

SELECTED TITLE 8 CODES

§ 8-1-1 - DEFINITIONS.

In this title:

- (1) ATHLETIC FIELD means an area within a park designated as an athletic field by the director and used for athletic competition.
- (2) BOARD means the Parks and Recreation Board.
- (3) DEPARTMENT means the Parks and Recreation Department.
- (4) DIRECTOR means the director of the Parks and Recreation Department.
- (5) PARK means a parcel of land dedicated and used as parkland, or city-owned land used for a park or recreational purpose that is under the administrative control of the department.
- (6) PUBLIC RECREATION AREA means a park, recreational facility, athletic field, building, swimming pool, playground, nature preserve, wildlife sanctuary, trail, or greenbelt owned or managed by a governmental entity.
- (7) RECREATION FACILITY means a facility owned or operated by the city and used primarily for recreational activity.
- (8) SCHOOL DISTRICT/PLAYGROUND AREA means land jointly operated by the city and an independent school district that is developed, designated, and used for public recreation, school district recreation, or athletic activity.
- (9) SOUND EQUIPMENT has the meaning prescribed by Section 9-2-1 (Definitions) of the Code.
- (10) SWIMMING POOL means a city swimming pool, wading pool, or spray pool.
- (11) NATURE PRESERVE means a parcel of land or place designated for the protection and preservation of wildlife and unique ecological and scenic features, including a wildlife sanctuary.

Source: 1992 Code Sections 11-1-1, 11-1-4(D), 11-1-9(A), 11-1-21, 11-4-1(A), and 14-1-1; Ord. 031009-11; Ord. 031211-11; [Ord. No. 20141211-188, Pt. 1, 12-22-14](#).

CHAPTER 8-3. - RESTRICTION ON FOOD, BEVERAGE, AND CONTAINERS.

§ 8-3-1 - ALCOHOLIC BEVERAGES PROHIBITED.

Except as provided in Section 8-3-5 (Temporary Sales of Beverages and Food), a person may not knowingly sell, possess, or consume an alcoholic beverage in:

- (1) the fenced, enclosed area surrounding a swimming pool in a park, or within 100 feet of an unenclosed swimming pool in a park;
- (2) a recreation facility or adjacent outdoor area that is part of the recreation facility including a field, playground, parking lot, play slab, or playscape;
- (3) all or part of a park or playground designated by the director as being an area in which the sale, possession, or consumption of alcohol is prohibited;
- (4) the playing area or dugout area of an athletic field;
- (5) a school district/playground area; or
- (6) a nature preserve.

Source: 1992 Code Section 11-1-4(A); Ord. 031009-11; Ord. 031211-11.

§ 8-3-2 - DESIGNATION OF PROHIBITION ON ALCOHOL.

- (A) The director may designate all or part of a park, playground, or nature preserve as an area in which the sale, possession, or consumption of alcohol is prohibited.
- (B) In making a designation under Subsection (A), the director may consider:
 - (1) the nature and use of the area;
 - (2) the use of surrounding land;
 - (3) the relationship between the area and the surrounding community;
 - (4) a problem caused by sale, possession, or consumption of alcohol in the area; and
 - (5) other factors the director determines are relevant.

Source: 1992 Code Section 11-1-4(A); Ord. 031009-11; Ord. 031211-11.

§ 8-3-3 - RESTRICTION ON SALE OF FOOD OR BEVERAGES.

Except as provided in this chapter, a person may not sell, offer for sale, or display food or beverages in a public recreation area.

Source: Ord. 031009-11; Ord. 031211-11.

§ 8-3-5 - TEMPORARY SALES OF BEVERAGES AND FOOD.

- (A) Section 8-3-1 (Alcoholic Beverages Prohibited) does not apply to a person in an area subject to an authorization issued under this section.
- (B) Based on the recommendation of the director, the city manager may authorize the temporary sale of food and beverages in a park or other public recreation area. An authorization issued under this subsection may not exceed a 48-hour period.
- (C) The director may authorize the temporary sale, possession, or consumption of alcoholic beverages in a park or other public recreation area. An authorization issued under this subsection may not exceed a 48-hour period.
- (D) In making a recommendation or decision, the director shall consider:
 - (1) the impact on the surrounding neighborhood;
 - (2) a problem related to the sale, possession, or consumption of alcohol;
 - (3) a clean-up agreement made by the person requesting the authorization; and
 - (4) citizen input determined relevant by the director.

Source: 1992 Code Sections 11-1-4(B) and 11-1-8 ; Ord. 031009-11; Ord. 031211-11.