

## Exhibit A to Ordinance No. 20-19

### CHAPTER 1064 Parks

- [1064.01](#) Rules and regulations.
- [1064.011](#) Rules for Skateboard Facility at Little League Park.
- [1064.02](#) Formal designation of Schwartz Road Park and Northgate Park.
- [1064.03](#) Fees for use of park facilities.
- [1064.04](#) Formal designation of certain park land as Heritage Square at French Creek.
- [1064.05](#) Designation of ~~Veterans'~~ **Veterans** Memorial Park.
- [1064.99](#) Penalty.

#### ***CROSS REFERENCES***

- Parks and recreation - see Ohio R.C. Ch. 755
- ~~Park and Recreation Commission~~ - see ADM. [Ch. 276](#)
- ~~Board of Park Commissioners~~ - see ADM. [Ch. 284](#)
- Criminal mischief - see GEN. OFF. [642.11](#)
- Trespass - see GEN. OFF. [642.12](#), [642.125](#)
- Park Trail Master Plan - see P. & Z. [1214.02](#)

#### **1064.01 RULES AND REGULATIONS.**

(a) Those areas of the City which have been designated by the **office of the Recreation Coordinator** ~~Commission~~ and/or Council as being for recreational or park purposes shall be defined as parks. Any reference to parks and swimming pools in this chapter or elsewhere in these Codified Ordinances, or in City rules or regulations, shall mean such areas.  
(Ord. 21-75. Passed 10-8-75.)

- (b) The following are prohibited by any person in the parks:
- (1) Placing, throwing, scattering or distributing refuse, garbage, junk, debris, paper or other rubbish;
  - (2) Distributing any and all circulars, cards and handbills, whether written or printed, except political and religious matter;
  - (3) Mutilating, defacing, destroying, removing, breaking or tearing any structure, wall, fence, railing, vehicle, plant, shrub, tree, sign or other property;
  - (4) Injuring, destroying, harassing, chasing or harming wild or domestic animals, fowl or fish;
  - (5) Using seats or benches for sleeping facilities for more than three hours on a continuous basis;
  - (6) Interfering with other users of the parks and recreational facilities by words or actions which are beyond the scope of self-use;
  - (7) Hanging or allowing to swing any hammock or swing upon trees, posts, fences or other park property not specifically constructed for swing purposes;
  - (8) Using, drinking or consuming alcoholic beverages, unless:

A. Such use, drinking or consumption is pursuant to a valid Class F Liquor Permit issued by the Ohio Department of Commerce, Division of Liquor Control, the said application for which has been approved by the Office of the Mayor and for which adequate security is provided; or

B. Unless such use is in conjunction with a scheduled function held at either Avon Isle or the Avon Community Center pursuant to lease with the City at which alcoholic beverages will be provided at no charge to the guests, the said application for which has been approved by the office of the Mayor, and for which adequate security is provided.

(9) Starting and/or using ground fires except at fireplaces provided for such purpose;

(10) Smoking in prohibited areas as designated by the **office of the Recreation Coordinator; Commission;**

(11) Operating a motorized vehicle on a walking track, with the exception of motorized wheelchairs;

(12) Swimming or wading in ponds;

(13) Ice skating in any area other than the designated skating rink;

(14) Discharging any firearm or using a bow and arrow, B.B. guns, pellet guns, paint ball guns and sling shots;

(15) Hitting golf balls;

(16) Using bicycles, skateboards, rollerblades or roller skates on or within any pavilion, gazebo or other structure, except as permitted in Section [1064.011](#) by the Skateboard Facility at Little League Park rules; and

(17) Feeding wildlife, particularly, the wild geese. For purposes of this section, "wildlife" shall be defined as living things, especially mammals, birds, and fishes that are neither human nor domesticated.

(Ord. 164-99. Passed 9-27-99; Ord. 107-04. Passed 5-24-04; Ord. 158-04. Passed 9-13-04; Ord. 123-12. Passed 11-12-12.)

(c) The following are prohibited in the parks by a custodian and/or owner thereof:

(1) Driving of vehicles over grass and/or areas not designated as vehicle areas or roadways;

(2) Making use of park driveways by vehicles which are of a commercial nature and/or for business uses;

(3) Permitting goods, merchandise and personal property to remain in or upon any park or parkway in the nature of an obstruction to the free use and enjoyment of the park;

(4) Permitting or allowing a dog to be loose and/or without a leash;

(5) Participating in any game of chance which is in violation of the laws of the City or of the State;

(6) Displaying or showing products, wares or services for the purpose of transferring ownership or possession of the same;

(7) Parking motor vehicles in areas not specifically designated as parking areas;

(8) Leaving the droppings of dogs or other domestic animals on park property; and

(9) Permitting or allowing a horse on park property.

(Ord. 109-95. Passed 8-14-95.)

