

Sec. 50-1. Enabling authority.

This article is adopted pursuant to and in accordance with the provisions of Act No. 246 of the Public Acts of Michigan of 1945 (MCL 41.181 et seq., MSA 5.45(1) et seq.), as amended. (Ord. No. 58, § 2, eff. 5-7-76)

Sec. 50-2. Definitions.

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Park means the Brandenburg Park fronting upon Lake St. Clair and Jefferson Avenue and located in section 23 of the township.

(Ord. No. 58, § 3.3, eff. 5-7-76)

Cross reference—Definitions generally, § 1-2.

Sec. 50-3. Regulations; fees.

The township board may by resolution adopt regulations and controls of activities occurring within the boundaries of the park. Further, the township board may by resolution establish fees for admission to or parking within the boundaries of the park. All such regulations and/or fees shall be clearly posted at the entrance to the park.

(Ord. No. 58, § 4, eff. 5-7-76)

Sec. 50-4. Control of swimming and wading.

Swimming, diving and bathing are prohibited from the shoreline of the park and from the pier.

(Ord. No. 58, § 5, eff. 5-7-76)

Sec. 50-5. Dangerous or obnoxious materials or equipment.

(a) No person shall deposit or abandon in or on any lands or water areas within the boundaries of the park any garbage, sewage, bottles, refuse, trash, waste or other obnoxious material except in receptacles provided for such purposes.

(b) No person shall have in his possession or control any glass bottle or container in or on any baseball diamond in the park or in any other locality in the park where possession of glass bottles and containers is prohibited by posted notices.

(c) No person shall have in his possession or control any slingshot, pellet gun, air rifle, fireworks, explosives or other dangerous materials within the boundaries of the park.

(Ord. No. 58, § 6, eff. 5-7-76)

Sec. 50-6. Bill posting.

(a) *In streets.* No person shall attach, place, paint, write, stamp or paste any sign, advertisement or any other matter upon any lamppost, electric light, railway, telegraph or telephone pole, shade tree, fire hydrant or on anything within any park. Public officers posting any notice required or permitted by law shall be excepted from the provisions of this section.

(b) *Private places.* No person shall attach, place, paint, write, stamp or paste any sign, advertisement or other matter upon any house, wall, fence, gate, post or tree without first having obtained the written permission of the owner or occupants of the premises and having complied with all provisions of this Code pertaining thereto.

(c) *Handbills.* No person shall scatter or distribute on or along any public street or municipally owned parking lot or distribute or place, or cause to be distributed or placed, on or in any motor vehicle on any public street or municipally owned parking lot in the city, any commercial literature, advertising material, commercial handbill, or other advertising paper.

(d) *Temporary signs.* Temporary directional signs for group picnics or events may be placed on signposts designated for such purposes by the township board and must be removed at the conclusion of the event.

(Ord. No. 58, § 7, eff. 5-7-76)

Sec. 50-7. Unlawful fires.

(a) No person shall start or maintain a fire within the boundaries of the park except in picnic stoves, fireplaces or spaces provided for such purpose.

(b) No person shall dump any burning material or hot ashes into any trash containers or

elsewhere within the boundaries of the park unless such container or locality shall be marked as a receptacle for such material.

(Ord. No. 58, § 8, eff. 5-7-76)

Sec. 50-8. Closing of park.

(a) No person shall enter or remain in the park after the posted closing hours except by written permission of the township board.

(b) No person shall use or occupy any area or facility in the park when such area or facility is closed to the use of the public by order of the township board.

(Ord. No. 58, § 9, eff. 5-7-76)

Sec. 50-9. Dogs, pets, horses and livestock.

(a) No person shall bring into or have in his possession or control within the boundaries of the park any dog or pet. This section shall not apply to leader dogs for the blind or to dogs under the control of the township board.

(b) No person shall ride or lead any horse within the boundaries of the park except under the control of the township board.

(c) No person shall permit or allow the running at large, herding, grazing or driving of any livestock of any kind within the boundaries of the park.

(Ord. No. 58, § 10, eff. 5-7-76)

Sec. 50-10. Alcoholic beverages.

(a) It shall be unlawful for any person under the age of 21 years to possess, transport into or within, or have under his control within the boundaries of the park, any beer, wine or other alcoholic beverages.

(b) No person shall sell or furnish any beer, wine or other alcoholic beverage to any person under the age of 21 years within the boundaries of the park.

(c) No person shall have in his possession within the boundaries of the park any alcoholic beverage stronger than beer or wine.

