CITY OF STANFORD, KENTUCKY 305 EAST MAIN STREET STANFORD, KY 40484

TITLE IX: GENERAL REGULATIONS

CHAPTER 96: PARKS

ORDINANCE NO. 96.01, 96.02, 96.03 AND 96.99

ORDINANCE SETTING OPERATION HOURS OF CITY PARKS AND PROPERTY HELD FOR PUBLIC USE

ORDINANCE NO. 96.01, 96.02, 96.03 AND 96.99

ORDINANCE SETTING OPERATION HOURS OF CITY PARKS AND PROPERTY HELD FOR PUBLIC USE

WHEREAS, the City of Stanford is concerned for the health, welfare, safety and morals of its youthful citizens and those citizens who frequent city parks or private lands held out for public use (Hereinafter referred to collectively as parks);

WHEREAS, KRS 83A.060 states the procedure for the amendment and/or enactment of ordinances;

WHEREAS, the City Council, after lengthy discussion during City Council meetings, and presentation by the representative of the Lincoln County School Systems, 21st Century concerning paraphernalia, contraband, and other byproducts of illicit activity found and occurring on school property after hours;

WHEREAS, the City Council, after lengthy discussion with the police chief concerning numerous individuals on park property at hours of the night where the park has lost its utility to the public or when dangers may exist which would be apparent in the light of day;

WHEREAS, the City Council is concerned about the growing epidemic of drugs and drug transactions in our community, which negatively affects the health, welfare, safety, and morals said community; and

WHEREAS, no ordinance currently exist concerning parks;

BE IT ORDAINED BY THE CITY OF STANFORD AS FOLLOWS:

Section 1: DEFINITIONS

For the purpose of this chapter the following definitions shall apply unless the context clearly indicates or requires a different meaning.

Park - A public park is said to be a tract of land, great or small, dedicated and maintained for the purposes of pleasure, exercise, amusement, or ornament; a place to which the public at large may resort to for recreation, air, and light. A park may include various facilities used by the public generally for recreation, including tennis, pitching horse

shoes, croquet, baseball, basketball, golf, walking, horseback riding, picnicking [sic], and general outdoor exercise. Recreational parks are governmental in design because their purpose is to promote and benefit the health and pleasure of the people at large.

Private Land Held for Public Use – Land held and owned by and individual citizen or group, which is allowed by the individual citizen or group, to be used as parkland.

Individual - Any person, trust, firm, joint stock company, corporation (including a government corporation), partnership, association, federal agency, state agency, city, commission, political subdivision of the Commonwealth, or any intrastate body.

Section 2: HOURS OF OPERATION

The hours of operation for all city parks and lands held out for public use, by private individuals as parkland, shall be set as follows, due to daylight savings;

From November 1st to March 1st all parks shall be open for public use from 8 AM (EST)

to 8 PM (EST).

From March 2nd to October 31st all parks shall be open from 8 AM (EST) to 10 PM (EST).

At all other times said parks shall be closed for public use. Unless subject to a limitation or a restriction of this Chapter.

Section 3: LIMITATION AND RESTRICTION

Nothing in this chapter shall interfere with the rights of individuals from engaging in scheduled events, nor will it affect the rights of private landowners, engaging in the use of their lands. This Chapter is only to be use to curtail unsanctioned or unapproved use of parks.

Nothing in this chapter shall prevent Private Land Owners from denying access to their land held out for public use, such as a school that would close their park, during normal business hours, while school is in session to ensure the protection of their students.

Section 99:

Any individual found on the park property during hours of non-operation shall be found to be in violation of Section 96.02 and guilty of the following;

- Criminal Trespass in the Third Degree 511.080 and subject to a fine of \$250.00; or
- Criminal Trespass in the Second Degree 511.070 and subject to a fine of \$250.00 and/or subject to not more than 90 days imprisonment.

This Ordinance shall take effect on this	s the day o	f	, 2016.
The Foregoing Ordinance was introduced in the second of th	ced and read for the Council meeting and May	first time of the d for the second _, 2016 at a Cit	time and cy Council
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Mayor Eddie Carter

ATTEST:

City Clerk (City Seal)

ORDINANCE NO. 96.01, 96.02, 96.03 AND 96.99

ORDINANCE SETTING HOURS OF OPERATION FOR CITY PARKS AND PROPERTY HELD FOR PUBLIC USE

In an effort to curtail various activities occurring on our parks, which negatively affect the health, welfare, safety, and morals of the community, the City of Stanford has set the following hours of operation for said parks and private lands held for public use:

During the months of November 1st to March 1st all parks shall be open for public use from 8 AM (EST) to 8 PM (EST). From March 2nd to October 31st all parks shall be open from 8 AM (EST) to 10 PM (EST).

Any individual found on the park property during hours of non-operation shall be found to be in violation of Section 96.02 and guilty of the following;

- Criminal Trespass in the Third Degree 511.080 and subject to a fine of \$250.00; or
- Criminal Trespass in the Second Degree 511.070 and subject to a fine of \$250.00 and/or subject to not more than 90 days imprisonment.

The Foregoing Ordinance was introduced and read for the first time of the <u>17th</u> day of <u>March</u>, 2016 at a City Council meeting and for the second time and approved, on the <u>5th</u> day of <u>May</u>, 2016 at a City Council meeting.