

ORDINANCE NO. 4834

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ELLENSBURG, WASHINGTON, RELATING TO THE CITY'S PARKING POLICY FOR CITY PARKS AND PARK FACILITIES AND AMENDING SECTION 2.34.160 OF THE ELLENSBURG CITY CODE.

WHEREAS, the City wants to prevent overnight parking in city park parking lots, and

WHEREAS, Section 2.34.160 of the Ellensburg City Code does not currently prohibit overnight parking in city park facilities,

NOW, THEREFORE, the City Council of the City of Ellensburg, Washington do hereby ordain as follows:

**Section 1. Section 2.34.160 of the Ellensburg City Code, as last amended by Section 1 of Ordinance 4700, is hereby amended to read as follows:**

**2.34.160 Rules and regulations.**

- A. No alcoholic beverages shall be allowed, unless authorized and approved under the provisions of ECC 2.34.300.
- B. It is unlawful to remove, destroy, mutilate, or deface any structure, monument, statue, wall, fence, railing, shrub, tree, plant, flower, lighting system, or irrigation system, or other property lawfully in any park.
- C. Any time a recreational facility is used for any purpose other than a directly sponsored recreation department activity, an employee of the recreation department and/or an employee of another city department (except police/fire) may be required to be present. A fee for supervision based on the current hourly rate of the supervisor of the event shall be paid by the individual or group permittee.
- D. When the event requires a police officer(s), the current hourly rate shall be paid by the individual or group to whom the permit was issued. The chief of police, or his designee, shall determine the number of officers needed, if any.
- E. Golfing is prohibited in city parks.
- F. Motor vehicles shall be restricted to developed roads and designated parking lots.
- G. No livestock shall be permitted in any developed city park; provided, however, that horses shall be allowed on the John Wayne Pioneer Trail Reconnection Route and within Irene Rinehart Riverfront Park except for in the vicinity of the beach, the lake or grass picnic areas.

H. Pets shall be on a leash and pet owners shall be required to clean up after their pets. With the exception of service animals, pets shall not be allowed in the developed grass areas of Irene Rinehart Riverfront Park or designated city athletic fields.

I. It is unlawful to throw or deposit any refuse or other material in any park, except at designated receptacles, or to take garbage or refuse generated outside a park to a park for disposal. Whenever litter dumped in violation of this chapter contains three or more items bearing the name of one individual, there shall be rebuttable presumption that the individual whose name appears on such items committed the unlawful act of littering as provided in Chapter 5.48 ECC.

J. No overnight camping or parking is allowed in any park without prior written permission and subject to such conditions as may be issued by the department director, or his/her designee.

K. No discharging of firearms or hunting is allowed.

L. Barbecue fires are permitted in designated areas only.

M. No person shall use, operate, or play in any park any machine or device producing sound or noise which unreasonably disturbs or interferes with the peace, comfort or repose of others.

N. No fishing shall be permitted in ponds of Irene Rinehart Riverfront Park from May 15th to September 15th.

O. The city skateboard park facility shall be closed between dusk and 8:00 a.m. and, during the closed period, persons are prohibited from using either facility.

P. Inflatable amusement devices such as inflatable slides, inflatable rock climbing walls, inflatable bounce houses, and other inflatable structures are prohibited in park facilities unless the activity is part of a city sponsored event.

Q. It is unlawful to erect any signboard, sign, advertising, decoration, or similar structure on or in any park property, including city maintained landscape nodes, without the permission of the parks and recreation director or his/her designee.

R. No person shall operate in any park any model airplane, boat, car, craft, or other similar device that is powered by an internal combustion engine, remote control, or other similar or electrical power source, except in an area and at such times as designated for such use by the director.

S. All parks shall be closed between the hours of 10:00 p.m. and 5:00 a.m. unless otherwise provided and posted by the city parks and recreation department. It is unlawful for any persons or vehicle to enter or be in any park between the stated hours unless written permission is granted by the department director or his/her designee. [Ord. 4700 § 1, 2015; Ord. 4566 § 6,

2010; Ord. 4515 § 2, 2008; Ord. 4102, 1997; Ord. 3541 § 1, 1986; Ord. 3496 § 1, 1985; Ord. 3472 § 1, 1985; Ord. 3436 § 2, 1984; Ord. 3391 § 4, 1983.]

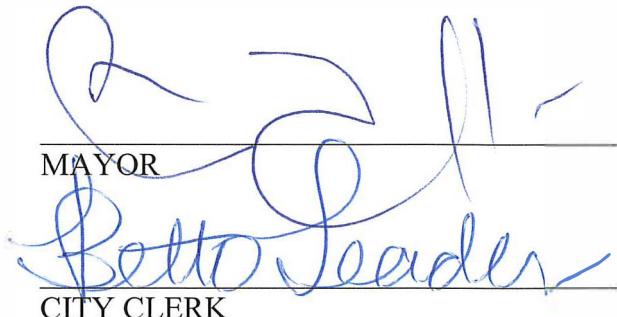
**Section 2. Severability.** If any portion of this ordinance is declared invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect the validity of the remaining portion(s) of this ordinance.

**Section 3. Corrections.** Upon the approval of the City Attorney, the City Clerk and the codifiers of this ordinance are authorized to make necessary corrections to this ordinance including, but not limited to, the correction of scrivener's/clerical errors, references, ordinance numbering, section/subsection numbers and any references thereto.

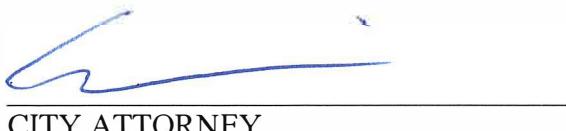
**Section 4. Effective Date.** This ordinance shall take effect and be in force five (5) days after its passage, approval and publication.

The foregoing ordinance was passed and adopted at a regular meeting of the City Council on the 19 day of August, 2019.

ATTEST:

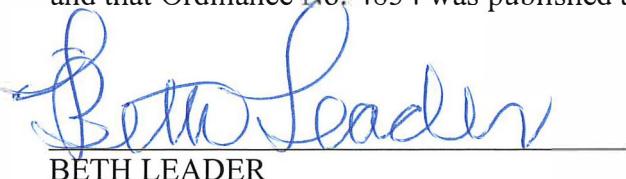
  
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MAYOR  
\_\_\_\_\_  
Beth Leader  
\_\_\_\_\_  
CITY CLERK

Approved as to form:

  
\_\_\_\_\_  
CITY ATTORNEY

Publish: 8-22-19

I, Beth Leader, City Clerk of said City, do hereby certify that Ordinance No. 4834 is a true and correct copy of said Ordinance of like number as the same was passed by said Council, and that Ordinance No. 4834 was published as required by law.

  
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BETH LEADER