

ORDINANCE NO. 11-04

ROLL CALL

VOTING	YES	NO
MAYOR DALE R. BARNEY <i>(votes only in case of tie)</i>		
MATTHEW D. BARBER <i>Councilmember</i>	X	
PAUL M. CHRISTENSEN <i>Councilmember</i>	ABSENT	
EVERETT KELEPOLO <i>Councilmember</i>	X	
SETH V. SORENSEN <i>Councilmember</i>	X	
CHRIS C. WADSWORTH <i>Councilmember</i>	X	

I MOVE this ordinance be adopted: Councilmember Sorensen

I SECOND the foregoing motion: Councilmember Kelepolo

ORDINANCE 11-04

AN ORDINANCE CREATING A NEW CHAPTER OF THE MUNICIPAL CODE ADDRESSING PARK AND RECREATION FACILITIES

WHEREAS, Spanish Fork City owns and maintains a number of parks and other recreational facilities which it operates through its parks and recreation division; and

WHEREAS, the City has recently undertaken to operate the Spanish Fork Gun Club; and

WHEREAS, the City has recently completed the construction of a pressure irrigation reservoir which can also act as a recreational facility and which has proved to be very popular with the public; and

WHEREAS, these types of facilities are unique as recreational facilities and create additional

challenges and risks; and

WHEREAS, it is therefore reasonable that policies be adopted for the various facilities, which should have the validity of law as far as enforcement for public safety reasons; and

WHEREAS, the City Manager is authorized to administer policies for the City and should therefore be the designated person to implement appropriate policies for the safe operation of the park and recreation facilities;

NOW THEREFORE, be it ordained and enacted by the Spanish Fork City Council as follows:

I.

Chapter 7.24 Parks and Recreation Facilities is hereby created to be part of the Spanish Fork Municipal Code as follows:

Chapter 7.24 Parks and Recreation Facilities

7.24.010 Parks and Recreation Facilities in General

Spanish Fork City will build, own, and maintain various parks and other recreational facilities for use by its residents and others. The City Manager, or his/her designee, is authorized to create policies for the use of these facilities.

7.24.020 Closure of Facilities.

The pressure irrigation reservoir shall be closed for public use from December 1st to the following March 1st each year. In addition thereto, the City Manager, in conjunction with the Parks and Recreation Director, has the discretion to temporarily close any park or any other recreational facility to public use at any other time in order to perform repair or maintenance work on the facility or for safety reasons to protect the public, or employees, from potential harm, illness,

or injury.

7.24.030 Violation.

Any person violating any provision of this chapter, or any of the policies adopted under the authority of this chapter, is guilty of a Class C Misdemeanor.

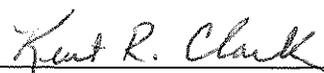
DATED this 7th of September, 2004.

PASSED AND ORDERED PUBLISHED BY THE CITY COUNCIL OF SPANISH FORK,
UTAH, this 7th of September, 2004.

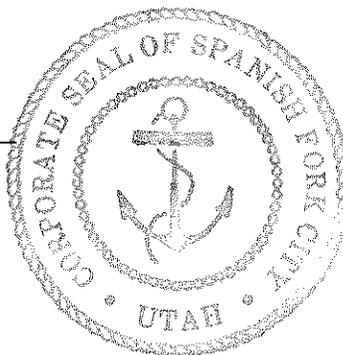


DALE R. BARNEY, Mayor

ATTEST:



KENT R. CLARK, City Recorder



FAORDBOOK\ORD\2004\Ord11-04

Proof of Publication

I **Steve Hardman** being first duly sworn according to law, disposes and says that he is the General Manager of **THE SPANISH FORK PRESS**, a weekly newspaper printed and published at Spanish Fork, Utah County, Utah and of general circulation therein; that the Notice, a copy of which is hereto attached, was printed and published in said paper

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PASSED AND ORDERED PUBLISHED BY THE CITY COUNCIL OF SPANISH FORK, UTAH, this 7th of September, 2004.

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the first publication on the 16 day

of September 2004

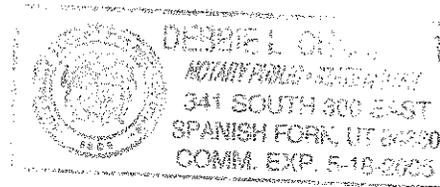
And the last on the 16 day

of September 2004

[Signature]

ORDINANCE 11-04, AN ORDINANCE CREATING A NEW CHAPTER OF THE MUNICIPAL CODE ADDRESSING PARK AND RECREATION FACILITIES

NOW THEREFORE, be it ordained and enacted by the Spanish Fork City Council as follows: Chapter 7.24 Parks and Recreation Facilities is hereby created to be part of the Spanish Fork Municipal Code as follows:



Subscribed and

s 16th day of September 2004

Notary Public

Chancellor