

ORDINANCE #55 CONCERNING PROHIBITED ACTS IN MUNICIPAL RECREATION AREAS

SECTION 1: Scope:

In the interest of promoting a safe environment for all visitors of all ages in municipal recreation areas, it is ordained by the Common Council of the Village of Beech Bottom, that the prohibitions outlined in Section 2 of this ordinance shall be applicable to all municipal recreation areas within the corporate limits of the Village of Beech Bottom.

SECTION 2: Prohibited Acts

- a. It shall be unlawful to allow animals (including those on a leash) to enter the park.
- b. It shall be unlawful to possess and/or consume tobacco products within municipal recreation areas.
- c. It shall be unlawful to possess and/or consume any product containing nicotine within municipal recreation areas.
- d. It shall be unlawful to possess and/or consume any alcoholic beverage within municipal recreation areas.
- e. It shall be unlawful climb on structures not designed or intended for climbing recreation including, but not limited to, shelters, bulletin boards, and other similar structures.
- f. It shall be unlawful to vandalize, deface, or otherwise cause intentional damage to municipal property.

SECTION 3: Exceptions:

- a. Nothing in Section 2 shall prohibit the entry and use of certified service animals (including, but not limited to visual assistance animals) or certified law enforcement animals (including, but not limited to K-9 Units) within municipal recreation areas.
- b. Nothing in Section 2 shall prohibit the use of medication as prescribed and directed by a licensed physician.
- c. Should the Village Common Council wish to allow pets in a municipal recreation area for purpose of a Village sponsored public event, the pet restriction outlined in Section 2 subsection a shall be temporarily suspended at the direction of the Common Council for a published and specified period of time.

SECTION 4: Violations:

Any person or persons found to be in violation of this ordinance shall be charged with a misdemeanor.

SECTION 5: Penalties:

First Offense: Fine of no less than fifty dollars (\$50.00), and no more than one-hundred dollars (\$100.00) and/or community service of no more than 10 hours.

Second Offense: Fine of no less than one-hundred dollars (\$100.00) and no more than two-hundred fifty dollars (\$250.00) and community service of no less than 10 and no more than 25 hours.

Third and further offenses: Fine of five hundred dollars (\$500.00) and community service of no less than 50 and no more than 100 hours.

If offenses are committed by a minor, parents and/or guardians of said offender are subject to criminal penalties.