

City of Cypress Park Rules

Ordinance No. 1064

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CYPRESS, CALIFORNIA, ADDING SECTION 17-72 OF THE CYPRESS CITY CODE RELATING TO PARK REGULATIONS.

WHEREAS, the City Council of the City of Cypress has the authority, and recognizes the necessity to react when the potential exists for conditions adverse to the public health, safety, general welfare, and convenience of its citizens; and

WHEREAS, the City Council of the City of Cypress finds and determines that the regulation of the City's public parks is necessary to protect the general health, safety, welfare, and convenience of its citizens; and

WHEREAS, the City Council is adding Section 17-72 of the City of Cypress City Code in order to ensure the above;

NOW, THEREFORE, the City Council of the City of Cypress hereby ordain as follows: Section 1: Section 17-72 of the Cypress City Code is hereby amended to read in its entirety as follows:

Sec. 17-72. Park Regulations.

It shall be unlawful for any person within the limits of any park or other recreation facility (as those terms are defined in Subsection V below) owned and operated by the City to:

A. Lead or let loose any animal except:

1. Dogs on a leash or cats, which are under the immediate control of the custodian of the same; or
2. Small pets which are held by a custodian at all times.

The provisions of this section shall not apply to any City-Sanctioned event which makes an exception to this subsection.

B. Distribute any handbill or circular on or within any City park or recreation facility, or post or affix to any City park or recreation facility property, any bills, notice, paper or advertising device or matter of any kind. The distribution of fliers at any City sanctioned event shall be conducted only at the times and locations determined by the City.

C. Camp or lodge overnight. No person shall erect tents, shacks, or any other temporary shelter for the purpose of overnight camping, nor shall any person leave in a park after closing hours any movable structure or vehicle that could be used for such purpose. The provisions of this section shall not apply when in connection with a city-sanctioned event.

D. Construct or erect any building or structure of whatever kind, whether permanent or temporary in character, without permit from the City for such purpose.

E. Enter, remain within, or loiter in or upon any park or recreation facility during the hours such park or facility is deemed closed by posted signs except to attend a City sanctioned event or pursuant to an authorization issued by the City and then only in such park area or recreation facility area as designated by the City.

F. Engage in any disorderly conduct. Disorderly conduct includes, but is not limited to:

1. To engage in riotous, threatening or indecent conduct, or using abusive, threatening, or profane language.
2. Any other violation of any section of the Penal Code section of the State of California regarding disorderly conduct.

G. Consume, distribute, or be in the possession of any alcoholic beverage except pursuant to an authorization issued by the City.

H. Possess, transport, purchase, sell, giving away, or consume or ingest any non-prescription narcotics or illegal drugs.

I. Hold any organized or sponsored event, service, sporting event, concert, exercise, parade or exhibition at which more than 25 persons are expected to attend without first obtaining a permit for such event from the City.

J. Light or maintain any fire except in designated picnic stoves, barbecues, fire pits or other area provided for such purposes.

K. Operate fuel powered model or miniature helicopters or airplanes, rockets or missiles of any type except in areas designated by the City for such purposes.

L. Play, practice or in any way engage in the game of golf except at times and places designated by the City for such purposes.

M. To practice, carry on, conduct or solicit for any trade, occupation, business or profession of whatsoever kind or character without permission of the City. Nothing in the Subsection is intended to prevent any person from expressing freedoms protected by the First Amendment.

N. Dig or remove any soil, rock, stone, tree, shrub or plant, down-timber or other wood materials, or make any excavation by tool, equipment, blasting, or other means, except in designated sandboxes of the City. No materials, substances or objects shall be placed in the sandbox sand.

O. Willfully mark, deface, disfigure, injure, tamper with, displace or remove, any building, bridge, table, bench, fireplace, railing, paving, water line or other public utility, sign, notice or placard, monument, post, or other structure or equipment.

P. Install, use or operate a loudspeaker or any sound-amplifying equipment for the purpose of giving instruction, direction, talks, lectures, or of transmitting music to any person in any park except under permit issued by the City and when operated in accordance with the terms of such permit. No person shall play any radio, tape recorder or other electronic sound-producing device, including those inside vehicles, at such a volume so as to be audible at a distance of 150 feet or more.

Q. For any female to expose the areola(s) of her breast(s), except while breastfeeding an infant, or for any person, male or female, to expose his or her genitalia or buttocks. The provisions of this Section shall not apply to persons four years of age or younger.

R. Throw, discard or dispose of any garbage or refuse upon the ground or in any place other than a garbage can or other receptacle maintained for such purpose. Large construction trash, waste, or motor oil may not be disposed of in any garbage can or receptacle in a City park.

S. Molest, injure or kill any animal.

T. Drive or otherwise operate a vehicle upon surfaces other than those maintained and open to the public for purposes of vehicular travel. No person shall ride or propel a bicycle, scooter, skateboard, or roller skates outside of areas designated for such use.

U. Swim, fish in, bathe in, wade in, release pet animals in or pollute the water of any fountain, pond, lake, stream, reservoir or other area not designated for such purposes except by permission of the City.

V. For the purposes of this Section, the following terms shall have the meanings set forth herein:

1. "Park" means any public park or portion thereof, including a body of water, a publicly-owned recreation or playground area, or any building or recreation facility thereon, including parking lot areas adjacent thereto, within the City of Cypress which is owned and maintained by the City and/or the Cypress Recreation and Park District as a public park whether or not such has been formally dedicated to such purpose

2. "Recreation facility" means building or structure which is located on public property and available for use by the public for recreation purposes which is owned and maintained by the City and/or the Cypress Recreation and Park District.

- W.
1. No owner or other person having the charge, custody or control of any dog(s) shall permit, either willfully or through failure to exercise due care, any such dog(s) to defecate and to allow any such feces to remain in any park or recreation facility, as those terms are defined in subsection V above.
 2. Any person having charge, custody or control of any dog(s), in a park or recreational facility, shall have in possession a suitable disposable bag or container for the purpose of complying with the requirements of this section.
 3. For purposes of this subsection W(3) a "suitable disposable bag or container" shall not be considered to be an article of clothing.
 4. The provisions of this section shall not apply to blind persons being accompanied by a trained guide dog.
 5. Any person violating any of the provisions of subsection W(1), W(2), or W(3) shall be deemed guilty of an infraction and upon conviction thereof shall be punished by a fine not to exceed one hundred dollars (\$100.00).

Section 2: The City Clerk of the City of Cypress shall certify to the passage and adoption of this ordinance and the same shall be posted as required by law and shall take effect as provided by law.

FIRST READING at a regular meeting of the City Council of said City held on the 8th day of November, 2004, and finally adopted and order posted at a regular meeting held on the 22nd day of November, 2004.