unauthorized vehicles may be towed at the owner's expense.
5. Drive any motor vehicle on any area except the paved parking areas or such other areas as may be specifically designated by a Village Administrator, or their designee. Other gas powered, remote control, and battery powered hobby cars, planes and vehicles are not permitted on any Village properties.
6. Rollerskate, skateboard, or rollerblade. Riding on sidewalks, walking trails, tennis courts, and ballfields, upon any bicycle, tricycle, scooter, sled, coaster, toy wagon, or other similar device is further prohibited.
7. Bring farm animals on to properties or to allow any dogs or other pets to run at large. All pets must be restrained on a leash no more than ten (10) feet in length, except that all pets must be constrained on walking trails on a four (4) foot leash. Pet owners must clean up behind their pets and cleaning stations are provided in recreational areas.
8. Have fires in anything other than Village owned grills and enclosures. No grills of any type may be brought onto Village property unless exception is authorized by the Village Administrator for special events. No open fires are allowed.
9. Conduct vending operations by selling beverages, food, or merchandise without first obtaining permission from a Village Administrator or their designee.
10. Camp in any area. No person shall set up tents, shacks, or any other temporary shelter for the purpose of overnight camping or for any other reason. Hammocks are also not permitted
11. Carry, possess, or use firearms on any Village property unless they are carried pursuant to Village Ordinance #146 regulating the possession of firearms by valid concealed carry permittees and other personnel authorized by N.C. State Statute.

12. Bring or use any other dangerous weapon or device on Village property including fireworks, slingshots, bows and arrows, blowguns, crossbows, air guns, and rockets. Non dangerous devices which mar and litter Village property are also prohibited and include silly string, sidewalk chalk, water guns, and water balloons.
13. Undertake any noxious or offensive activity which may become an annoyance or nuisance to other individuals or the neighborhood. This includes engaging in loud boisterous, threatening, abusive, insulting or indecent language or disorderly conduct and includes excessive noise.
14. Enter, use or remain within Village Park while it is closed for operation. One may also not enter, use, or remain on the premises (including parking lots) of any other Village owned building while closed for normal business hours. Exceptions are made for Village Council, Village employees, and law enforcement personnel who may enter the premises after hours. Violations will be considered trespassing.
15. Bring upon, possess, consume or display any beer, wine, whiskey or other intoxicating liquor or beverage or controlled substances or the containers thereof on any Village property. It shall be prohibited for a person under the influence of alcohol or any controlled substance to enter or remain on Village property and such person or persons shall immediately leave upon the request of a law enforcement officer, Village employee, designated volunteer or other person specified by Section 4(2) of this Ordinance. Nothing herein shall prohibit the use of or possession of prescribed medications, if possession of such substance is otherwise lawful.

SECTION 2

1. Flagrant misuse of parks and recreational facilities will result in forfeiture of future use and reservation privileges.
2. The Village Administrator and the Parks and Recreation Advisory Committee have the authority and responsibility to recommend rules and regulations governing the use and maintenance of parks and recreational facilities to the Village Council for their consideration. Such rules and regulations become effective when adopted by the Village Council.
3. Any requests for special events or use of the park and recreational facilities shall be presented to and approved by a Village Administrator or their designee.

SECTION 3

Any section or part of any park, recreation area, or any facility may be declared closed to the public by the Village of Tobaccoville at any time and for any interval of time, either temporarily or at regular and stated intervals (daily or otherwise) and closed to certain uses.

SECTION 4

1. Users of all park and recreation facilities shall adhere to not only this ordinance, but also to any rules and regulations set by the Park and Recreation Advisory Committee as adopted by the Village Council.
2. The Village Administrator, the Village Council, or their designee and any authorized Village employee and any law enforcement agency shall have the authority to eject from any Village owned property, any person acting in violation of this ordinance, or in violation of other rules and regulations enacted pursuant to this ordinance by the Village Council.

SECTION 5

Persons violating this ordinance shall be guilty of a class three (3) misdemeanor and shall be fined not more than \$500.

ADOPTED by unanimous vote by the Council of the Village of Tobaccoville on this the 6th day of November, 2014.