(d) The following are prohibited by any person in the parks except by a written permit authorized by the **office of the Recreation Coordinator's Commission's** rules and regulations:

(1) Placing and/or posting signs, bills and bulletins;

(2) Permitting entry into a park by animals over which the person has custody, other than a dog or cat;

(3) Displaying, firing, exploding or shooting pyrotechnical displays, firearms, fireworks, explosives, firecrackers and sparklers; and

~~(4) Group meetings, activities or functions of more than twenty adults where the participants and/or members are not family related.~~

(e) All parks shall be closed from 10:00 p.m. to 8:00 a.m. of the next day, ~~except during the ice skating season~~ **unless otherwise authorized by the Office of the Recreation Coordinator.** Persons claiming to hold permits for use shall produce the same upon the request of the police, park employees, Councilmen, City officials or **office of the Recreation Coordinator Commission members, and.** Permits are limited to the use specified therein. **Permit forms adopted by the office of the Recreation Coordinator are deemed a valid exercise of the Recreation Coordinator's authority and failure to comply with permit requirements are punishable under this section.**

(Ord. 21-75. Passed 10-8-75; Ord. 50-03. Passed 3-10-03; Ord. 51-03. Passed 3-24-03; Ord. 26-08. Passed 4-14-08.)

#### **1064.011 RULES FOR SKATEBOARD FACILITY AT LITTLE LEAGUE PARK.**

(a) All rules and regulations set forth in Section [1064.01](#)(b), (c), (d), and (e) shall apply to Skateboard Facility at Little League Park.

(b) The following are additional rules and regulations to be adhered to specifically at the Skateboard Facility located at Little League Park:

(1) No modifications to the skating surfaces or features shall be permitted and skating is restricted to the features specifically designed for that purpose;

(2) Use of drugs and alcohol is strictly prohibited;

(3) Tobacco use by minors or the use, sale or possession of drugs is prohibited;

(4) Use of abusive, threatening, obscene or profane language is prohibited;

(5) Excessive noise is prohibited;

(6) No food or beverage shall be allowed within the fenced area;

(7) No motorized skateboards, bicycles, scooters, cycles, vehicles or other devices other than skateboards and/or in-line skates are permitted in the skateboard facility; and

(8) The hours of operation shall be from 8:00 a.m. until dusk.

(Ord. 158-04. Passed 9-13-04.)

#### **1064.02 FORMAL DESIGNATION OF SCHWARTZ ROAD PARK AND NORTHGATE PARK.**

(a) Those park lands commonly known as Schwartz Road Park are hereby officially named Schwartz Road Park. This designation shall be used as the name of said Park and so referenced and used in all official documents, records and communications.

**(b) Those park lands commonly known as Northgate Park are hereby officially named Northgate Park.** This designation shall be used as the name of said Park and so referenced and used in all official documents, records and communications.

(Res. R-5-97. Passed 1-27-97.)

**1064.03 FEES FOR USE OF PARK FACILITIES.**

(a) Park Pavilions.

(1) Park pavilions are open for use ~~by~~ of the residents of the City without charge. **All others are required to pay a fee. Residents seeking** ~~However,~~ to reserve a date and time for the use of a pavilion, ~~residents~~ shall pay a twenty-five dollar (\$25.00) non-refundable permit fee to the office of the ~~Director of Parks~~ **Recreation Coordinator.**

(2) Nonresidents who reserve a date and time for use of the pavilions shall pay a fifty dollar (\$50.00) non-refundable permit fee to the office of the ~~Director of Parks~~ **Recreation Coordinator.**

Schedule 1064.03(a) Park Pavilions	Fees
<b>A. Park pavilions reservation permits</b>	
1. City residents	\$25.00 per each 3-hour increment
2. Nonresidents	\$50.00 per each 3-hour increment

(b) Baseball Field Rental Rates

(1) City baseball fields are open for use, **when not reserved by permit**, without charge, to residents of the City. Permits for the use of baseball fields by residents **in-house groups** may be obtained, without charge, through the office of the ~~Director of Parks~~ **Recreation Coordinator. An in-house youth group shall have priority to obtain permits.**

(2) **Each team will maintain a roster of each player. Said roster will contain the actual name and address of each participant. The Recreation Coordinator may use this roster to determine the appropriate fee to be applied. Failure to provide a roster before the first week of play will result in the imposition of the highest non-resident group fee.**

(3) Avon Little League shall have priority use of baseball fields, provided that it obtains a use permit from the ~~Director of Parks~~ **office of the Recreation Coordinator.** No fee shall be charged for such permit.

(4) Fees for a use permit for baseball fields may be waived by consent of the ~~Director of Parks and the Chairperson of the Park and Recreation Commission~~ **office of the Recreation Coordinator**, where the baseball field is to be used by a City of Avon school sports program.

