

ORDINANCE NO. 48A

AN ORDINANCE TO AMEND ORDINANCE NO. 48 OF
THE TOWNSHIP OF RAY (WOLCOTT MILL
METROPARK ORDINANCE)

WHEREAS, the Huron-Clinton Metropolitan Authority, a public body corporate under the laws of the State of Michigan, previously has requested the Township Board to adopt an Ordinance establishing controls for the operation and maintenance of Wolcott Mill Metropolitan Park in Ray Township, Macomb County, Michigan; and

WHEREAS, in accordance with the request of the Authority, the Township Board previously has adopted Ordinance No. 48 of the Township, as amended from time to time; and

WHEREAS, the Authority has requested the Township Board to adopt certain additional amendments to Ordinance No. 48 so as to improve the controls for the operation and maintenance of Wolcott Mill Metropolitan Park; and

WHEREAS, the Township Board has considered the request of the Authority and believes that the proposed amendments are reasonable and in the best interests of the public;

NOW, THEREFORE, THE TOWNSHIP OF RAY HEREBY ORDAINS:

Section 1: The following Sections of Ordinance No. 48 of the Township, known and cited as the Wolcott Mill Metropolitan Park Ordinance, are hereby amended as follows:

1a. Section 1 (Control of Swimming and Wading) is amended by deleting the words "and when Authority lifeguards are on duty" from Section 1.1, which shall read in its entirety as follows:

Section 1.1 Swimming and bathing are prohibited within the boundaries of Wolcott Mill Metropolitan Park, except in specially constructed swimming pool facilities or in areas marked as swimming areas. No person shall use any swimming pool facility or marked swimming area except in accordance with posted rules and regulations governing such use.

1b. Section 3 (Signs and Handbills) is amended by adding the words "or areas as designated by the Authority" to Section 3.2, which shall read in its entirety as follows:

Section 3.2 No person shall post, fasten, or affix any placard, bill, notice, or sign upon any structure, tree, or automobile within the boundaries of Wolcott Mill Metropolitan Park, except that temporary directional signs for group picnics or events may be placed on sign posts designated for such purposes by the Authority or areas as designated by the Authority and must be removed at the conclusion of the event.

1c. Section 6 (Dogs, Pets, Horses, and Livestock) is amended by adding the words "and in possession of an Authority bridle tag" to Section 6.3, which shall read in its entirety as follows:

Section 6.3 No person shall ride or lead any horse within the boundaries of Wolcott Mill Metropolitan Park, except in areas designated by the Authority and in possession of an Authority bridle tag.

1d. Section 7 (Alcoholic Beverages) shall be amended by adding the words "or her" and "except that alcoholic beverage in addition to beer and wine may be permitted in accordance with M.C.L. 436.1915 only at the Camp Rotary Activity Building" to Section 7.3, and the words "or areas as designated by the Authority" to Section 7.5, which Sections shall read in their entirety respectively as follows:

Section 7.3 No person shall have in his or her possession within the boundaries of Wolcott Mill Metropolitan Park any alcoholic beverage stronger than beer or wine except that alcoholic beverage in addition to beer and wine may be permitted in accordance with M.C.L. 436.1915 only at the Camp Rotary Activity Building.

Section 7.5 No person shall consume any beer, wine or other alcoholic beverage within the boundaries of Wolcott Mill Metropolitan Park, except in picnic areas or areas as designated by the Authority.

1e. Section 10 (Preservation of Property and Natural Resources) shall be amended by adding a new Section 10.3 which shall read in its entirety as follows:

Section 10.3 No person shall kill, trap, hunt, pursue or in any manner disturb any wild bird or animal within the boundaries of Wolcott Mill Metropolitan Park without written permission of the Authority.

SECTION 13. DISORDERLY CONDUCT.

Section 13.1 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 Wolcott Mill Metropark.

Section 13.2 No person shall within the boundaries of Wolcott Mill Metropark:

- (a) Intentionally expose the male or female buttocks or genital areas or the female breasts;
- (b) Observe or attempt to observe persons of the opposite sex while occupying a restroom facility;
- (c) Obstruct, resist, hinder, assault or oppose any ranger, ranger aide, ordinance or traffic officer, township officer, or sheriff deputy in the performance of his or her official duty;
- (d) Provide or furnish false identification concerning himself or herself to any ranger, ranger aide, ordinance or traffic officer, township officer or sheriff deputy engaged in the performance of his or her official duties.
- (e) use a skateboard, roller skates, frisbee, football, soccer ball or other game equipment within the boundaries of Wolcott Mill Metropark in any area where use of such equipment is prohibited by posted notices.

Section 2: Repealer

All ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed to the extent of such conflict..

Section 3: Health and Safety

This Ordinance is declared necessary for the preservation of the public peace, health, safety, and welfare of the people of the Township of Ray.

Section 4: Savings Clause

If any section, paragraph or clause of this Ordinance is held invalid or unconstitutional, the validity or constitutionality of the remaining section, paragraph, clause or provision shall not be affected.

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NOTICE OF ORDINANCE ADOPTION
TOWNSHIP OF RAY

Notice is hereby given that at the regular meeting of the Ray Township Board of Trustees, held on April 15, 2003 the Board amended Ordinance #48, the Ray Township Wolcott Mill Metropark Ordinance. The Ordinance Amendment establishes the rules and regulations of the Park including: swimming, signage, horse riding, alcoholic beverages and hunting. The Ordinance has been published within 30 days of adoption and becomes effective 15 days after the publication of this notice.

Copies of the entire text of the Ray Township Wolcott Metropark Ordinance are available for inspection at the Township Offices during regular business hours.

Dan Hill
Ray Township Clerk

Publish: April 30, 2003