

**RESOLUTION NO. 06-36**

**AN AMENDED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF MARICOPA, ARIZONA, DECLARING AS A PUBLIC RECORD THAT CERTAIN DOCUMENT FILED WITH THE CITY CLERK AND ENTITLED "CHAPTER 18 - PARK RULES AND REGULATIONS" RELATING TO THE ESTABLISHMENT OF RULES AND REGULATIONS FOR CONDUCT AND ACTIVITIES WITHIN THE CITY OF MARICOPA PARKS**

**WHEREAS**, that certain document known as the Park Rules and Regulations of the City of Maricopa was adopted as a public record by Resolution No. 06-24 on June 20, 2006; and

**WHEREAS**, that certain document known as the Park Rules and Regulations has been amended to be Chapter 18 of the Maricopa City Code, rather than Chapter 17; and

**WHEREAS**, the City Council believes that declaring such document a public record and adopting its provisions by reference will be in the City's best interests;

**NOW THEREFORE, BE IT RESOLVED** by the Mayor and City Council of the City of Maricopa, Arizona as follows:

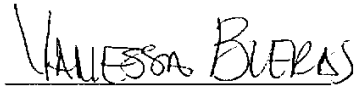
That certain document known as "CHAPTER 18 - PARK RULES AND REGULATIONS" relating to the establishment of procedures regulating conduct and activities within the City of Maricopa Parks attached hereto as Exhibit "1", is hereby declared to be a public record, and three (3) copies shall remain on file in the office of the City Clerk of the City of Maricopa for examination by the public.

**PASSED AND ADOPTED** by the City Council of the City of Maricopa, Arizona this 5<sup>th</sup> day of September, 2006.

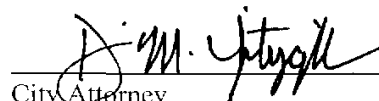
APPROVED:

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
City Attorney

***EXHIBIT "1"***

## CHAPTER 18 PARK RULES AND REGULATIONS<sup>1</sup>

### ARTICLE 18-1 DEFINITIONS

In this Article unless the context requires otherwise:

- A. "Alcoholic beverage" means alcohol, brandy, whiskey, rum, tequila, mescal, gin, wine, porter, ale, beer, any malt liquor or malt beverage, absinthe, a compound or mixture of any of them or any of them with any vegetable or other substance, alcohol bitters, bitters containing alcohol, any liquid mixture or preparation, whether patented or otherwise, which produces intoxication, fruits preserved in ardent spirits, and beverages containing more than one-half of one per cent of alcohol by volume.
- B. "Amusement apparatus" means any device, contrivance, gadget, machine or structure designed to test the skill or strength of the user or to provide the user with any sort of ride, lift, swing or fall experience including, but not limited to, ball throwing contest devices, pinball type devices, electronic videos, animal ride devices, dunk tanks, ball and hammer devices, trampoline devices and the like.
- C. "Area" or "Areas" means a specified place within a city park.
- D. "Beach" means the shore of a body of water used for passive and active recreation purposes.
- E. "Board" means the appointed and elected members of the City of Maricopa City Council and City of Maricopa Parks, Recreation and Libraries Advisory Committee.
- F. "City" means the City of Maricopa, Arizona.
- G. "Controlled substance" means any dangerous drug substance or immediate precursor in as defined in Arizona Revised Statute §13-3401(6), as may be amended from time to time.
- H. "Director" means the person appointed by the City Council via City Manager recommendation to serve as the Chief Administrative Officer of the City Parks, Recreation and Libraries Department.
- I. "Malt liquor" means any beer, ale or other beverage made from malt by fermentation and containing not less than .5% alcohol by volume.

