

STATE OF TEXAS

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SEGUIN, TEXAS, AMENDING THE SEGUIN CODE OF ORDINANCES, CHAPTER 74, PARKS AND RECREATION, ARTICLE III, USE REGULATIONS, BY ADDING A NEW SECTION 74-72 ESTABLISHING SPECIAL RULES TO PROTECT PARK WEST FACILITIES; ADDING RULES PERTAINING TO BARBEQUE GRILLS; PROVIDING FOR PUBLICATION OF THIS ORDINANCE; PROVIDING A SEVERABILITY CLAUSE; AUTHORIZING CITY STAFF TO PREPARE THIS ORDINANCE FOR SUBMISSION AS A SUPPLEMENT TO THE CODE OF ORDINANCES; PROVIDING AN EFFECTIVE DATE

WHEREAS, Park West was designed to allow a wide variety of uses thereby creating some conflicts that could be detrimental to the park facilities; and

WHEREAS, some activities, such as use of skateboards, roller skates and bicycles are incompatible with the use of the splash pad and play scape areas creating an increased risk of harm to the children that are using those facilities; and

WHEREAS, the splash pad plumbing and filters cannot handle some of the materials that are being used within Park West and carried onto the splash pad area; and

WHEREAS, small sticky items such as silly string, confetti, and silly putty and other material that can be carried by the wind are not easily flushed from the splash pad filters decreasing filter longevity and effectiveness; and

WHEREAS, in order to maintain maximum beneficial use for the majority of the persons using Park West, certain rules are necessary to protect the facilities; and

WHEREAS, now that school is over for the summer the number of people using Park West in general, and the splash pad in particular, has greatly increased; and

WHEREAS, in order to protect the operation of the splash pad so that all can continue to enjoy this amenity new rules need to be put into place as quickly as possible.

NOW THEREFORE BE IT ORDAINED by the City Council of the City of Seguin, Texas:

SECTION ONE. Chapter 74, Parks and Recreation, Article III, Use Regulations, is amended by the addition of a new Section 74-72 to read as follows:

Sec. 74-72. Special rules pertaining to Park West

- (a) Other than for purposes of aiding a person with a disability, no bicycles, rollerblades, skate boards, or other wheeled conveyances shall be used in the splash pad or play scape areas.
- (b) Food and drinks shall not be carried into or consumed in the splash pad or play scape areas.
- (c) Due to the detrimental effect on the splash pad pumps and filters water balloons, silly string, silly putty, confetti, and other similar substances that would impede the operation of the splash pad shall not be used in Park West.
- (d) Park West patrons shall not hang, tape, or otherwise fasten any item or device to a structure or tree within the park area.
- (e) Animals shall be on a leash and shall not be allowed in the splash pad area.

SECTION TWO. The Seguin Code of Ordinances, Chapter 74, Parks and Recreation, Article III, Use Regulations, Section 74-55, Fires is amended (underline indicates added text, ~~strike through~~ indicates deleted text) as follows:

Sec. 74-55. Fires and Barbeque Grills.

(a) The director is authorized to post signs within any park during periods of extreme fire danger directing that no fires, including barbeque grills, shall be built, started or maintained in the park or portion thereof and that it is unlawful to build, start or maintain a fire in any area so posted.

(b) It is unlawful for any person to start or maintain or cause to be started or maintained any fire in or on any park, unless confined within a fire pit permanently erected for such purpose, if available. All persons using a barbeque grill or other cooking fire shall use a metal drip pan under the grill to catch ashes and grease.

(c) Cutting of green or living firewood is prohibited, except by written consent of the director.

(d) It shall be unlawful for any person to dispose of, or dump on the ground, any ashes, wood, or other fuel material used in a barbeque grill as fuel. All such ashes, wood or other fuel material shall either be placed in a metal can, if available, or carried off the park grounds for disposal at home.

SECTION THREE. If any word, phrase, clause, sentence, or paragraph of this ordinance is held to be unconstitutional or invalid by a court of competent jurisdiction, the other provisions of this Ordinance will continue in force if they can be given effect without the invalid portion.

SECTION FOUR. All ordinances and resolutions or parts of ordinances or resolutions in conflict with this ordinance are repealed.

SECTION FIVE. City staff is authorized to prepare this Ordinance for submission as a supplement to the Seguin Code of Ordinances.

SECTION SIX. In accordance with Section 3.10 of the Seguin City Charter, this Ordinance shall become effective upon ten (10) days following passage on second reading and shall be published in a newspaper of general circulation.

PASSED on first reading the 21st day of June 2016.

PASSED, APPROVED AND ADOPTED on second reading the 5th day of July 2016.

DON KEIL
Mayor

ATTEST:

Thalia Stautzenberger, City Secretary