

**CITY OF SCANDIA  
ORDINANCE NO.: 133**

**AN ORDINANCE ESTABLISHING RULES AND REGULATIONS  
FOR THE USE OF SCANDIA PARKS AND REPEALING ORDINANCE NO. 115 AND  
116**

The City Council of the City of Scandia, Washington County, Minnesota hereby ordains:

**Section 1. DEFINITIONS.** For the purpose of this ordinance, the following definition shall apply unless the context clearly indicates or requires a different meaning:

*PARKS* shall mean a park, playground, athletic field, trail, nature area, open space area or recreational facility, including adjacent parking areas, owned or operated by the City of Scandia for the purpose of recreation or open space use. For the purpose of this ordinance, “park” does not include the Goose Lake and Log House Landing (St. Croix) boat launch sites, and undeveloped Bone Lake Park.

**Section 2. RULES AND REGULATIONS FOR PARK USE.**

**Subdivision 1. Park Hours.** No person, except authorized city personnel, shall enter or be in or remain in any park beginning one-half hour after sunset and ending at 4:00 a.m. except with a permit issued by the City Clerk. These hours of operation do not apply to the Wojtowicz Skating Park and any lighted ball fields.

**Subdivision 2. Removing, Defacing or Destroying Property Prohibited.** No person shall remove, deface, destroy, diminish or impair the value of public property located on or within any park, including buildings, structures, trees, shrubs, grass, vegetation, signs, tables, benches, fireplaces, trash receptacles, notices or placards, boundary markers or fences, or any other public property, either real or personal.

**Subdivision 3. Erection of Structures.** No person shall construct or erect any tent, building, or structure of any kind, whether permanent or temporary in character, or run or string any public service utility into, upon or across any park, except with a permit issued by the City Clerk.

**Subdivision 4. Littering and Dumping.** No person shall litter, or cast upon or allow to remain any rubbish or trash of any kind or nature in or about any park.

**Subdivision 5. Motorized Vehicles.** Motorized vehicles shall be driven or parked only in designated areas in any park and shall be driven therein at a maximum speed of 5 miles per hour. Snowmobiles and all-terrain vehicles shall not be operated in any park except in areas specifically designated or posted for their operation, or as required for maintenance or for police, fire or rescue purposes. Overnight parking is prohibited.

**Subdivision 6. Non-Motorized Vehicles.** Bicycles or other non-motorized vehicles of any type are not permitted in Wind-in-the-Pines ~~Park~~ Preserve.

**Subdivision 7. Open Fires Prohibited.** No person shall build a fire in any place in any park at any time, except in fireplaces or receptacles provided therein by the city or in privately owned grills that are not harmful to grass or other vegetation. Open fires, including the use of grills, are prohibited in Wind in the Pines Preserve.

**Subdivision 8. Sale of Articles.** No person shall sell any articles, or solicit for the sale thereof, in any park without a permit issued by the City Clerk.

**Subdivision 9. Posting Signs and Placards.** No person shall paste, glue, tack or otherwise post any sign, placard, advertisement or inscription, whatsoever the same may be, in any park without a permit issued by the City Clerk.

**Subdivision 10. Animals.** No domestic animals, including cats and dogs, shall be permitted within Wind-in-the-Pines ~~Park~~ Preserve. No person shall allow any domestic animal, including dogs and cats, to go unattended and without physical restraint in any other park. Pet owners and animal handlers are responsible for cleaning up their pet's waste and disposing of it in a sanitary manner.

**Subdivision 11. Climbing of Trees and On Buildings.** No person shall climb any trees or climb on any building or structure in any park.

**Subdivision 12. Other Prohibited Acts.** It is unlawful in any park for any person to:

- a) Disturb or interfere with any birds, animals, animal habitat, or nesting area.
- b) Schedule and hold gatherings of more than 100 people without a permit from the City Clerk and after approval by the City Council.
- c) Discharge any gun, firearm, air gun, pellet gun, explosive, bow and arrow, or other similar device, except for a peace officer in the discharge of his or her duties, without a permit from the City Clerk and after approval by the City Council.
- d) Discharge fireworks except when authorized in writing by the City Council.
- e) Discharge any pollutants into any body of water in any park.

**Section 3. VARIANCES.** Variances to the strict application of this ordinance may be granted only by the City Council and only in unusual circumstances. Nothing herein shall prohibit the normal care, operation or functions of the city or its authorized agents in or on any city park.

**Section 4. VIOLATIONS AND PENALTIES.** Any person violating any provision of this ordinance shall be guilty of a misdemeanor and shall, upon conviction thereof, be punished according to law.

**Section 5. REPEALER.** Ordinance No. 115 adopted May 19th, 1981 is hereby repealed. Ordinance No. 116 adopted May 5<sup>th</sup>, 2009 is hereby repealed.

**Section 6. EFFECTIVE DATE.** This ordinance shall be in full force and effect upon its adoption and publication according to law.

Passed and adopted by the City Council of the City of Scandia this 20th day of November, 2012.

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Randall Simonson, Mayor

ATTEST:

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Kristina Handt, Clerk/Administrator