Schedule 1064.03(b) Baseball Field Rental Rates	
<b>B. Baseball Fields Rental Rates – Youth Group</b>	
<b>1. In-House Groups</b> (Avon Parks & Rec sponsored group, school district and/or City of Avon sanctioned groups, e.g. Avon Little League, etc.)	<b>No Charge</b>
<b>2. City residents Resident – Youth Group</b> (80% of group must be Avon Residents)	<b>\$25.00/game (max 2 hrs.)</b> ( <del>permit to be obtained from Office of Director of Parks</del> )
<b>3. Nonresident – Youth Groups</b> (Less than 80% of group are Avon Residents)	<del>\$50.00 permit fee</del> <b>\$60.00/game (max 2 hrs.)</b>

3. <del>Avon Little League</del>	No charge (permit to be obtained from Office of Director of Parks)
4. <del>Avon school sports programs</del>	Fees for permit may be waived by the Director of Parks
<b>Baseball Fields Rental Rates – Adult Teams</b>	
<b>1. Resident – Adult Teams</b> (50% of group must be Avon Residents)	<b>\$25.00/game (max 2 hrs.)</b>
<b>2. Nonresident – Adult Teams</b> (Less than 50% of group are Avon Residents)	<b>\$60.00/game (max 2 hrs.)</b>

(c) Multi-Use Field Rental Rates (e.g. Soccer, Lacrosse and Football Fields)

(1) City ~~multi-use soccer~~ fields are open for use, **when not reserved by permit** without charge, to residents of the City. Permits for the use of **the multi-use fields for soccer, lacrosse and football** fields by ~~residents~~ **in-house groups** may be obtained, without charge, through the office of the ~~Director of Parks~~ **Recreation Coordinator**.

(2) **Each team will maintain a roster of each player. Said roster will contain the actual name and address of each participant. The Recreation Coordinator may use this roster to determine the appropriate fee to be applied. Failure to provide a roster before the first week of play will result in the imposition of the highest non-resident group fee.**

(3) The Avon Soccer **League Association, Avon Youth Lacrosse Association and Avon Youth Football Association(s)** shall have priority use of ~~soccer~~ **the multi-use** fields, provided that **they** obtain a use permit from the ~~Director of Parks~~ **office of the Recreation Coordinator**. No fee shall be charged for such permit.

(4) Fees for a permit for **multi-use soccer** fields may be waived by consent of the ~~Director of Parks and the Chairperson of the Park and Recreation Commission,~~ **office of the Recreation Coordinator** where the **multi-use soccer** field is to be used by a City of Avon school sports program.

Schedule 1064.03(c) Multi-Use Field Rental Rates	
<b>C. Multi-Use Fields Rental Rates (e.g. Soccer/Lacrosse/Football)</b>	
<b>1. In-House Groups</b> (Avon Parks & Rec sponsored group, school district and/or City of Avon sanctioned groups, e.g. Avon Soccer League Association, Avon Youth Lacrosse Association, Avon Youth Football, etc.)	<b>No Charge</b>
<del>1. Avon exclusive programs or single events*</del> <b>2. Resident Groups</b> (80% of group must be Avon Residents)	No charge (permit to be obtained from Office of Director of Parks) <b>\$25/hour</b>
<del>2. Avon non-exclusive programs or single events*</del> <b>3. Non-Resident Groups</b> (Less than 80% of group are Avon Residents)	\$25.00 per hour rental (permit to be obtained from Office of Director of Parks) <b>\$50/hour</b>

3. <del>Avon-based*</del> non-exclusive program	\$10.00 <del>\$25.00</del> permit fee (permit to be obtained from the Office of Director of Parks)
4. <del>Avon school sports programs</del>	\$25.00 permit fee (permit to be obtained from Office of Director of Parks; permit fee may be waived by the Director of Parks)

**1064.04 FORMAL DESIGNATION OF CERTAIN PARK LAND AS HERITAGE SQUARE AT FRENCH CREEK.**

The park land located at the corner of Detroit Road and Stoney Ridge Road is hereby officially designated and named Heritage Square at French Creek.  
(Res. R-45-99. Passed 8-9-99.)

**1064.05 DESIGNATION OF ~~VETERANS'~~ VETERANS MEMORIAL PARK.**

(a) The lands acquired by the City for park purposes located south of Detroit Road in the vicinity of the intersection of Moon Road and Detroit Road, and formerly known as the Betzel property, is hereby designated and officially named ~~Veterans'~~ Veterans Memorial Park.

(b) All references to this park land, including but not limited to maps and other official documents, shall bear the designation, identification and name of ~~Veterans'~~ Veterans Memorial Park. (Res. R-14-00. Passed 6-12-00.)

**1064.99 PENALTY.**

Whoever violates or fails to comply with any of the provisions of this chapter is guilty of a minor misdemeanor and shall be fined not more than one hundred **fifty** dollars (\$150.00) pursuant to ACO §698.02(f)(1)(B)(1)(e) for each offense. A separate offense shall be deemed committed each day during or on which a violation or noncompliance occurs or continues.