

ORDINANCE 2023-4
ESTABLISHING PARK RULES AND AMENDING ORDINANCE 2013-8

WHEREAS, The Town Council of the Town of New Richmond, Indiana is advised of the authority granted to it by the Indiana General Assembly, specifically by not limited to IC 36-7-2; IC 36-8-2-4; and IC 36-1-4-11; AND

WHEREAS, the Town Council of the Town of New Richmond, recognizes that for the enjoyment of all, certain rules for use and conduct within the park facilities must be established, AND

WHEREAS, the Town Council of the Town of New Richmond, desires to protect the health, safety, and welfare of all persons, groups, and organizations that use the park facilities of the Town of New Richmond, Indiana.

BE IT ORDAINED, by the Town Council of the Town of New Richmond, Indiana, that the following rules for use and conduct within the park facilities of the Town of New Richmond, Indiana are hereby established:

SECTION 1. Town Pond

1. No swimming or wading in the pond.
2. No boats, canoes, or other water conveyances allowed in the pond.
3. Fishing is allowed during park hours. All fish except bluegills are catch and release from the pond.
4. No one is allowed on the ice when the pond is frozen.

SECTION 2. Vehicles

1. All vehicles, including golf carts, off-road vehicles, snow mobiles and dirt bikes, must stay on the roadway.
2. With the exception of events at the park, per prior approval from the Town.
3. Speed limit in the park is 10 miles per hour.

SECTION 3. Park Rules

1. Park closed from 10:00 p.m. through 5:00 a.m. Sunday through Thursday morning.
11:01 p.m. to 5:00 a.m. Friday and Saturday.
Exception for July 4th event or when event is rescheduled due to weather.
Exception for all Town or Special events at the park.
2. No alcoholic beverages are allowed in the park.
3. All persons or groups using the park facilities must put all trash in receptacles or take with you.
4. No skate boards, bicycles or other items of transportation shall be permitted on picnic tables.
5. Do not remove picnic tables from shelter house, unless prior written approval from the Town.
6. No open flames, unless prior written approval from the Town.

7. No personal fireworks.
8. All noise must be kept to a level so as not to disturb the peace of the adjacent property owners.
9. No overnight camping allowed without prior written approval from the Town.

SECTION 4. Vandalism

Definition: Willful or malicious destruction or defacement of public or private property, graffiti, trash dumping, light smashing, removing and bending signage or ornamentation, breaking windows or doors, or other defacing of property.

1. Any person vandalizing the park will be prosecuted.
2. Any person caught vandalizing the park will be fined and charged for the cost of damages done.
3. Any person violating any provision of this ordinance shall also be liable for payment of the costs of prosecution, including reasonable attorney fees.

SECTIONS 6. Reservations

1. Reservations for the shelter house must be made through the New Richmond Town Clerk/Treasurer in a timely manner; any town-sponsored events/activities have precedence.

SECTION 5. Fines

Vandalism \$500.00 plus damages per occurrence.

All other offences:

1st Offence - \$0

2nd Offence - \$100

3rd Offence - \$200

4th Offence - \$400

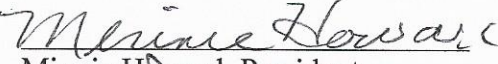
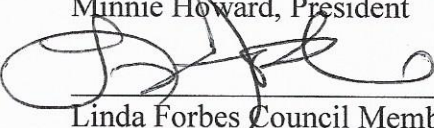
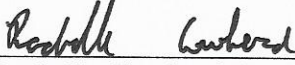

SECTION 6. Enforcement

Any person designated by the town, county, state, a municipal government, or a law enforcement officer who is qualified to perform such duties under the laws of the state or Town Marshal or any Deputy Town Marshal.

Any employee or contractor under contract with the town or any agent of the Town is exempt from the park rules when performing tasks and duties outlined by the terms of their employment or contract.

THEREFORE, BE IT ORDAINED, this Ordinance shall be in full force and effect 30 days after the date of its passage, and all Ordinances or parts of Ordinances in conflict with the provisions hereof are of no further force of effect and are hereby repealed. If any part of this ordinance shall be held invalid, such part shall be deemed severable and the invalidity thereof shall not affect the remaining parts of this ordinance. The amendment thereof adopted by this Ordinance shall immediately take effect on 20 day of July, 2023.

PASSED AND ADOPTED this 20 day of June, 2023, by the Town Council of the Town of New Richmond, Montgomery County, Indiana.

	Aye	Nay	Abstain
 Minnie Howard, President	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Linda Forbes Council Member	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Rachelle Cowherd Council Member	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Attest: Alaathea Foust, Clerk-Treasurer			