

VILLAGE OF NEWTOWN PARK RULES AND REGULATIONS

I. **Scope.**

The following rules and regulations shall govern the use of all Village of Newtown parks, playgrounds, recreational facilities, and other lands open to the public within the Village. No person shall violate any of the rules set forth herein.

II. **General.**

- A. Park Hours. Park hours are from sunrise to sunset. No person shall enter or remain in any Village park outside of regular park hours except as provided below:
- a. Persons attending a special event in a park area or rented park facility which has been authorized by the Village;
 - b. The following persons, when engaged in the course of their duties: Village employees, law enforcement officers, fire and emergency medical personnel, and those persons authorized by the Village Administrator; and
 - c. Persons attending activities authorized by the Village designed for night use, such as lighted athletic fields.
- B. Motor Vehicles.
- a. Motor vehicles shall be operated and parked only on roads and in parking areas designated for motor vehicle use. No motor vehicles, off road vehicles, motorcycle, trailer, bicycle, skates, skateboard, or other vehicle shall be permitted on any trail or in any part of a park not designated for such use, or on any road or trail posted as closed to the public. Provided, however, that this section shall not apply to those motor vehicles used in connection with park maintenance, fire and emergency vehicles, or police patrol, or as permitted by the Village of Newtown.
 - b. No motorized vehicle, other than a motorized wheelchair, mobility scooter, or similar device used by an individual with a mobility disability, may be operated on any sidewalk or footpath within park property.
 - c. Except for fire and emergency medical response and police patrols, no person shall operate any motor vehicle within a park at a speed in excess of 10 miles per hour, unless the roadway is posted otherwise.
 - d. No person shall wash or in any way, clean any automobile or other vehicle, nor repair or service any automobile or other vehicle, except emergency repair or service, on park property.
 - e. No person shall leave a vehicle in a park during hours when the park is closed, unless such person has permission to be in the park at that time.
- C. Pets/Animals.

- a. No person shall take or permit a pet on any park property where there is a sign posted prohibiting such pets.
- b. All dogs and cats must be on a leash at all times, which shall not exceed ten (10) feet in length. No animal may be tied to any tree, plant, or other structure. Pets other than cats and dogs are prohibited in Village parks.
- c. Pet owners shall clean up after their pets and properly dispose of pet waste.
- d. No horses are permitted in Village parks.
- e. No person shall molest, disturb, injure, trap, hunt, pursue with dogs, kill, or in any way have contact with or throw anything at animals or birds on park property.

D. Use of Tobacco Products. The use of tobacco products is not permitted in any Village parks or on Village-owned property.

E. Alcohol.

- a. No person shall use, consume, or possess with the intention to use or consume, alcoholic beverages on park property except as provided herein. Except as provided in Section IV of these Rules, alcoholic beverages may be consumed on Village park property in conjunction with the rental or use of a park shelter or facility, or a special event, provided there is food available at the site of consumption, the person consuming is at least twenty-one (21) years of age, and provided the area is:
 - i. twenty-five (25) feet away from any dedicated road, parking lot, garden, exhibit, lake, or pool, or other body of water, or
 - ii. confined within the area of permanently established picnic shelter facilities, or
 - iii. at the attendant areas and facilities of any concession stand selling alcoholic beverages in accordance with Section (b) herein.
- b. No person shall sell or offer for sale any alcoholic beverage on park property, unless he or she has obtained a proper license from the Ohio Division of Liquor Control, possesses a required Insurance Certificate listing the Village as an additional insured, and has received written permission from the Village of Newtown. No person shall purchase alcoholic beverages with the intent to serve any person who is under twenty-one (21) years of age.

F. Waste Materials and Litter.

- a. No person shall discard or dump on Village park land or waters any paper, garbage, leaves, grass clippings, branches, ashes, bottles, cans, refuse, or foreign materials of any type.
- b. All trash must be disposed of in provided receptacles. Any person possessing trash that is too large for such receptacles shall bag the trash and remove it from the park when they leave.