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<sup>1</sup> As of 6/20/2006

- J. “Motorized recreation vehicle” means any self-propelled, off road or all terrain vehicle including, but not limited to, snowmobiles, mini-bikes, scooters, amphibious vehicles, motorcycles, go-carts, trail bikes, dune buggies and all terrain cycles.
- K. “Natural resources” means all flora and fauna within the City parks and the physical factors upon which they depend, including, but not limited to, air, water, soil and minerals.
- L. “Park” means any land or water area and all facilities thereon, under the jurisdiction, control or ownership of the City for the recreational enjoyment of the public.
- M. “Parks division” means an operating unit of the City of Maricopa Parks, Recreation and Libraries Department responsible for the planning, development, operation and maintenance of City of Maricopa parks.
- N. “Parks division maintenance” means an operating unit of the City of Maricopa Public Works Department responsible for the development, operation and maintenance of parks located within the City.
- O. “Person” or “persons” means any individual, firm, company, corporation, society or any group or gathering whatsoever.
- P. “Pet” means any animal that is tamed and domesticated and kept as a companion and under the control of a leash.
- Q. “Pollutant” means any substance, solid, liquid or gas, which could cause contamination of air, land or water so as to create or cause a nuisance or render the air, land or water unclean, noxious or unpure so as to be actually or potentially harmful, detrimental or injurious to public health, safety or welfare, or that of wildlife or vegetation.
- R. “Property” means any land, waters, facilities or possessions of the City of Maricopa.
- S. “Resolution” means official control promulgated by the City of Maricopa in establishing additional rules and regulations relative to this chapter, and as on file in the City Clerk’s Office.
- T. “Use permit” means any written license issued by or under the authority of the City of Maricopa Parks, Recreation and Libraries Department permitting a special event or activity in City parks.

- U. "Vehicle" means every device in, upon or by which any person or property is or may be transported or drawn upon a roadway, except devices moved by human power or used exclusively upon stationary rails or tracks.
- V. "Watercraft" means any contrivance used or designated for navigation on water other than seaplanes or other devices designed to transport people over bodies of water.
- W. "Weapon" means any device, including, but not limited to, firearms, bows, electronic weapons, slings and pellet or B-B guns from which a shot or projectile of any type is discharged or propelled by means of an explosive, gas, compressed air or other means. An ELECTRONIC WEAPON means a portable device which is designed, used or intended to be used, offensively or defensively, to immobilize or incapacitate persons by the use of an electronic current.
- X. "Wildlife" means any living creature, not human, wild by nature, endowed with sensation, power of voluntary motion, including, but not limited to, mammals, birds, fish, amphibians, reptiles, crustaceans and mollusks.
- Y. "Wine" means a vinous beverage containing no more than 14% alcohol by volume.

**ARTICLE 18-2 PUBLIC USE REGULATIONS**

- 18-2-1 Hours of Operation
- 18-2-2 Use Permits
- 18-2-3 User Fees and Special Use Fees
- 18-2-4 Use by Groups

**Section 18-2-1 Hours of operation**

(A) Parks shall be open to the public daily at hours established by the City. It shall be unlawful for any person to enter or remain in a park at any other time without a use permit, except when the park area or facility is otherwise designated by the City of Maricopa. Daily park hours will be from sunrise to 11:00 p.m.

(B) The Director or designee is authorized to close any park or portion thereof at any time for the protection of park property or for private functions, public health, safety or welfare of potential park users.

**Section 18-2-2 Use Permits**

(A) Use permits shall be required for the exclusive or special use of all or portions of park areas, buildings or trails; for use of park areas and facilities when they are closed to the public; to conduct certain activities not normally permitted as per conditions of this chapter; for regulation of large group activities, as defined in Section 18-2-4; or to reduce or eliminate certain user fees for groups, as defined in Section 18-2-3(D).

(B) Procedures and fees to obtain a use permits shall be in accordance with guidelines established by resolution of the City of Maricopa City Council.

(C) Use permits shall be approved by the Director of Parks, Recreation and Libraries or his or her authorized designee.

