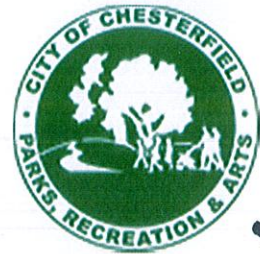


Memorandum

To: Michael O. Geisel, City Administrator
From: Tom McCarthy, Director of Parks, Recreation and Arts
Date: January 6, 2017
Subject: Park Rule Changes



3

Attached is my recommendations for minor updates to our official park rules. I would like to request that we take these recommendations to the Parks, Recreation and Arts Committee for consideration and recommendation. **Marked out in red indicates we remove them from the rules.** Black bold and underlined is the new information.

Park Rules and Regulations

Sec. 22-24. Tobacco and Smoking.

No person shall smoke or use tobacco products **(pipes, cigars and cigarettes) or vaping with e-cigarettes,** in any City park, facility and/or trail area, with the exception of parking lot areas.

Sec. 22-29. Bicycles.

- (a) No person shall bring a bicycle(s) into any areas of a park, facility and/or trail areas that have been marked by signs bearing that bicycle usage is prohibited.
- (b) It is required that children **between the age of 1** ~~and under the age of~~ and 17 wear an approved helmet (Snell or ANSI standards) when riding a bicycle in a City park, facility and/or trail area.
- (c) No person shall leave a bicycle in a place other than a bicycle rack when such is provided and space is available.
- (d) No person shall leave a bicycle lying on the pavement or in any place or position where other persons may trip over it or be injured by it.
- (e) No person shall ride a bicycle on other than a graveled, wood chipped or paved vehicular road or path designated for that purpose, except a bicyclist may wheel or push a bicycle by hand over any grassy area or wooded trail or on any paved area reserved for pedestrian use.
- (f) No person shall fail to comply with all traffic rules and regulations as apply to the operation of bicycles on City streets.

Sec. 22-30. Skateboards, in-line skates, coasters, scooters etc.

- (a) No person shall ride or otherwise bring any skateboards, in-line skates, coasters, scooters or any other such riding apparatus in any parks, facilities and/or trail areas except where posted for designated use (designated trails/pathways, skateboard parks etc.).
- (b) It is required that children **between the age of 1** ~~under the age of~~ and 17 wear an approved helmet (Snell or ANSI standards) when riding skateboards, in-line skates, coasters, scooters, **hover board,** or any other such riding apparatus in a City park, facility and/or trail area.

Tom:
Please place on
NEXT PR & A
Agenda.
meo
1/11/2017

Sec. 22-39. Boating.

No person shall bring into or operate any boat, raft or other water craft, whether motor-powered or not, upon any waters, except at places designated for boating by the Director of Parks, Recreation and Arts, or as part of an organized, authorized, or supervised Parks, Recreation and Arts program/special event or when acting pursuant to a concessions/vending contract. Such activities shall be in accordance with applicable regulations as are now or may hereafter be adopted.

(a) River's Edge is open for boating, canoeing, kayaking or paddle boarding from sunrise to sunset. No motorized boats or motorized floating devices, this includes electric, gas or solar-powered Trolling motors.

(b) Youth 15 years of age and under are required to wear a coastguard-approved personal flotation device while on the water. If you are 16 years of age or older you must have a coastguard approved personal flotation device in your possession while on the water at all times.

Sec. 22-42. Fishing.

Except as otherwise provided herein, fishing is allowed in waters or waterways in or adjacent to any park, facility and/or trail pursuant to the Missouri Conservation Commission rules R.S. Mo. Ch252.

- (a) No person shall fish off-shore in a park, facility and/or trail area, except where such locations have been specifically designated for such activity.**
- (b) Fishing at the Central Park Lake is catch and release only unless you have written permission from the Director of Parks, Recreation and Arts or his /her designee.**
- (c) No trapping or jug fishing allowed.**
- (d) The lake may be closed to fishing during special events.**
- (e) When fishing, only one fishing pole per person at catch and release sites and catch and keep sites.**
- (f) All state fishing regulations apply unless additional rules are posted, see mdc.mo.gov/fishing/fishing/fishing-regulations.**

Sec. 22-46. Games and activities.

