

Chapter 58

RECREATION*

* **Cross References:** Outdoor music and entertainment festivals, ch. 44.

-
- Sec. 58-1. Fees for admission to city recreation facilities.
 - Sec. 58-2. Playing golf in public facilities.
 - Sec. 58-3. Fires restricted in public facilities.
 - Sec. 58-4. Littering prohibited in public facilities.
 - Sec. 58-5. Posting of hours, rules and regulations for public facilities.
 - Sec. 58-6. Noise-making devices prohibited in public facilities.
 - Sec. 58-7. Vandalism to property in public facilities.
 - Sec. 58-8. Closing times at public facilities.
 - Sec. 58-9. Use of snorkeling apparatus by persons under 18.
 - Sec. 58-10. Possession or consumption of alcoholic liquors at public facilities.
 - Sec. 58-11. Glass bottles prohibited in public facilities.
 - Sec. 58-12. Horses prohibited in public facilities during certain months.
 - Sec. 58-13. Discharge of firearms or other weapons in public facilities.
 - Sec. 58-14. Anti-graffiti adopt-a-park program.

Sec. 58-1. Fees for admission to city recreation facilities.

The director of parks and recreation department is hereby authorized and empowered to institute fees related to use of city-owned recreation facilities. The income raised from such fees shall be directed into a fund restricted to improvement and maintenance of these facilities. Such fees shall be as provided in chapter 18. (Code 1971, § 15 1/2-1; Ord. No. O-95-9, 5-8-95; Ord. No. O-95-24, 6-19-95)

Sec. 58-2. Playing golf in public facilities.

The playing of golf or the driving of golf balls is prohibited in all parks, playground areas and ballfields.

Violation of this section shall be punishable by a fine of \$50.00 for the first and second offense by a person. The fine may be paid by mail or in person at the city municipal court. Upon the third and each subsequent violation of this section, a person shall be subject to the penalties set forth in section 1-4 of the Code.

(Code 1971, § 15 1/2-2; Ord. No. O-00-16, § I, 5-11-00)

Sec. 58-3. Fires restricted in public facilities.

No person shall start an open fire in any park or recreation area, or start a controlled fire without first obtaining a permit from the department of parks and recreation. Fires must be kept in designated areas only, shall be limited to a reasonable size, and shall be extinguished before leaving the area. The dumping of ashes from portable picnic grills is prohibited except into receptacles provided for this purpose.

(Code 1971, § 15 1/2-3)

Cross References: Fire prevention and protection, ch. 20.

Sec. 58-4. Littering prohibited in public facilities.

No person shall cast litter in or upon any portion of any park, beach, playground or recreational area except in provided receptacles.

Violation of this section shall be punishable by a fine of \$50.00 for the first and second offense by a person. The fine may be paid by mail or in person at the city municipal court. Upon the third and each subsequent violation of this section, a person shall be subject to the penalties set forth in section 1-4 of the Code.

(Code 1971, § 15 1/2-4; Ord. No. O-00-16, § I, 5-11-00)

Cross References: Garbage, debris and rubbish, ch. 22.

Sec. 58-5. Posting of hours, rules and regulations for public facilities.

All commons, parks, playgrounds, ballfields and beaches shall be posted by such agency assigned control thereof, to include such areas under the direct control of the city. The posting shall indicate the authorized hours of use for the calendar year, rules and regulations.

(Code 1971, § 15 1/2-5)

Sec. 58-6. Noise-making devices prohibited in public facilities.

Sirens and all other noise-making devices are not to be operated within the confines of any public recreational areas.

Violation of this section shall be punishable by a fine of \$50.00 for the first and second offense by a person. The fine may be paid by mail or in person at the city municipal court. Upon the third and each subsequent violation of this section, a person shall be subject to the penalties set forth in section 1-4 of the Code.

(Code 1971, § 15 1/2-6; Ord. No. O-00-16, § I, 5-11-00)

Cross References: Noise, § 40-13.

Sec. 58-7. Vandalism to property in public facilities.

No person shall take, injure, destroy, cut, mark or deface any plant, shrub or tree within a public recreation area, or deface any building or public property therein.

(Code 1971, § 15 1/2-7)

Cross References: Defacing or destroying signs, § 40-12; graffiti, § 40-25.

Sec. 58-8. Closing times at public facilities.

All city-owned playgrounds, beaches, parks and ballfield areas, with the exception of Conimicut Point, shall be closed to the public during the period of sunset to sunrise daily, except upon special permission issued by the department of recreation. Violators of this section shall be punishable as provided in section 1-4. Conimicut Point shall be closed to the public during the period of 11:00 p.m. to sunrise daily, except upon special permission issued by the department of parks and recreation.

Violation of this section shall be punishable by a fine of \$50.00 for the first and second offense by a person. The fine may be paid by mail or in person at the city municipal court. Upon the third and each

subsequent violation of this section, a person shall be subject to the penalties set forth in section 1-4 of the Code.

(Code 1971, § 15 1/2-8; Ord. No. O-00-16, § I, 5-11-00)

Sec. 58-9. Use of snorkeling apparatus by persons under 18.