(D) It shall be unlawful for a person or persons to violate any provision of an approved use permit and such violation will be punishable by a financial penalty as set forth in Article 18-9.

(E) It shall be unlawful for a person or persons to engage in any activity requiring a use permit without first obtaining the permit and such violation will be punishable by a financial penalty as set forth in Article 18-9.

(F) It shall be unlawful for any person to possess or consume any alcoholic beverage within a City park, without first obtaining a use permit. Alcohol use permit fees may not be waived unless otherwise approved by the Director of the City of Maricopa Parks, Recreation and Libraries Department.

**Section 18-2-3 User Fees and Special Use Fees**

(A) User fees for entrance into parks and special use fees for various park uses, for which a use permit is not available, shall be set by resolution by the City of Maricopa City Council.

(B) It shall be unlawful for any person to use, without payment, any facility or area for which a user fee or special use fee is required, unless payment is reduced or waived by the Director of City of Maricopa Parks, Recreation and Libraries Department for the City of Maricopa.

(C) It shall be unlawful for any person to possess or consume any alcoholic beverage within a City park, without payment of a user fee or special use fee. Fees for the possession or consumption of Alcohol may not be waived unless otherwise approved by the Director of City of Maricopa Parks, Recreation and Libraries Department for the City of Maricopa.

(D) Upon group request for reduction or elimination of user fees or special use fees, the issuing authority shall evaluate the request including, but not limited to, the following factors:

- (1) Charitable nonprofit;
- (2) Property or income tax supported;
- (3) Educational or religious; and/or
- (4) Youth Sports Organizations

(E) Requests to reduce or eliminate user and/or special use fees shall be approved by the Director of City of Maricopa Parks, Recreation and Libraries Department or his or her authorized designee only.

**Section 18-2-4 Use by Groups**

Use permits shall be required for any entertainment, tournament, exhibition or any other special use which can reasonably be expected to have ten (10) or more persons involved or potentially have a detrimental effect on park property or other park users.

**ARTICLES 18-3 CONDUCT; PERSONAL BEHAVIOR**

- |        |  |
|--------|--|
| 18-3-1 | Drug and Alcohol Use                           |
| 18-3-2 | Gambling                                       |
| 18-3-3 | Disorderly Conduct                             |
| 18-3-4 | Property of Others                             |
| 18-3-5 | Littering                                      |
| 18-3-6 | Firearms; Dangerous Weapons; Fireworks         |
| 18-3-7 | Interference with Employee Performance of Duty |

**Section 18-3-1 Drug and Alcohol Use**

It shall be unlawful for any person to:

- (A) Use, possess or sell any controlled substance in violation of state statutes;
- (B) Serve, possess or consume any alcoholic beverage, except malt liquor and wine, within a park, except in areas designated and permitted by the City of Maricopa, or as otherwise allowed by acquiring a use permit;

(C) Possess or control any keg, vat, pump or item designed to serve alcoholic beverage to persons for consumption without the requisite permit. For purposes of this Chapter, a person serving alcoholic beverages from such keg, vat, pump or item shall be presumed to be in possession and control;

(D) Fail to present a valid identification upon request of a duly designated park ranger, city official or peace officer and/or presentation of a false or altered identification to a duly designated park ranger or peace officer for the purpose of determining whether an individual who is possessing or consuming alcoholic beverages is under the age of 21 years.

**Section 18-3-2      Gambling**

It shall be unlawful for any person to gamble or participate in any game of chance for a consideration of items of value, except charitable gambling as approved by the City.

**Section 18-3-3      Disorderly conduct**

It shall be unlawful for any person to engage in disorderly conduct as defined in City Code, as it may be amended from time to time, or to conduct himself or herself in a manner that resembles disorderly conduct including but not limited to use of profane language, spitting or chewing tobacco on sidewalks, failure to follow park rules and other behaviors covered under Arizona Revised Statutes §13-2904.

