ORDINANCE NO. /56-8/

AN ORDINANCE of the City of Kent, Washington, relating to parks and recreational facilities creating a Board of Park Commissioners, defining their powers and duties; requiring a budget and providing for enforcement by the Police Department of the rules and regulations made by said Board; declaring a violation of any such rule or regulation to be a violation of this Ordinance; providing penalties and repealing Ordinance No. 1309 (August 3, 1965) and all other Ordinances in conflict herewith.

THE CITY COUNCIL OF THE CITY OF KENT, WASHINGTON, DO

ORDAIN AS FOLLOWS:

Section 1. Definition; words used shall have the following meaning: "Park" means an area of land with or without water, developed or used for public recreational purposes, including landscaped tracts, picnic grounds, playgrounds, athletic fields, recreation centers, camps, foot, bicycle and bridle paths, motor vehicle drives, wildlife sanctuaries, museums, zoological and botanical gardens, facilities for bathing, boating, hunting, and fishing, as well as other recreational facilities for the use and benefit of the public. "Board" means Board of Park Commissioners.

Section 2. Creation of Board of Park Commissioners and Eligibility. There is hereby created a Board of Park Commissioners, consisting of three members, who shall be appointed by the Mayor, from citizens of recognized fitness for such positions who reside in this City. No Commissioner shall receive any compensation for his services.

Section 3. Terms of Commissioners; Filling Vacancies. The first Commissioners appointed shall determine by lot whose term of office shall expire in one, two, and three years respectively, and their terms shall begin after their appointment and upon taking the usual oath of qualification. The terms of office, except the first, shall begin on the first Monday in June, and, at the expiration of each Commissioner's term, the Mayor shall
appoint one member for three year term. Members of the Board may be removed at any time by the Mayor and vacancies for the remainder of unexpired terms shall be filled in the same manner in which original appointments are made.

Section 4. Officers of the Board; Meeting; Quorum. Immediately after their appointment, members of the Board shall meet and organize by electing from the Members of the Board a President, a Secretary and such other officers as may be necessary. It shall be the duty of the President to preside at all meetings of the Board and of the Secretary to keep minutes of all meetings and of all proceedings of the Board. A majority of the Board shall constitute a quorum for the transaction of business and two affirmative votes shall be necessary to carry any proposition. A meeting of the Board shall be held at least once a month.

Section 5. Powers and Duties of Board. The Board shall have all of the powers and shall perform all of the duties provided by the Laws of the State of Washington relating to Boards of Park Commissioners of cities of the third class. The Board shall have the power to conduct any form of recreation or cultural activity that will employ the leisure time of the people in a constructive and wholesome manner and shall have control and supervision of all parks belonging to said City and may plan, promote, manage, and acquire, construct, develop, maintain, and operate either within or without City Limits parks, square, parkways and boulevards, play and recreation grounds and/or other municipally owned recreation facilities, including community buildings and improve and ornament the same; enter into any contract in writing, acting independently, or in conjunction with the United States, the State of Washington, any county, city or town, park district, school district, or any such public organizations for the purpose of conducting a recreation program or exercising any other power granted by this Ordinance; and exercise censorship over any
statuary, monuments, or works of art presented to the City. The Board may also solicit or receive upon behalf of the City Council any gift or bequests, or money or other personal property, or any donation to be applied, principal or income, for either temporary or permanent use for playgrounds, parks, or other recreational purposes. Powers of said Board include the authority to grant concessions and privileges hereinunder, such restrictions and for such compensation as it shall prescribe. The revenue from which shall be used for park purposes. Provided, that no concession or privilege shall ever be granted for the sale of any intoxicating liquors, beer and/or wine in any public park and that no concession or privilege shall be granted for a period of more than three (3) years, unless approved by Ordinance. The Board shall have no power to acquire land or property, or to accept gifts or real or personal property without the approval of the City Council, and any property acquired shall be in the name of the City.

Section 6. Rules and Regulations. The Board shall have power to make rules and regulations for the government and management thereof, including the power to fix charges for the use of any municipally owned, or controlled park or recreation facility. All rules and regulations and use charges and amendments and changes adopted by the Board shall be promulgated by one publication in the official newspaper of the City, if there be one, and a copy thereof shall be filed in the office of the City Clerk, or if there is no official newspaper, or other newspaper in said City, then the publication shall be in such manner as the City Council shall direct. These rules and regulations shall have full force and effect from and after the date of said publication. This Ordinance and rules and regulations adopted pursuant thereto shall be enforced by the Police Department of the City. Violation of rules and regulations so adopted shall be a violation of this Ordinance.
Section 7. Appointment and Duties of Parks and Recreation Director. The Mayor shall have the power to appoint a Director, who is the best trained and qualified person available therefor. The Director, under the direction of the Board, shall have the management of the park and playground system and the appointment and supervision of employees thereof for the efficient administration, construction, and development of the public park and recreation system. Such Director may be the executive officer of the Board and shall have powers and duties as prescribed by the Board and such other duties and powers as may from time to time be imposed or conferred upon him by law or Ordinance.

Section 8. Park Budget. Annually, the Board shall submit a budget to the governing body of the City on or before the second Monday in August for its approval.

Section 9. Penalties. Violation of this Ordinance shall be punished by fine not to exceed One Hundred Dollars ($100.00).

Section 10. Effective Date and Publication. This Ordinance shall take force and be in effect five (5) days from and after its passage, approval and publication as provided by law.

Section 11. Repealed Ordinance. Ordinance No. 1309 (August, 1965) and all other Ordinances or parts of Ordinances of the City in conflict herewith are hereby repealed.