G. Fires.

- a. No person, except with the permission of the Village of Newtown, shall light, make, or use any fire on park property except in designated grill areas for cooking purposes.
 - b. No person who starts a fire in a grill under this section shall leave the fire unattended and must completely extinguish the fire and dispose of any coals before leaving the area.
 - c. Charcoal grills may only be used on grass areas.
- H. Camping. No person shall camp or sleep overnight within a Village park, nor erect tents or temporary lodging or sleeping facilities on park lands without permission from the Village.
- I. Commercial Activity. No person shall sell, display for sale, or offer anything for sale on park property, unless such person has first received permission from the Village of Newtown, subject to such rules and conditions as may be required by the Village of Newtown, and the vendor has secured all required permits to engage in such sales.
- J. Erecting and Attaching Signs. No person shall erect a sign or attach a sign to property located within a Village park, nor shall any person display any placard, notice, advertisement, circular, banner, or statement of any other kind onto property owned or controlled by the Village except as otherwise provided as part of a park rental agreement and where such action is in compliance with the Village's zoning laws.
- K. Baseball, Golf, and Other Games. No person shall bat a hard ball, drive a golf ball, shoot a bow and arrow, or participate in any formal and pre-scheduled softball, horseshoes, soccer, football, or any similar game or activity except at such places as may be set aside by the Village of Newtown. The Village of Newtown retains the right to prohibit any casual softball, horseshoes, soccer, football, or any similar game or activity when such game or activity presents a danger of injuring any person or damaging any private or public property.
- L. Fireworks. No person, except with a Fireworks License from the State Fire Marshall's Office and permission signed by the Anderson Township Fire Chief and the Police Chief, or their designate(s), shall discharge, ignite, or explode fireworks or possess fireworks with the intent to discharge, ignite, or explode same, on or over park property.
- M. Gambling. No person shall gamble or play any game of chance for stakes on or within park property, nor shall any person conduct any scheme of chance not for profit on park property except with the permission of the Village of Newtown.
- N. Damage. No person, except with the permission of the Village of Newtown, shall take, carry away, remove, dig, cut, disturb, molest, destroy, mar, or damage any soil or mineral substance or any form of vegetation, whether living or dead, on

park property. Except with permission of the Village of Newtown, no person shall take, carry away, remove, disassemble, destroy, mar, mark, damage, or attach anything to any Village of Newtown equipment, building, or structure on park property.

O. Firearms and weapons.

- a. Firearms. Only persons authorized by the Ohio Revised Code may carry firearms, as defined by O.R.C. Section 2923.11, on park property. No person shall discharge or otherwise use a firearm on park property. Persons possessing a valid license issued pursuant to Ohio Revised Code §2923.125 or §2923.1213 may carry a concealed firearm on park property, except inside Moundview House.
- b. Other weapons. No person, except for law enforcement officers, shall carry, possess, discharge, or have under his or her control in a park any dangerous weapon, firework, air or gas gun, bow, crossbow, other missile throwing device, switchblade, hunting knife, sling shots, explosives or other dangerous weapons or ordnance of any kind on park or Village property.

P. Noise. No person shall operate or cause to be operated any whistle, rattle, bell, gong, clapper, hammer, drum, horn, radio, phonograph, or other sound producing or sound amplifying instrument so as to emit loud and raucous noises, or in any way create noise or sound in such a manner as to disturb the peace and quiet of a park or as to interfere with or disturb other park patrons and neighboring residents.

Q. Drones and Other Aircraft. No person shall use or operate any radio-controlled or other remotely-controlled aircraft, including drones and other unmanned aerial vehicles, or any other similar device in any Village park without specific written permission from the Village.

III. Rentals, Permits, and Fees.

A. The following facilities may be reserved and rented for private events: Short Park Pavilion, Moundview Park Pavilion, Moundview House & Concession Stand, baseball diamonds. The small shelters at Moundview Park and Short Park may not be reserved in advance and are available for use on a first-come, first served basis.

B. Fees, as established by Village Council, may be charged for the use of designated areas, buildings, or facilities.

C. No person shall enter or use such areas, buildings, or facilities unless, at such time, they have properly reserved the area, building, or facility, which shall

include the execution of the Facility/Grounds Usage Agreement, the payment of the rental fee, and the payment of a damage/clean up deposit.

- D. Decorations must be freestanding; nailing or stapling of decorations to park buildings, structures, or trees is prohibited.
- E. Event tents are permitted in conjunction with the rental of a Village facility with a properly issued zoning permit from the Village.

IV. Lake Barber Park.

- A. In addition to the rules contained herein, the following rules shall apply specifically to Lake Barber Park:
 - a. Alcohol. No person shall use, possess, or consume alcohol within the Lake Barber Park property.
 - b. No commercial use. No commercial use shall be made of the Lake Barber Park property without the express written consent of the Village.
 - c. Water Oriented Activities Prohibited: Swimming, Wading, and Boating.
 - i. Swimming and wading. Swimming, bathing, wading, and otherwise entering Lake Barber, except as incidental for bank fishing activities, is prohibited.
 - ii. Boats, canoes, and watercraft. No person shall place any boat, canoe, raft, or other watercraft of any type upon or in Lake Barber.
 - d. Bank Fishing.
 - i. Bank fishing is permitted in designated areas only.
 - ii. Fishing is permitted only by angling as such term is defined in Section 1531.01 of the Ohio Revised Code.
 - iii. Fishing is limited to "catch and release." Any fish caught while fishing must be immediately released and returned to the water without unnecessary injury. No fish or animal may be taken from the lake or surrounding grounds.
 - iv. No non-native species of fish may be introduced into the lake waters without specific written permission from the Village.
 - e. Glass containers. No glass containers are permitted in Lake Barber Park.

- V. Penalty.** Any person who violates a rule or regulation adopted under these Village of Newtown Park Rules and Regulations where another penalty is not otherwise provided by law shall be guilty of a minor misdemeanor, as defined by the Ohio Revised Code, for a first offense and of a misdemeanor of the fourth degree for each subsequent violation.