- (a) No person in a park, facility and/or trail area shall take part in or abet the playing of any games involving thrown or otherwise propelled objects such as stones, arrows, javelins, lawn darts, golf, **remote controlled** model airplanes, **model cars, drones**, and horseshoes except in areas set apart for such forms of recreation or upon the written approval of the Director of Parks, Recreation and Arts.
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Sec. 22-47. City trails.

- (a) Definitions and rules of construction. The following definitions and rules of construction apply to this section.

"City Trail" means any trail maintained or operated by the Parks, Recreation and Arts Department for use by pedestrians or cyclists.

“Cycle” means any device, other than a wheelchair, which is propelled by human power and has one or more wheels at least twenty (20) inches in diameter and a frame size of at least fourteen (14) inches.

“Pedestrian” includes any person walking, jogging, running, in-line skating or riding in a wheelchair.

“Wheelchair” means a chair mounted on wheels for use by disabled individuals.

(b) Trail use by motorized equipment/vehicles.

All motorized vehicles (cars, trucks, motorcycles, go karts, segways, toy vehicles, etc.), except for electrically-assisted powered-mobility devices for persons with disabilities (wheelchairs and scooters) shall not use any trail, except for official and emergency vehicles.

(c) Trail use by cyclists.

(i) It is required that children **between the age of 1 under the age of and** 17 wear an approved helmet (Snell or ANSI Standards) when riding a bicycle on a City trail.

(ii) Every person operating a cycle upon a City trail shall ride as near to the right side of the trail as practicable, exercising due care when passing a pedestrian or other cyclist.

(iii) Persons operating cycles upon a City trail shall ride, single file when passing a pedestrian or other cyclist.

~~(iv) No person shall operate a cycle upon a City trail at a speed greater than 20 mph and as is reasonable and prudent. Under conditions then existing.~~

(v) Every person operating a cycle upon a City trail shall give an audible signal before passing a pedestrian or another cyclist.

(vi) Every person operating a cycle upon a City trail shall at all times exercise the highest degree of care to avoid colliding with another trail user, and shall always yield to pedestrians.

(e) Trail use by pedestrians.

(i) Pedestrians on a City trail shall remain as near to the right side of the trail as practicable.

(ii) Every pedestrian on a City trail shall give an audible signal before passing another pedestrian or cyclist.

(f) Trail use by dogs.

(i) All dogs shall be restrained by a leash no more than six (6) feet in length. The dog shall be reined in to within four (4) feet of the responsible person whenever it approaches or is approached by another trail user.

(ii) Any person bringing a dog onto a City trail shall remove and dispose of all feces left by such dog.

(g) Trail use by horses.

It shall be unlawful for any person in a park, facility and/or trail area to ride a horse, except on designated bridle trails. Where permitted, horses shall be thoroughly broken and properly restrained, and ridden with due care, and shall not be allowed to graze or go unattended, nor shall they be hitched to any rock, tree or shrub.

Sec 22-50 Community Garden

- (a) **All gardeners are required to complete an application form along with payment for plot usage.**
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- (d) **Pets, drugs, alcohol, boom boxes and fires are not allowed in the garden.**
- (e) **The applications of herbicides (weed killers) is strictly prohibited.**
- (f) **Garden hours are from sunrise to sunset.**

Sec 22-51 Chesterfield Dog Park

- (a) **All dogs in the dog park must be registered as a current member of the dog park.**
- (b) **All dogs must be spayed or neutered.**
- (c) **No dogs under four months of age in the dog park.**
- (d) **Dog feces (and/or dog waste) must be picked up and disposed of properly by owners immediately.**
- (e) **Owners are legally responsible for their dogs and any injuries or damages caused by their dogs.**
- (f) **All dog altercations where a dog or person is injured needs to be reported immediately to the Chesterfield Police Department at 636-537-3000 and a report needs to be filed.**
- (g) **All dogs are to be on a leash until inside the fenced in transition area when visiting the park.**
- (h) **Dogs in the Dog Park that have overly aggressive behavior, been in fights or caused harm to other dogs or patrons can be banned from the Dog Park.**
- (i) **Dog owners must closely supervise their dogs and at no time may the owner leave the fenced area without his/her dogs.**
- (j) **All dogs must have been vaccinated and legally licensed prior to using the off leash area and must wear a current Chesterfield Dog Park tag and ownership tag.**
- (k) **No children under ten (10) years of age allowed in the dog park.**
- (l) **Youth between the ages of 10 and 15 must be supervised by an Adult.**
- (m) **Dog handlers or owners in the dog park must be at least 16 years old.**
- (n) **There is to be no alcoholic beverages, food, dog treats or rawhide items in the dog park.**
- (o) **No animals other than dogs are to be brought into the dog park.**