**Section 18-3-4      Property of others**

It shall be unlawful for any person to:

(A) Intentionally disturb, harass or interfere with a park visitor's property; and/or

(B) Leave or store personal property on park property without prior authorization from the Director of Parks, Recreation and Libraries, his or her designee or the City of Maricopa.

**Section 18-3-5      Littering**

It shall be unlawful for any person to deposit, scatter, drop or abandon bottles, cans, broken glass, hot coals, ashes, sewage, waste or other materials in a park, except in receptacles provided for such purposes.



**Section 18-3-6      Firearms; Dangerous Weapons; Fireworks**

It shall be unlawful for any person to:

(A) Have in their possession within a park, fire or discharge, or cause to be fired or discharged across, in, or into any portion of a park any gun or firearm, spear, bow and arrow, crossbow, sling shot, rocket launcher, air or gas weapon or any other dangerous weapon or projectile, except for purposes designated by the City of Maricopa in areas and at times designated by the City of Maricopa; and/or

(B) Set off or attempt to set off or ignite any firecracker, fireworks, smoke bombs, rockets, black powder guns or other pyrotechnics without authorization from the City of Maricopa.

**Section 18-3-7      Interference with Employee Performance of Duty**

It shall be unlawful for any person to impersonate any employee of the City of Maricopa or interfere with, harass or hinder any employee in the discharge of their duties.

**ARTICLE 18-4      Operation Requirements**

- 18-4-1      Commercial Use; Solicitation; Advertising and Photography
- 18-4-2      Pets
- 18-4-3      Noise; Amplification of Sound
- 18-4-4      Fires
- 18-4-5      Assemblies and Meetings
- 18-4-6      Amusement Apparatus
- 18-4-7      Engine Powered Models and Toys
- 18-4-8      Unlawful Occupancy
- 18-4-9      Smoking in Public Parks
- 18-4-10      Use of Tobacco in Public Parks
- 18-4-11      Golfing in Public Parks

**Section 18-4-1      Commercial Use; Solicitation; Advertising and Photography**

It shall be unlawful for any person to:

(A) Solicit, sell or otherwise peddle any goods, wares, merchandise, services, liquids or edibles in a park, except by authorized concession or written permission granted by the City of Maricopa and possibly Pinal County Health Department.

(B) Operate a still, motion picture, video or other camera for commercial purposes in a park without prior authorization from the City of Maricopa and demonstration that applicant has rights to redistribute motion pictures, videos or photographs for public enjoyment and consumption; and

(C) Expose, distribute or place any sign, advertisement, notice, poster or display in a park without authorization from the City of Maricopa Parks, Recreation and Libraries Department.

**Section 18-4-2        Pets**

It shall be unlawful for any person to:

(A) Bring any dog, cat, ferret or other pet into a park, unless caged or kept on a leash not more than six (6) feet in length. Pets under assumed voice control do not qualify as being under control and will be found to be in violation of this rule.

(B) Allow any dog, cat, ferret or other pet to enter a beach area, nature center area, refuge area, picnic area, park building or other “no pet” designated area within a park;

(C) Permit a pet under his or her control to disturb, harass or interfere with any park visitor, park visitor’s property or park employee;

(D) Tether or tie any animal to a tree, plant, building or park equipment; and/or

(E) Have custody or control of any dog, ferret or domestic pet in a designated area of a park without possessing an appropriate device for cleaning up pet feces and disposing of it in a sanitary manner.

**Section 18-4-3        Noise; Amplification of Sound**

(A) It shall be unlawful for any person, without the prior written authorization of the Parks Director or his designee, to:

(1) Install, use or operate within the park a loudspeaker or sound amplifying equipment in a fixed or movable position or mounted upon any sound truck for purposes including, but not limited to, giving instructions, political digressions, directions, talks, addresses, lectures or transmitting music to any persons or assemblages of persons in or upon any place within a park;

(2) Use or operate or permit the use or operation of any radio, tape player,

phonograph, television set, music amplifier or other machine or device for the production or reproduction of sound in a manner as to be disturbing or a nuisance to reasonable persons of normal sensitivity within the area of audibility; and/or

(3) Willfully make or continue, or cause to be made or continued, any loud, unnecessary or unusual noise which disturbs the peace or quiet within any park or which causes discomfort or annoyance to any reasonable park visitor of normal sensitivity, except for special programs at dates and times as authorized by use permit or by the City of Maricopa.

