

## ORDINANCE 2026-001

An Ordinance adding Town Park Closing hours to Haymarket Town Code Chapter 30, Article 1, Section 30-5.5

Sec. 30-5.5. – Town Park; violations; exceptions, penalties.

a. Definitions.

- 1) *Park* shall mean any town-owned parks that are open to the public for active or passive recreational activities.
- 2) *Dawn* shall mean thirty minutes before sunrise as determined by the National Weather Service.
- 3) *Dusk* shall mean thirty minutes after sunset as determined by the National Weather Service.

b. It shall be unlawful for any person or vehicle to enter into, or remain upon the lands or premises of any park owned by the town after dusk and before dawn, including any town-owned rights of way, sidewalks and parking areas situated within the park.

c. This section shall not apply to elected officials, appointed officials, officers or employees of the Town who are acting in accordance with their duties; nor shall it apply to persons participating in or witnessing events where the town has given written permission to exceed the above-stated time limits.

d. The town manager or their designee may issue permits for nighttime use of a town-owned park upon written application accompanied by reasonable demonstration that such use or activity is consistent with the preservation of the public health, safety and welfare, with particular regard to lighting, noise control and sanitation, and that such use or activity shall comply with all applicable state and town laws, rules and regulations and shall be accompanied by such other documentation as the town may reasonably require.

e. Any person convicted for violating this section shall be subject to a fine of not more than \$2,500 or by confinement in jail for a term not exceeding 12 months, or both such fine and confinement.

Adopted this 4th day of May, 2026

Motion:

Second:

Aye:

Nay:

Abstain:

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Attest: Kimberly Henry, Clerk of Council

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TracyLynn Pater, Mayor