Inasmuch as our parks rules are adopted by ordinance, if the Parks, Recreation and Arts Committee accepts these recommendations, I will prepare legislation amending the ordinance # 2738 to update our park rules for the next available City Council meeting with your approval.

Please contact me with any questions you may have.

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE REVISING THE PARK RULES FOR THE CITY OF CHESTERFIELD

WHEREAS, the City of Chesterfield has determined it necessary to establish rules for the use of City Parks; and

WHEREAS, said rules provide for safe and enjoyable use of City Parks by its Citizenry; and

WHEREAS, said rules of use are to be uniformly and equitably enforced within Chesterfield Parks;

WHEREAS, the City of Chesterfield adopted the current Park Rules and Regulations with the passage of Ordinance 2552 on August 3, 2009; and

WHEREAS, the City of Chesterfield desires to enhance the use and enjoyment of City Parks; and

WHEREAS, the City of Chesterfield Parks, Recreation and Arts Committee reviewed and unanimously recommended adoption of the revised Park Rules;

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CHESTERFIELD, MISSOURI, AS FOLLOWS:

Section 1. Ordinance 2552 is hereby amended as provided for herein:

Section 2. The following sections of the Park Rules were amended to read as follows:

Park Rules and Regulations

Sec. 22-24. Tobacco and Smoking.

No person shall smoke or use tobacco products (pipes, cigars and cigarettes) or vaping with e-cigarettes, in any City park, facility and/or trail area, with the exception of parking lot areas.

Sec. 22-29. Bicycles.

- (a) No person shall bring a bicycle(s) into any areas of a park, facility and/or trail areas that have been marked by signs bearing that bicycle usage is prohibited.
- (b) It is required that children between the age of 1 and 17 wear an approved helmet (Snell or ANSI standards) when riding a bicycle in a City park, facility and/or trail area.
- (c) No person shall leave a bicycle in a place other than a bicycle rack when such is provided and space is available.
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- (e) No person shall ride a bicycle on other than a graveled, wood chipped or paved vehicular road or path designated

for that purpose, except a bicyclist may wheel or push a bicycle by hand over any grassy area or wooded trail or on any paved area reserved for pedestrian use.

- (f) No person shall fail to comply with all traffic rules and regulations as apply to the operation of bicycles on City streets.

Sec. 22-30. Skateboards, in-line skates, coasters, scooters etc.

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- (b) Youth 15 years of age and under are required to wear a coastguard-approved personal flotation device while on the water. If you are 16 years of age or older you must have a coastguard approved personal flotation device in your possession while on the water at all times.

Sec. 22-42. Fishing.

Except as otherwise provided herein, fishing is allowed in waters or waterways in or adjacent to any park, facility and/or trail pursuant to the Missouri Conservation Commission rules R.S. Mo. Ch252.

- (a) No person shall fish off-shore in a park, facility and/or trail area, except where such locations have been specifically designated for such activity.
- (b) Fishing at the Central Park Lake is catch and release only unless you have written permission from the Director of Parks, Recreation and Arts or his /her designee.
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(b) Trail use by motorized equipment/vehicles.

All motorized vehicles (cars, trucks, motorcycles, go karts, Segway’s, toy vehicles, etc.), except for electrically-assisted powered-mobility devices for persons with disabilities (wheelchairs and scooters) shall not use any trail, except for official and emergency vehicles.

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(ii) Any person bringing a dog onto a City trail shall remove and dispose of all feces left by such dog.

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- (f) All dog altercations where a dog or person is injured needs to be reported immediately to the Chesterfield Police Department at 636-537-3000 and a report needs to be filed.
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Section 3. The Revised Park Rules are hereby adopted.

