

ORDINANCE NO. 2349

AN ORDINANCE amending Chapter 12.32 of the Camas Municipal Code by adding a definition of Park, prescribing park hours, and designating certain prohibited activities.

THE COUNCIL OF THE CITY OF CAMAS DO ORDAIN AS FOLLOWS:

Section I

There is hereby added to the Camas Municipal Code a new section to provide as follows:

12.32.005 Definition - Park

For the purposes of this chapter, "Park" shall include all recreational properties and facilities within the City of Camas including, but not limited to, parks, trail systems, conservancy zones, recreation centers, outdoor pools, sports parks, and recreational fields.

Section II

Section 12.32.010 of the Camas Municipal Code is amended to provide as follows:

12.32.010 - Hours

A. Purpose. The public parks in the City of Camas have been for several years past and are now subject to occupancy and use at nighttime hours and in such a manner as to disturb and interfere with the right of quiet enjoyment and use of the private residential properties in the vicinity of the various City parks. The unregulated occupancy and use of public parks, particularly during nighttime hours, constitutes a public nuisance, such that the preservation of the public health, comfort, safety, order and general welfare requires that the use, occupancy and congregations of persons in public parks be subject to the hours herein imposed.

B. Designated Hours. No person or vehicle shall remain upon the property in a City park between one hour after sunset and one hour before sunrise the following morning, except as may be otherwise designated by posting authorized by the City Administrator for the specified hours. For the purposes of this section, "sunrise/sunset" shall be defined as the times prescribed for sunset and sunrise in Camas, Washington by the Director of the Nautical Almanac at the United States Observatory at Washington, D.C. It is unlawful for any person to enter upon any portion of park land or waters which has been designated as closed to public use or entry. The hours established by this section shall not apply to:

1. Persons involved in a recreation program conducted or authorized by the Parks

and Receptions Department for the period that said program is programmed or scheduled.

2. Parking lots serving the immediate area of any City recreation building during the time said building is being used for activities authorized by the Parks and Recreation Department.
3. Any activity specifically permitted by application issued pursuant to Section 12.32.180.

Section III

Section 12.32.070 of the Camas Municipal Code is amended to provide as follows:

12.32.070 - Reserved.

Section IV

Section 12.32.080 of the Camas Municipal Code is amended to provide as follows:

12.32.080 - Reserved

Section V

There is hereby added to the Camas Municipal Code a new section to provide as follows:

12.32.145 - Personal Conduct

It is unlawful for any person to:

- A. Be under the influence of intoxicants in any park;
- B. Engage in any violent, abusive, loud, vulgar, obscene or otherwise disorderly conduct, or to disturb or annoy park patrons in any park.
- C. Practice or play golf, or any other game of like character, or operate any radio or remote-controlled model airplane or self-propelled boat, or any model rocket within a park, except in areas specifically designated and posted for such use.
- D. Appear in a nude or naked condition in any park.

Section VI

Section 12.32.180 of the Camas Municipal Code is amended to provide as follows:

Section 12.32.180 - Procedure for Obtaining Permit:

- A. Any person desiring to utilize a city park for an exhibition, performance, assembly, display or other similar activity shall submit an application for a permit to conduct such activity to

the Parks and Recreation Manager.

B. The application shall contain the following information:

1. A request for use of a specific area of a specific park.
2. The date or dates for the proposed activity.
3. The starting and ending time of the event and the number of people attending.
4. The sponsor's written guarantee that all litter and debris will be picked up

following the event.

5. The signatures of persons who are willing to mingle with and monitor the group to insure that all rules, laws, and regulations are obeyed, including rules and regulations relating to alcohol consumption, use of drugs, and disorderly conduct.

6. At the discretion of the Parks and Recreation Manager, the application shall also include a waiver of liability, and proof of liability insurance coverage naming the City of Camas as an additional insured.

C. So long as the proposed activity is legal, is in compliance with the provisions of this chapter, and does not unduly interfere with the rights of others to use park facilities, the application will be granted and the requested area or an alternate area will be assigned by the Parks and Recreation Manager.

D. Outdoor music festivals as defined by RCW70.108.010 shall be prohibited in all parks except:

1. Any charitable or non-profit organization may apply to the city council for a permit to hold a dance or concert, the attendance at which will be limited to less than one thousand persons.

2. Such permits shall be for one day only, and shall designate the area of the park which may be used for such dance or concert, and shall specify the hours for such activity.

3. The sponsor must provide signatures of persons who are willing to mingle with and monitor the group to insure that all rules, laws, and regulations are obeyed, including rules and regulations relating to alcohol consumption, use of drugs, and disorderly conduct.

4. The volume of music at such dance or concert shall not exceed eighty decibels or interfere with the activities or other park users.

5. Any fee for admittance to any such dance or concert shall be specified in the application to the city council.

6. Such application shall include a waiver of liability, and proof of liability insurance coverage naming the City of Camas as an additional insured, all as may be deemed appropriate by the city administrator.

7. Such applications must be made sixty days prior to the event.

Section VII

Section 12.32.220 of the Camas Municipal Code is amended to provide as follows:

12.32.220 - Penalty:

A. It is a misdemeanor punishable by a fine of \$1,000.00 and/or ninety days incarceration in the county jail to commit any act made unlawful under Camas Municipal Codes Section 12.32.020, 12.32.130, 12.32.140, 12.32.145A, 12.32.145B, and 12.32.150.

B. All other violations of any provision of this chapter are deemed a non-traffic infraction for which a notice of infraction may be issued. Any person found to have committed an infraction under this chapter shall be assessed a monetary penalty not to exceed \$250.00.

Section VIII

This ordinance shall take force and be in effect five (5) days from and after its publication according to law.

PASSED by the Council and APPROVED by the Mayor this 10th day of November, 2003.

SIGNED: [Signature]
Mayor Pro-Tem

ATTEST: [Signature]
Clerk

APPROVED as to form:

[Signature]
City Attorney