(B) The standards which shall be considered in determining whether a violation of the provisions of this section exists shall include, but not be limited to, the following:

- (1) Level of the noise;
- (2) The intensity of the noise;
- (3) Whether the nature of the noise is usual or unusual;
- (4) The level and intensity of the background noise, if any;
- (5) The type of area within which the noise emanates;
- (6) The intensity of human use of the area during the time at which the noise emanates;
- (7) The time of the day or night the noise occurs;
- (8) The duration of the noise; and
- (9) Whether the noise is recurrent, intermittent or constant.

#### **Section 18-4-4      Fires**

It shall be unlawful for any person to:

(A) Start a fire in a park, except in a designated area, and then only in fire rings, portable stoves or grills, except by use permit;

(B) Leave a fire unattended or fail to fully extinguish a fire; and/or

(C) Scatter or leave unattended lighted matches, ashes, burning tobacco, paper or other combustible material.

**Section 18-4-5       Assemblies and Meetings**

It shall be unlawful for any person to conduct public meetings, assemblies, worship services, protest marches, weddings, funerals, entertainment, parades or demonstrations within a park without a use permit or prior authorization from the City of Maricopa.

**Section 18-4-6       Amusement Apparatus**

It shall be unlawful to bring in, set up, construct, manage or operate any amusement or entertainment contraption, device or gadget within a City park without a certificate of insurance and prior authorization from the City of Maricopa.

**Section 18-4-7       Engine-Powered Models and Toys**

It shall be unlawful for any person to start any model boat or rocket or like powered toy or model that requires the use of liquid or dry fuel within a City park.

**Section 18-4-8       Unlawful Occupancy**

It shall be unlawful for any person to enter in any way any building, installation or area that may be under construction, locked or closed to public use or to enter or be upon any building, installation or area after the posted closing time or before the posted opening time or contrary to posted notice in any park.

**Section 18-4-9       Smoking in public parks**

It shall be unlawful for any person to ignite a tobacco cigarette, cigar or pipe or other tobacco-smoking device in any City park, square, garden and playing field or within one hundred (100) feet to playgrounds, sports courts, ramadas or other park buildings and infrastructures.

**Section 18-4-10      Use of Tobacco in Public Parks**

It shall be unlawful for any person to use or consume any tobacco related product in any park, square, garden and playing field or within one hundred (100) feet to playgrounds, sports courts, ramadas or other park buildings and infrastructures.

**Section 18-4-11      *Golfing in Public Parks***

It shall be unlawful for any person to engage in the act of using a golf club or similar device to strike a golf ball or similar object with the byproduct of causing turf damage within a City park.

**ARTICLE 18-5      PROTECTION OF PROPERTY, STRUCTURES AND RESOURCES**

- 18-5-1      Disturbance of Natural Features
- 18-5-2      Disturbance of Wildlife
- 18-5-3      Destruction or Defacement
- 18-5-4      Release of Harmful or Foreign Substances

**Section 18-5-1      Disturbance of Natural Features**

It shall be unlawful for any person to:

- (A) Intentionally remove, alter, injure or destroy any tree, plant, rock, soil or mineral within a City park;
- (B) Dig trenches, holes or other excavations within a City park; and/or
- (C) Introduce any plant, animal or other agent within a park without a use permit, and other permits as required by state and federal law.