Section 4. A copy of the Revised Park Rules with the amendments depicted thereon is provided for clarity and is hereby attached hereto and incorporated herein by reference and marked as Exhibit "A".

Section 5. A copy of the Revised Park Rules , incorporating all amendments, is provided and is hereby attached hereto and incorporated herein by reference and as marked Exhibit "B".

Section 6. This Ordinance shall be in full force and effect from and after its passage and approval.

Passed and approved this _____ day of _____, 2017

MAYOR

ATTEST:

CITY CLERK

First Reading held _____

Exhibit A

Marked out in red indicates we remove them from the rules. **Black bold and underlined is the new information.**

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- (d) No person shall leave a bicycle lying on the pavement or in any place or position where other persons may trip over it or be injured by it.
- (e) No person shall ride a bicycle on other than a graveled, wood chipped or paved vehicular road or path designated for that purpose, except a bicyclist may wheel or push a bicycle by hand over any grassy area or wooded trail or on any paved area reserved for pedestrian use.
- (f) No person shall fail to comply with all traffic rules and regulations as apply to the operation of bicycles on City streets.

Sec. 22-30. Skateboards, in-line skates, coasters, scooters etc.

- (a) No person shall ride or otherwise bring any skateboards, in-line skates, coasters, scooters or any other such riding apparatus in any parks, facilities and/or trail areas except where posted for designated use (designated trails/pathways, skateboard parks etc.).
- (b) It is required that children between the age of 1 and 17 wear an approved helmet (Snell or ANSI standards) when riding skateboards, in-line skates, coasters, scooters, hover board, or any other such riding apparatus in a City park, facility and/or trail area.

Sec. 22-39. Boating.

No person shall bring into or operate any boat, raft or other water craft, whether motor-powered or not, upon any waters, except at places designated for boating by the Director of Parks, Recreation and Arts, or as part of an organized, authorized, or supervised Parks, Recreation and Arts program/special event or when acting pursuant to a concessions/vending contract. Such activities shall be in accordance with applicable regulations as are now or may hereafter be adopted.

- (a) River's Edge is open for boating, canoeing, kayaking or paddle boarding from sunrise to sunset. No motorized boats or motorized floating devices, this includes electric, gas or solar-powered Trolling motors.
- (b) Youth 15 years of age and under are required to wear a coastguard-approved personal flotation device while on the water. If you are 16 years of age or older you must have a coastguard approved personal flotation device in your possession while on the water at all times.

Sec. 22-42. Fishing.

Except as otherwise provided herein, fishing is allowed in waters or waterways in or adjacent to any park, facility and/or trail pursuant to the Missouri Conservation Commission rules R.S. Mo. Ch252.

- (a) No person shall fish off-shore in a park, facility and/or trail area, except where such locations have been specifically designated for such activity.
- (b) Fishing at the Central Park Lake is catch and release only unless you have written permission from the Director of Parks, Recreation and Arts or his /her designee.

- (c) No trapping or jug fishing allowed.
- (d) The lake may be closed to fishing during special events.
- (e) When fishing, only one fishing pole per person at catch and release sites and catch and keep sites.
- (f) All state fishing regulations apply unless additional rules are posted, see mdc.mo.gov/fishing/fishing/fishing-regulations.

Sec. 22-46. Games and activities.

- (a) No person in a park, facility and/or trail area shall take part in or abet the playing of any games involving thrown or otherwise propelled objects such as stones, arrows, javelins, lawn darts, golf, remote controlled model airplanes, model cars, drones, and horseshoes except in areas set apart for such forms of recreation or upon the written approval of the Director of Parks, Recreation and Arts.
- (b) No person in a park, facility and/or trail area shall take part in or set up/construct the plying of any games which require driven stakes, excavation, or other physical disturbance of the parks grounds; except in areas set apart for such forms of recreation or upon written approval of the Director of Parks, Recreation and Arts.

Sec. 22-47. City trails.

- (a) Definitions and rules of construction. The following definitions and rules of construction apply to this section.

“City Trail” means any trail maintained or operated by the Parks, Recreation and Arts Department for use by pedestrians or cyclists.