(d) No person shall consume any beer and/or wine within the boundaries of the park except in posted areas.

(Ord. No. 58, § 11, eff. 5-7-76; Ord. No. 58-2, eff. 7-20-79)

Sec. 50-11. Commercial activities.

No person or organization other than the township board, its hirees and licensees shall, within the boundaries of the park, advertise, offer for hire, vend or sell any service, food, beverage, merchandise or other personal property or advertise, carry on or conduct any other business or commercial activity; nor shall any person or organization beg or solicit contributions or donations within the boundaries of the park.

(Ord. No. 58, § 12, eff. 5-7-76)

Sec. 50-12. Off-the-road vehicles.

No person shall operate within the boundaries of the park any off-the-road motor-driven vehicle, including, by way of example but not by way of limitation any minibike, motorcycle, dunemobile, snowmobile, converted snowmobile, all-terrain vehicle, amphibious vehicle or similar motorized device; however, this section shall not apply to licensed motorbikes or motorcycles used as a means of transportation to and upon the roadways of the park; further, this section shall not apply to any off-the-road vehicle brought into the park for utilization upon Lake St. Clair.

(Ord. No. 58, § 13, eff. 5-7-76)

Sec. 50-13. Traffic control.

(a) No person shall operate a motor vehicle on the roadways and parking areas of the park at a speed in excess of ten miles per hour.

(b) All persons operating motor vehicles upon the roadways and in the parking areas of the park shall bring the vehicles to a complete stop before proceeding further wherever traffic control signs are posted requiring the vehicles to stop.

(c) No person shall park a motor vehicle in any area of the park where parking is prohibited by posted notice.

(Ord. No. 58, § 14, eff. 5-7-76; Ord. No. 58-1, eff. 10-15-76)

Sec. 50-14. Utilization of pier.

(a) No vehicle of any type, motor driven or otherwise, shall be permitted on the pier extending from the boundary of the park into Lake St. Clair. By way of example but not by way of limitation, the term "vehicle" shall mean any minibike, motorcycle, dunemobile, snowmobile, converted snowmobile, all-terrain vehicle, amphibious vehicle, bicycle, tricycle, cart, wagon or similar device.

(b) No children under the age of ten years shall be permitted on the pier unless accompanied by an adult. For purposes of this section, the term "adult" shall mean a person 18 years of age or older.

(c) No boats or other watercraft of any type shall be moored to the pier extending from the park or any section of the seawall forming its easterly boundary.

(Ord. No. 58, § 15, eff. 5-7-76; Ord. No. 58-1, eff. 10-15-76)

Sec. 50-15. Preservation of property and natural resources.

(a) No person shall injure, deface, disturb, defoul nor in any manner destroy or cause to be destroyed any portion of the park or any facility, building, sign, structure, equipment, utility or other property found therein.

(b) No person shall dig for, remove, injure or destroy any tree, flower, shrub, plant or growing thing or any wildlife, except as otherwise provided by law, or any rock, mineral, artifact or other material within the boundaries of the park without written permission from the township board.

(c) No person shall climb any fences, buildings or trees situated on or within the boundaries of the park.

(Ord. No. 58, § 16, eff. 5-7-76)

Sec. 50-16. Musical instruments, radios, record or tape players and sound-amplifying devices.

No person shall operate or play any musical instrument, radio, mechanical record or tape player,

loudspeaker, public address system or sound-amplifying equipment of any kind within the boundaries of the park in such a manner as to cause the sound emanating from such devices to exceed a loudness of 75 decibels when measured on the 70 dbA scale at a distance of 15 feet from the sound source without a written permit issued by the township board.

(Ord. No. 58, § 17, eff. 5-7-76)

Sec. 50-17. Receipt of service, privilege or license without payment of fee.

Where a fee or charge is requested for any service, privilege or license offered by the township board or its licensees within the boundaries of the park, no person shall obtain or attempt to obtain such service, privilege or license without payment of such fee or charge.

(Ord. No. 58, § 18, eff. 5-7-76)

Sec. 50-18. Disorderly conduct.

No person or group of persons shall engage in any drunken, loud, boisterous, disorderly or indecent conduct, nor shall any person or group of persons commit or engage in any assault or other activity which shall endanger or annoy other persons or disturb the peace or good order within the boundaries of the park.

(Ord. No. 58, § 19, eff. 5-7-76)

Sec. 50-19. Violation; penalty.

Every person convicted of any violation of any provision of this chapter shall be guilty of a misdemeanor and shall be punished as provided in section 1-11.

(Ord. No. 58, § 20, eff. 5-7-76)