

Chapter 30

PARKS AND RECREATION

Sec. 30-1. Establishment; purpose.

The purpose of this chapter is to establish a formal ordinance concerning the use of the parks, recreational areas, recreational facilities, and other town facilities in the town. Facilities owned by or under the control of the town shall be made available to the citizens of the county for their use.

(Code 1984, § 2-6-1)

Sec. 30-2. Control of parks.

Those facilities located at recreation areas shall be under the control of the town manager or his or her designee.

(Code 1984, § 2-6-2)

Sec. 30-3. General powers and duties.

The town manager or his or her designee shall establish a calendar for facility reservations. Town-sponsored events shall have priority for the use of these facilities. The town manager or his or her designee shall also enforce the rules and regulation governing the use of the parks, recreational areas and recreational facilities.

(Code 1984, § 2-6-3)

Sec. 30-4. Fee schedules; facility use agreements.

- (a) The town council may establish fee schedules and/or facility use agreements for parks, recreational areas, recreational facilities and other town facilities as deemed necessary. Applications for facility use agreements shall be made at the Tyrone Recreation Center.
- (b) The facility use agreement shall provide for the rental/lease of certain facilities and include, but not necessarily be limited to:
 - (1) The rules, regulations and operating procedures for the facility to be used;
 - (2) The fees and deposits for rental/lease, security and cleanup;
 - (3) The name, address and phone number of the person responsible for the lease;
 - (4) The dates, times, and purpose for the rental/lease including the name of any group using the facility; and
 - (5) A statement by the person responsible for the rental/lease that no activity shall be permitted which can be deemed illegal, immoral or otherwise contrary to the public good.

(Code 1984, § 2-6-4)

Sec. 30-5. Hours of operation.

No town facility shall be open for use before 7:00 a.m. or remain open after 11:00 p.m. without prior approval of the town council. The hours of operation for each facility shall be posted in a conspicuous location. The town manager or his or her designee may close town facilities during inclement weather or when, in his or her opinion, the use of these facilities would be unsafe or would result in extraordinary damage to the facilities.

(Code 1984, § 2-6-5)

Sec. 30-6. General rules and regulations.

- (a) Town parks and recreation facilities may be reserved in the manner described in Section 30-7. Town programs and activities will have first priority at all facilities.
- (b) Burning of trash is prohibited in town parks.
- (c) The use of tobacco products is prohibited, except in designated areas, at all town facilities.
- (d) Fireworks are strictly prohibited.
- (e) With the exception of designated parking areas, only official vehicles are authorized unless specifically authorized by the town manager or his or her designee. Violations may result in impounding of vehicles.
- (f) Only vehicles with visible handicap stickers are permitted to park in designated handicap areas. Violations may result in the impounding of vehicle.
- (g) No parking on the side of the road. Violations may result in a parking ticket or cars may be towed.
- (h) Any town employee, elected official or authorized agent has the authority to require individuals or groups to leave for violations of expressed or implied rules.
- (i) The amplification of music is prohibited unless prior approval by the town manager or his or her designee is obtained.
- (j) Picnic pavilions at town parks are available for public use on a first-come, first-serve basis, unless the pavilion has already been rented to an individual or organization.

(Code 1984, § 2-6-6; Ord. No. 473, § 1, 7-21-2005; Ord. No. 2010-01, §§ 2—5, 1-21-2010)

Sec. 30-7. Special events and facility rentals.

- (a) Special Event Permits are required for organizations or individuals wishing to reserve town facilities for stipulated times. When the permit is not in effect, the facility will be open for public use. Special Event Permits shall only be issued to organizations based in Fayette County or individuals that reside in Fayette County. The holder of any Special Event Permit shall ensure compliance with all rules and regulations contained in this chapter; failure to comply with said rules and regulations may result in forfeiture of the Special Event Permit and may also result in any and all participants being asked to leave the facility. In addition to those rules and regulations contained in Section 30-6 of this chapter, the following rules and regulations shall apply to all special events.
 - (1) No facility may be reserved more than six months in advance.
 - (2) No facility may be reserved for more than four hours at a time.

(3) At the time of making any reservation, organizations and individuals must pay a fee as established by a schedule of fees adopted by the town council. Reservations shall be on a first-paid basis and the town shall not hold an unpaid reservation. Government organizations, including public schools, shall be permitted to reserve facilities at no charge; however, these entities must reserve these facilities ahead of time with the town.

(4) Any request to waive rental fees shall be subject to approval by the town council and must be submitted in writing at least four weeks before the reservation. Any events where fees have been waived must be free to attend and open to the public. Commercial activity at such events is prohibited. Organizers of such events shall not charge participants for concessions and shall not engage vendors that will charge participants for concessions.

(5) Unless the town council has waived fees for the event, organizations and individuals must post a deposit at the time of making the reservation. Such deposit will be according to a schedule of fees and charges adopted by the town council. Such deposit may be forfeited in the event of any damage to town facilities or failure to comply with the rules and regulations contained in this chapter. Organizations and individuals shall have five working days after the event to retrieve any required deposit. After said period, such deposit may be forfeited.

(6) The organizer(s) of any special event that is open to the public must provide proof of insurance listing the Town of Tyrone as an additional insured in the amount of \$1,000,000.00.

(7) The organizer(s) of any special event that is open to the public must hire an off-duty Tyrone police officer to provide event security if the event is expected to draw more than 150 people. More than one officer may be required at the discretion of the town manager or his or her designee. Deputies from the Fayette County Sheriff's Office may be hired when Tyrone police officers are not available.

(8) Pavilion rental is limited to the number of people that it can safely hold according to the number of parking spaces provided.

(9) The organizer(s) of any special event shall be responsible for policing the area for trash and litter before, during and after the event and ensuring that it is disposed of properly. Failure to properly dispose of any trash or litter may result in forfeiture of the deposit.

(10) Utility fees may be charged for use of light or water. All lights must be turned off by 11:00 p.m.

(b) Town sports fields may be reserved on a seasonal basis by youth sports leagues. Such reservation shall require an agreement approved and executed by the town council and the organizing league. Failure to comply with the rules and regulations of this chapter or the provisions of such agreement may result in forfeiture of the right to use town facilities. In addition, the following provisions shall apply:

(1) Any league making such a reservation shall be composed predominantly (at least 50 percent) of participants residing in Fayette County, unless otherwise approved by the town council.

(2) Use of town facilities shall be subject to any fees provided for in the agreement pertaining to the reservation. The organizing league shall only require fees from participants as provided in said agreement.

(3) The organizing league shall be responsible for field preparations such as lining the field, dragging the field, and other related activities or as otherwise provided in the agreement pertaining to the reservation. The town may provide other major maintenance to facilities on request by contacting the town manager or his designee.

Special maintenance requests shall be submitted in written form to the town manager or his designee at least three working days prior to date needed.

(4) No one will be allowed to construct any new facility, paint any facility or make changes in present facilities without written approval of the town, except as otherwise provided in the agreement pertaining to the reservation. To obtain approval, a written request should be submitted to the town manager or his designee.

(5) All damages to any facility shall be reported to the town manager or his or her designee, such as light failure, bleacher damage, facility damage, field damage, etc. Also, any injuries to players, coaches, or spectators must be reported within three working days from date of the injury.

(6) The organizing league shall be responsible for the conduct of its program participants including coaches, players, and spectators.

(7) The organizing league is responsible for policing litter before, during, and after each event and is responsible for disposing of it properly.

(8) Utility fees may be charged for light and water. All lights must be turned off by 11:00 p.m.