Attest:

ALEX THORNTON, Mayor

MARIE JENSEN, City Clerk

Approved as to form: JOHN B. BERLITTER, City Attorney

Passed the _ day of January, 1969

Approved the _ day of January, 1969

Published the _ day of January, 1969.

I hereby certify that this is a true copy of Ordinance No. 1309, passed by the City Council of the City of Kent and approved by the Mayor of the City of Kent as hereon indicated.

MARIE JENSEN, City Clerk
RULES AND REGULATIONS FOR THE OPERATION OF PARK PROPERTIES ADOPTED BY THE BOARD OF PARK COMMISSIONERS IN ACCORDANCE WITH ORDINANCE NO. 1568

SECTION 1. It is unlawful to use, place, or erect any signboard, sign, billboard, bulletin board, post, pole or device of any kind for advertising in any park, or on the public right of way attached thereto, or to attach any notice, bill, poster, sign, wire, rod or cord to any tree, shrub, railing, post or structure within any park, or on the public right of way attached thereto, or without the written consent of the Board of Park Commissioners, to place or erect in any park, a structure of any kind: Provided, that the Commissioners may permit the erection of temporary directional signs or decorations on occasion of public celebration and picnics.

SECTION 2. It is unlawful to remove, destroy, mutilate or deface any structure, monument, statue, vase, fountain, wall, fence railing, vehicle, bench, shrub, tree, fern, plant, flower, lighting system, or sprinkling system or other property lawfully in any park.

SECTION 3. It is unlawful to allow or permit any animal to run at large in any park, or enter any lake, pond, fountain or stream therein.

SECTION 4. It is unlawful to shoot, fire or explode any fireworks, firecrackers, torpedo or explosive of any kind or to carry any firearm or to shoot or fire any firearm, air gun, bows and arrows, B.B. gun or use any slingshot in any park until a written permit has been obtained from the Board of Park Commissioners.
SECTION 5. It is unlawful in any manner to tease, annoy, disturb, molest, catch, injure or kill or to throw any stone or missile of any kind at or strike with any stick or weapon any animal, bird, fowl or fish; or to feed any fowl in the park except at areas designated by the Commission.

SECTION 6. It is unlawful to take up collections, or to act as or play the vocation of solicitor, agent, peddler, fakir, medicant, beggar, strolling musician, organ grinder, exhorter, Barker, showman or bootblack; or to operate or use any loudspeaker or other mechanical means of amplifying sound in any park without a written permit from the Board of Park Commissioners.

SECTION 7. It is unlawful to hold, operate or conduct a circus, carnival, or traveling exhibition in any park except such activities as may be a regular part of the parks and recreation program conducted by the Board of Park Commissioners.

SECTION 8. It is unlawful to sell refreshments or merchandise without the written permission of, or a concession contract with the Commissioners.

SECTION 9. It is unlawful to hold, or participate in, any religious or political meeting or other assembly, or to distribute literature in any park without first obtaining the written permission of the Board of Park Commissioners.

SECTION 10. It is unlawful to have, keep or operate any boat, float, raft or other water craft in or upon any bay, lake, slough, river, or creek, within the limits of any park, or to launch the same at any point upon the shores
thereof bordering upon any park, except at places set apart for such purposes by the Commissioners and so designated by signs.

SECTION 11. It is unlawful to ride or drive any bicycle, tricycle, motorcycle, motor vehicle, horse or pony over or through any park except along and upon the park drives, parkways, park boulevards; or at a speed in excess of fifteen miles per hour; or to stand or park any vehicle, except in areas designated by the Commissioners. Improperly parked vehicles are subject to tow-away.

SECTION 12. It is unlawful to camp in any park except at places set aside for such purposes by the Commissioners and so designated by signs.

SECTION 13. It is unlawful to practice or play golf, baseball, cricket, lacrosse, polo, archery, hockey, tennis, badminton or other games of like character or to hurl or propel any airborne or other missile except at places set apart for such purposes by the Commissioners and so designated by signs.

SECTION 14. It is unlawful to throw any refuse, litter, broken glass, crockery, nails, shrubbery, trimmings, junk or advertising matter in the park or to deposit any such material therein, except in designated receptacles.

SECTION 15. It is unlawful to deposit any refuse, not generated in parks, in designated receptacles.

SECTION 16. It is unlawful to operate any motor vehicle or motorcycle for the purpose of testing it, or ascertaining its fitness for service, along or upon any park drive, parkway or park boulevard.
SECTION 17. It is unlawful to engage in, conduct or hold any trials or competitions for speed, endurance of hill climbing involving any vehicle, boat, aircraft or animal in any park.

SECTION 18. It is unlawful to build any fires in any park except in areas designated by the Commissioners.

SECTION 19. It is unlawful to bring into or consume in any park any alcoholic beverages.

SECTION 20. It is unlawful to use profane or abusive language or to conduct oneself in a disorderly manner on park property.

SECTION 21. It is unlawful to remain in any park after the posted closing time.

SECTION 22. Anyone who violates these rules and regulations or who aids or abets the violation thereof, or anyone who directly or indirectly counsels, encourages, hires, commands, induces, or otherwise procures another to commit such offense, is and shall be a principal under the terms pursuant to Ordinance No. 1568 and shall be proceeded against and prosecuted as such.

SECTION 23. Violation of or failure to comply with these rules and regulations shall subject the offender to a fine in any sum not exceeding $100.00 fine pursuant to Ordinance No. 1568, City of Kent.

SECTION 24. Exception to any of the above sections permissible only with the written consent of the Board of Park Commissioners.

Passed by the City of Kent Board of Park Commissioners on the 4th day of November, 1969.

By: John L. Gretz, Chairman
Board of Park Commissioners