

## **ORDINANCE NUMBER 2634**

### **AN ORDINANCE TO AMEND SECTION 12-1 OF THE VESTAVIA HILLS CODE OF ORDINANCES ENTITLED “WALD PARK” AND AMENDING ORDINANCE NUMBER 2255 SECTION 1 ENTITLED “PARK RULES AND REGULATIONS” TO ESTABLISH AMENDED RULES, REGULATIONS AND HOURS OF OPERATION FOR WALD PARK**

**WHEREAS**, on January 19, 2016, the Vestavia Hills Parks and Recreation Board met in regular session and adopted and established amended rules, regulations and hours of operation for Wald Park; and

**WHEREAS**, the Vestavia Hills Parks and Recreation Board has requested the Director of Public Services to present these amended rules, regulations and hours of operation to the City Council for consideration; and

**WHEREAS**, the Mayor and the Vestavia Hills City Council have reviewed the recommendations of the Vestavia Hills Parks and Recreation Board and feel it is in the best interest of the public to amend Section 12-1 of the Vestavia Hills Code of Ordinances, Republished 2015, and amending Section 1 of Ordinance Number 2255 and adopt said amended rules, regulations and hours of operation for Wald Park.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF VESTAVIA HILLS, ALABAMA, THAT SECTION 12-1 OF THE VESTAVIA HILLS CODE OF ORDINANCES, REPUBLISHED 2015 ENTITLED “WALD PARK” AND SECTION 1 OF ORDINANCE NUMBER 2634 ENTITLED “PARK RULES AND REGULATIONS” BE AMENDED, AS FOLLOWS:**

#### **SECTION 1. PARK RULES AND REGULATIONS:**

- (1) Wald Park shall open at 5:00 a.m. and close at 9:30 p.m. except for events scheduled through the office of parks and recreation. Unauthorized individuals in the park after closing can be subject to penalties described in Section 2.
- (2) Maintenance crews have first priority on any space within the park.
- (3) Access to some areas of the park may be limited due to scheduled events; therefore, if any field has been prepared for a scheduled event, it shall be

off-limits to public access. Access may also be limited due to periodic down time to allow recuperation of fields at the direction of the parks and recreation director or the maintenance superintendent.

- (4) There may be times when fields are closed for maintenance.
- (5) No skates, rollerblades, ripsticks, bicycles, go-carts, scooters, motorcycles, four-wheelers, three-wheelers, skateboards, or any other type of vehicle, except for service vehicles, are allowed off the designated parking area at any time.
- (6) Golf, archery, glass containers, camping, open fires, dumping, fireworks and noisemakers are prohibited.
- (7) Fireworks, explosives, or slingshots are not allowed.
- (8) Smoking is restricted per city ordinance.
- (9) Use, solicitation, possession, or distribution of any controlled substance is strictly prohibited.
- (10) Pets should be kept on a leash and under control at all times. Any solid excretion matter from said pet must be picked up from any surface area. Pets are not allowed on any athletic surfaces including, but not limited to, baseball fields, softball fields, soccer fields, football fields, lacrosse fields, tennis courts or basketball courts.
- (11) Parking is restricted to designated areas.
- (12) Alcohol is prohibited unless a permit has been previously issued and is physically present with the applicant at the park during use. The permit must be signed by the Parks and Recreation Superintendent or his designee and noted with appropriate dates/times. Note: A fee (or deposit) may be required prior to a permit being issued.
- (13) Violators will be asked to leave the premises and are subject to further action penalties as described in Section 2.

## **SECTION 2. FINES AND PUNISHMENT:**

It shall be unlawful to violate any of the terms and provisions of this Ordinance. Any person, firm or corporation violating any of the said terms and provision of this

Ordinance shall, upon conviction, be punished in accordance with Title 11-45-9, Code of Alabama, 1975, for a misdemeanor violation for each such offense. Each day any violation of this Ordinance shall constitute a separate offense.

**SECTION 3. SEVERABILITY:**

If any part, section, or subdivision of this Ordinance shall be held unconstitutional or invalid for any reason, such holding shall not be construed to invalidate or impair the remainder of this Ordinance, which shall continue in full force and effect notwithstanding such holding.

**SECTION 4. EFFECTIVE DATE:**

The provisions of this Ordinance Number 2634 shall become effective immediately upon the passage and approval thereof by the City Council of the City of Vestavia Hills, Alabama, and the publication and/or posting thereof as required by Alabama law.

**DONE, ORDERED and APPROVED** this the 22<sup>nd</sup> day of February, 2016.

Alberto C. Zaragoza, Jr.  
Mayor

ATTESTED BY:

Rebecca Leavings  
City Clerk

**CERTIFICATION:**

I, Rebecca Leavings, as City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # 2634 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 22<sup>nd</sup> day of February, 2016, as same appears in the official records of said City.

Posted at Vestavia Hills City Hall, Vestavia Hills Library in the Forest, and Vestavia Hills Recreational Center this the \_\_\_\_\_ day of \_\_\_\_\_, 2016.

Rebecca Leavings  
City Clerk