**Section 18-5-2      Disturbance of Wildlife**

It shall be unlawful for any person to:

- (A) Kill, trap, hunt, pursue or in any manner disturb or cause to be disturbed, any species of wildlife, except in nuisance situations and as permitted by a use permit;
- (B) Remove any animal, living or dead, from a park without a use permit and any animal so removed or taken contrary to the provisions of this chapter or laws of the state, shall be considered contraband and subject to seizure and confiscation; and/or
- (C) Release or abandon any animal within a park.

**Section 18-5-3      Destruction or Defacement**

It shall be unlawful for any person to:

(A) Intentionally deface, vandalize or otherwise cause destruction to park property;  
and/or

(B) Intentionally deface, destroy, cover, damage or remove any authorized, notice or sign or parts thereof whether permanent or temporary, posted or exhibited within a City park.

**Section 18-5-4      Release of Harmful or Foreign Substances**

It shall be unlawful for any person to:

(A) Place any debris or other pollutant in or upon any park lands or any body of water in or adjacent to a park, or any tributary, stream, storm sewer or drain flowing into the waters;  
and/or

(B) Discharge waste water or any other wastes in a park, except into designated containers, drains or dumping stations.

**ARTICLE 18-6      RECREATION ACTIVITIES**

- 18-6-1      Camping
- 18-6-2      Picnicking
- 18-6-3      Swimming
- 18-6-4      Boating
- 18-6-5      Fishing
- 18-6-6      Horses and Horseback Riding
- 18-6-7      Bicycling, Scooters, Motorized Play Vehicles and Skating

**Section 18-6-1      *Camping***

It shall be unlawful for any person to:

(A) Camp in a park, except in areas provided and designated for that purpose;

(B) Camp without a use permit from the City of Maricopa Parks, Recreation and Libraries Department;

(C) Occupy camp sites in a park contrary to a permit or otherwise violate provisions of a use permit;

(D) Operate any vehicle within a campground during posted quiet hours, except in emergencies;

(E) Camp overnight in a park if under eighteen (18) years of age, unless accompanied by parent or legal guardian, or possessing written permission from a parent or legal guardian;

(F) Camp in a park longer than ten (10) consecutive days;

(G) Camp in a park more than fourteen (14) days in a calendar month without approval of the Parks Director or his designee; and/or

(H) Set up temporary shelters, such as tents, tarps, canopies and other devices other than in designated camping areas without authorization by a use permit.

#### **Section 18-6-2 Picnicking**

It shall be unlawful for any person to:

(1) Assume exclusive use of a reservation picnic site without a use permit;

(2) Use a portion of a reservation picnic area without a permit if the area is reserved by permitted group; and/or

(3) Conduct picnic activity at reservation picnic sites contrary to a use permit or otherwise violate provisions of a use permit.

#### **Section 18-6-3 Swimming**

It shall be unlawful for any person to wade or swim within a park.

#### **Section 18-6-4 Boating**

It shall be unlawful for any person to launch or land any watercraft upon any waters within a park.

**Section 18-6-5      Fishing**

It shall be unlawful for any person to:

- (A) Fish in a park in violation of any provision of this Chapter;
- (B) Fish in a prohibited area;
- (C) Fish without a current fishing license on their person; and/or
- (D) Net, spear or trap fish in an effort to avoid using a traditional fishing pole.

**Section 18-6-6      Horses and Horseback Riding**

It shall be unlawful for any person to ride, lead or allow a horse within a park except as authorized by the City of Maricopa for park patrolling and by use permit.

**Section 18-6-7      Bicycles, Scooters, Motorized Play Vehicles and Skating**

It shall be unlawful for any person to:

- (A) Ride or operate a bicycle, a motorized play vehicle or a non-motorized scooter, except on roadways and designated trails and except as close to the right side of roadways and designated trails as conditions permit;
- (B) Ride or operate a bicycle, roller skate, skateboard, in line skate, street skate, roller blade, operate a motorized play vehicle or a non-motorized scooter except in a prudent and careful manner and at speed that is reasonable and safe with regard to the safety of the operator and other persons in the immediate area; and/or
- (C) Park a bicycle in any area that does not include a bicycle rack or other bike-locking device that's sole purpose is to secure bicycles.