No person under 18 years of age may use any snorkel or other breathing aid or device for swimming or other use at any of the beaches, ponds, lakes, rivers or other bodies of water within the city.

Violation of this section shall be punishable by a fine of \$50.00 for the first and second offense by a person. The fine may be paid by mail or in person at the city municipal court. Upon the third and each subsequent violation of this section, a person shall be subject to the penalties set forth in section 1-4 of the Code.

(Code 1971, § 15 1/2-9; Ord. No. O-00-16, § I, 5-11-00)

Sec. 58-10. Possession or consumption of alcoholic liquors at public facilities.

(a) It shall be unlawful for any person to have possession of or drink alcoholic liquors, as further defined herein, at public bathing and swimming facilities, beaches, playgrounds, ballfields, park and recreation areas, and all other public areas in the city, unless specifically authorized by the board of public safety, upon consultation of the director of parks and recreation.

(b) The words "alcoholic liquors," as used in this section, shall mean only spirituous malt, vinous, fermented, brewed (whether lager or rice beer) or other liquors, or any compound or mixture thereof by whatsoever name called or known, which contains alcohol and is used as a beverage.

(Code 1971, § 15 1/2-10)

Cross References: Consumption of alcoholic beverages on streets or sidewalks, § 40-22.

Sec. 58-11. Glass bottles prohibited in public facilities.

It shall be unlawful to possess or use glass bottles, jars or containers in recreational areas.

Violation of this section shall be punishable by a fine of \$50.00 for the first and second offense by a person. The fine may be paid by mail or in person at the city municipal court. Upon the third and each subsequent violation of this section, a person shall be subject to the penalties set forth in section 1-4 of the Code.

(Code 1971, § 15 1/2-11; Ord. No. O-00-16, § I, 5-11-00)

Sec. 58-12. Horses prohibited in public facilities during certain months.

No person shall allow or permit any horse or pony owned by him/her or under his/her control to go upon any public beaches, playgrounds, ballfields, parks or recreation areas within the city from May 15 to September 15 of each year.

Violation of this section shall be punishable by a fine of \$50.00 for the first and second offense by a person. The fine may be paid by mail or in person at the city municipal court. Upon the third and each subsequent violation of this section, a person shall be subject to the penalties set forth in section 1-4 of the

Code.

(Code 1971, § 15 1/2-12; Ord. No. O-00-16, § I, 5-11-00)

Cross References: Animals and fowl, ch. 4.

Sec. 58-13. Discharge of firearms or other weapons in public facilities.

No person shall discharge a firearm, pellet gun, BB gun, so called, or type of projectile-type firing device in any public beach, playground, ballfield, park or recreation area.

(Code 1971, § 15 1/2-13)

Cross References: Hunting with firearms prohibited, § 40-2.

Sec. 58-14. Anti-graffiti adopt-a park program.

(a) *Purpose.* There shall be an anti-graffiti adopt-a-park program to be administered through the department of parks and recreation. The purpose of the program shall be to allow private individuals, businesses, and other organizations to donate materials needed for the elimination and cleaning of graffiti that appears on city-owned or operated parks and recreational facilities. The objective of this program shall be to maintain the city's parks and recreational facilities in a safe, attractive, and usable condition.

(b) *Procedure.* A private business, organization or individual may adopt a park or recreational facility which is currently maintained by the City of Warwick for the purpose of providing paints, stains, cleaners, solvents, brushes, rollers, sprayers, washers, or any other materials and tools which are necessary in the removal of graffiti from any part of the facilities and grounds thereof. A minimum monetary donation of \$300.00 may be made in lieu of supplying the aforementioned supplies and tools. The director of parks and recreation (the "director") shall develop an application for a proposed adopting party to complete in order to participate in the program. The applicant shall submit the application to the director for review and approval or rejection. Approval or rejection shall be based on an objective assessment of the adopting party's ability to fulfill its obligation to provide the materials and tools, or monetary contribution needed for a one-year period. The applicant may indicate a maximum dollar amount of its intended donation based upon the fair market value of the materials and tools to be provided. Priority shall be given to businesses and organizations which have a presence in Warwick, as well as Warwick residents. Each park or recreational facility shall be adopted for a one-year period which may be renewed annually. Each renewal shall be by application to the director. A park or recreational facility may be divided into appropriate sections or sub-parts at the discretion of the director.

(c) *Identification signs.* The city shall erect a standard sign, the design, size and materials of which shall be approved by the director identifying their contribution. The placement, design, size, type and materials of any such sign shall also be in conformance with the zoning ordinance of the City of Warwick.

(d) *Default.* In the event that any adopting party fails to provide the necessary materials and tools pledged, or the minimum monetary contribution, then the director shall notify the adopting party, in writing, of its default under the program. The adopting party shall then have 30 days following the mailing of said notice to cure its default. In the event that the adopting party fails to cure its default, then the director may remove the adopting party's sign and allow any other party to adopt that particular park or recreational facility.

(Ord. No. O-05-26, § I, 9-20-05)