

Ordinance No. ORD#2015-007

**EMERGENCY ORDINANCE AND ORDINANCE TO
ADOPT CLOSURE HOURS FOR CITY PARKS**

WHEREAS, the City of Polson finds that it is necessary to set certain hours that the city parks are closed to occupation in order to effectively manage such parks;

WHEREAS, the City has previously set these hours in the discretion of the Parks Superintendent and the City Commission wishes to enforce such hours by the force of a City Ordinance;

WHEREAS, the need for immediate action is necessary as the parks are currently facing additional summer usage that would adversely impact the park maintenance and preservation of its properties;

WHEREAS, the Commission seeks to adopt this ordinances as quickly as possible and to that end hears this matter as an emergency measure and its first reading for permanent adoption;

WHEREAS, it appears in the best public interest that the Polson City Commission adopt the hours of operation for park premises as stated herein;

NOW, THEREFORE, BE IT ORDAINED, that the City of Polson adopts the following ordinance:

Hours of operation of parks.

- A. *Hours.* All parks shall be open to the public every day of the year subject to the exceptions established herein.
- B. *General closure.* Any section or part of any park may be closed to the public by the superintendent of parks and recreation. Notice of closing shall be posted in a conspicuous manner.
- C. *Night closure.*

Summer Months: May 1 – September 30

No person, without written permission of the superintendent of parks and recreation, shall be physically present within the boundaries of any park between the hours of 11:00 p.m. and 5:00 a.m. except in designated camping areas.

Winter Months: October 1-- April 30

No person, without written permission of the superintendent of parks and recreation, shall be physically present within the boundaries of any park between the hours of 8:00 p.m. and 6:00 a.m. except in designated camping areas.

BE IT FURTHER ORDAINED that all Ordinances or parts of Ordinances in so far as the same may precede or conflict with the above ordinance are hereby repealed and/or deleted.

BE IT FURTHER ORDAINED that this ordinance is enacted as an emergency measure and that such ordinance is also to be enacted as a permanent ordinance of the City of Polson. Upon the effective date of the permanent ordinance, the emergency ordinance shall expire forthwith.

BE IT FURTHER ORDAINED, the City Clerk is hereby instructed to codify this Ordinance in the Book of Ordinances and the City Attorney shall index the same in his discretion.

Emergency Effective Date: June 1, 2015

First Reading: 6 ayes _____ nays _____ abstentions

Second Reading: 6 ayes _____ nays _____ abstentions

Effective Date: July 15, 2015

Heather Knutson, Mayor

Attest:

Cora E. Pritt, Clerk

Approved as to form and content:

M. Richard Gebhardt, City Attorney