**ARTICLES 18-7      Traffic Regulations**

- 18-7-1      Motorized Recreation Vehicles
- 18-7-2      Vehicle Operation
- 18-7-3      Parking Vehicles
- 18-7-4      Maintenance of Personal Vehicles



**Section 18-7-1      Motorized Recreation Vehicles**

It shall be unlawful for any person to operate a motorized recreation vehicle within a park, except in areas and at times as designated by the City of Maricopa.

**Section 18-7-2      Vehicle Operation**

It shall be unlawful for any person to:

- (A) Operate a vehicle at a speed in excess of 5 mph or posted speed limits;
- (B) Operate any vehicle within a park, except upon roadways, parking areas or other designated locations *therefore*;
- (C) Operate a vehicle within a park in violation of posted regulations as may be amended from time to time, or municipal traffic codes or orders or directions of traffic officers authorized to direct traffic;
- (D) Operate a vehicle in a careless or reckless manner;
- (E) Operate a vehicle which emits excessive or unusual noise, noxious fumes, dense smoke or other pollutants; and/or
- (F) Fail to yield right of way to pedestrians and other trail users.

**Section 18-7-3      Parking Vehicles**

It shall be unlawful for any person to:

- (A) Park or leave a vehicle standing, except in a designated area and then only in a manner so as not to restrict normal traffic flow;
- (B) Leave a vehicle standing after posted closing hours without a valid use permit;
- (C) Park in a space designated for handicapped parking only, except with handicapped vehicle license or permit;
- (D) Park or leave a vehicle without a boat trailer in a parking space designated for vehicles with boat trailers; and/or
- (E) Park a vehicle with a boat trailer, except in designated vehicle/boat-trailer parking

areas.

#### **Section 18-7-4 Maintenance of Personal Vehicles**

It shall be unlawful for any person to wash, polish, grease, change oil or perform other maintenance on any vehicle on park property, except in emergencies.

#### **ARTICLE 18-8 ENFORCEMENT**

(A) The Pinal County Sheriff's Department, local law enforcement agencies, agents for the City of Maricopa and agents of the State of Arizona Game and Fish Department, in connection with duties imposed by law, shall enforce the provisions of this chapter and may issue citations, and eject from any park persons acting in violation of the provisions of this chapter. The above agencies shall have the authority to seize, confiscate and impound any substance, plant, animal, vehicle or other article which upon probable cause, is found to be used or possessed in violation of this chapter.

(B) The City of Maricopa shall have the right to adopt by resolution additional rules and regulations relative to this chapter.

(C) The Pinal County Sheriff's Department and Pinal County Animal Control or local law enforcement agencies shall have the authority to impound pets found in violation of this chapter and shall collect an impoundment fee, plus a per diem fee and a kenneling fee, specified in contract for impounding of animals which may be in force within an animal control service district.

(D) The Parks Division, Parks Maintenance Division or agents affiliated with the City of Maricopa shall have the authority to revoke for good cause any use permit. Any permit or reservation may be revoked upon violation by the permittee of any ordinance, rules or regulation of the City of Maricopa.

(E) Nothing in this chapter shall prevent employees or agents of the Parks Division from performing their assigned duties.

#### **ARTICLE 18-9 PENALTY**

A person guilty of violating any provision of the Park Rules and Regulations of the City of Maricopa shall be charged as follows: the first offense shall be a civil petty offense, the second offense shall be a civil petty offense or misdemeanor and the third offense shall be a

misdeemeanor pursuant to Article 1-8 of the Maricopa City Code as may be amended from time to time. All fines collected under this Chapter shall be deposited into the general fund of the City.