“Cycle” means any device, other than a wheelchair, which is propelled by human power and has one or more wheels at least twenty (20) inches in diameter and a frame size of at least fourteen (14) inches.

“Pedestrian” includes any person walking, jogging, running, in-line skating or riding in a wheelchair.

“Wheelchair” means a chair mounted on wheels for use by disabled individuals.

- (b) Trail use by motorized equipment/vehicles.

All motorized vehicles (cars, trucks, motorcycles, go karts, Segway’s, toy vehicles, etc.), except for electrically-assisted powered-mobility devices for persons with disabilities (wheelchairs and scooters) shall not use any trail, except for official and emergency vehicles.

- (c) **Trail use by cyclists.**

- (i) It is required that children between the age of 1 and 17 wear an approved helmet (Snell or ANSI Standards) when riding a bicycle on a City trail.
- (ii) Every person operating a cycle upon a City trail shall ride as near to the right side of the trail as practicable, exercising due care when passing a pedestrian or other cyclist.
- (iii) Persons operating cycles upon a City trail shall ride, single file when passing a pedestrian or other cyclist.
- (v) Every person operating a cycle upon a City trail shall give an audible signal before passing a pedestrian or another cyclist.
- (vi) Every person operating a cycle upon a City trail shall at all times exercise the highest degree of care to avoid colliding with another trail user, and shall always yield to pedestrians.

- (e) **Trail use by pedestrians.**

- (i) Pedestrians on a City trail shall remain as near to the right side of the trail as practicable.
- (ii) Every pedestrian on a City trail shall give an audible signal before passing another pedestrian or cyclist.

- (f) **Trail use by dogs.**

- (i) All dogs shall be restrained by a leash no more than six (6) feet in length. The dog shall be reined in to within four (4) feet of the responsible person whenever it approaches or is approached by another trail user.

(ii) Any person bringing a dog onto a City trail shall remove and dispose of all feces left by such dog.

(g) Trail use by horses.

It shall be unlawful for any person in a park, facility and/or trail area to ride a horse, except on designated bridle trails. Where permitted, horses shall be thoroughly broken and properly restrained, and ridden with due care, and shall not be allowed to graze or go unattended, nor shall they be hitched to any rock, tree or shrub.

Sec 22-50 Community Garden

- (a) All gardeners are required to complete an application form along with payment for plot usage.
- (b) Planting of illegal plants is strictly prohibited.
- (c) Tobacco products are strictly prohibited which includes; pipes, cigars, cigarettes or vaping with e-cigarettes.
- (d) Pets, drugs, alcohol, boom boxes and fires are not allowed in the garden.
- (e) The applications of herbicides (weed killers) is strictly prohibited.
- (f) Garden hours are from sunrise to sunset.

Sec 22-51 Chesterfield Dog Park

- (a) All dogs in the dog park must be registered as a current member of the dog park.
- (b) All dogs must be spayed or neutered.
- (c) No dogs under four months of age in the dog park.
- (d) Dog feces (and/or dog waste) must be picked up and disposed of properly by owners immediately.
- (e) Owners are legally responsible for their dogs and any injuries or damages caused by their dogs.
- (f) All dog altercations where a dog or person is injured needs to be reported immediately to the Chesterfield Police Department at 636-537-3000 and a report needs to be filed.
- (g) All dogs are to be on a leash until inside the fenced in transition area when visiting the park.
- (h) Dogs in the Dog Park that have overly aggressive behavior, been in fights or caused harm to other dogs or patrons can be banned from the Dog Park.
- (i) Dog owners must closely supervise their dogs and at no time may the owner leave the fenced area without his/her dogs.
- (j) All dogs must have been vaccinated and legally licensed prior to using the off leash area and must wear a current Chesterfield Dog Park tag and ownership tag.
- (k) No children under ten (10) years of age allowed in the dog park.
- (l) Youth between the ages of 10 and 15 must be supervised by an Adult.
- (m) Dog handlers or owners in the dog park must be at least 16 years old.
- (n) There is to be no alcoholic beverages, food, dog treats or rawhide items in the dog park.
- (o) No animals other than dogs are to be brought into the dog park.