City of Maricopa  
Waiver and Fine Schedule

Park Ordinance Violations

Publish Date: June 20, 2006

The following violations of the City of Maricopa Park Rules and Regulations shall carry the following fines:

<b><u>Penalty</u></b>	<b><u>Fine</u></b>
Drinking in Public without a Permit	\$100.00
Park Curfew Violation (First Offense)	\$25.00
Park Curfew Violation (Second Offense)     *Not Waiverable*	\$50.00
Unlicensed Dog	\$100.00
Barking Dog	\$25.00
Dog Running at Large	\$50.00
Unrestrained Dangerous Dog	\$150.00
No Proof of Vaccination	\$50.00
Maintenance of a Nuisance	\$50.00
Improper Parking	\$15.00
Obstructing Traffic	\$15.00
Handicapped Parking Infraction (First Offense)	\$100.00
Handicapped Parking Infraction (Second Offense)	\$200.00
Handicapped Parking Infraction (Third Offense)	\$300.00
Clinging to a Motorized Recreation Vehicle	\$25.00
Prohibited Skating Violation	\$25.00
Smoking in the Park	\$100.00
Use of Tobacco in the Park	\$100.00
Unlawful Discharge of Fireworks	\$100.00
Violation of Provisions of Use Permit	\$100.00
Failure to Pay User Fees	\$100.00
Failure to Pay Special Use Fees	\$100.00

\*Note: Fines double for second offenses unless otherwise specified above.\*

Any of the foregoing fines may be waived at the discretion of the City prosecutor. In addition to the foregoing fines, the Court may assess Court costs and prosecution fees.

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SHORT FORM PARK RULES LOCATED ON THE NEXT PAGE

City of Maricopa  
Parks, Recreation and Libraries Department

**Park Rules and Regulations**

Park Rules and Regulations

1. No campfires allowed without prior approval.
2. No dunking booths, hot air balloons, pony rides, or livestock without prior approval.
3. Tents must be pre-approved and location coordinated with City of Maricopa Parks, Recreation and Libraries Department staff.
4. Pavilions may be used if they are not previously reserved by another group.
5. Athletic Fields must be reserved separately from Pavilion Rentals. This must be done through the City of Maricopa Parks, Recreation and Libraries Department staff at 520-568-9098 Ext. 204.
6. Dogs are to be kept under restraint at all times by means of a leash. Voice command does not constitute control.
7. All wildlife in City of Maricopa Parks is protected.
8. It is unlawful to cut or destroy any vegetation within a City park.
9. All vehicles must park in designated areas on pavement only.
10. It is unlawful to wade or swim in Park ponds, lakes or streams.
11. All firearms, airguns, crossbows, and bows and arrows are prohibited.
12. It is unlawful to litter in City of Maricopa Parks.
13. Advertising in City of Maricopa Parks is prohibited unless otherwise approved by the Director of Parks, Recreation and Libraries Department.
14. Park curfew for all community parks is 11:00 p.m. to sunrise.
15. Any person wishing to sell any items (food, drinks, shirts, caps, etc.) in a park must apply for a Park Vendor's Permit at the City of Maricopa Parks, Recreation and Library Department office (520-568-9098 Ext. 204) and possibly a Health Permit from the Pinal County Health Department (520-866-6753) as well as possessing a valid business license issued by the City of Maricopa.
16. No off-road vehicles are allowed in city parks.
17. Golfing or (practice) driving of golf balls in the parks is prohibited.
18. Please obey all "FIELDS CLOSED" signs.
19. Glass bottles and containers are prohibited.
20. Alcohol may be consumed in city parks by adults 21 years of age or older and with a permit.
21. Fishing in park ponds, lakes and streams is free and open to the public with valid license. All fishing is considered catch and release unless otherwise posted. The City of Maricopa recognizes all special regulations, as well as statewide regulations as determined by the Arizona Game and Fish Department.
22. Use of tobacco products is strictly prohibited.