

RAY TOWNSHIP

MACOMB COUNTY, MICHIGAN

ORDINANCE NO.. 48

RAY TOWNSHIP WOLCOTT MILL METROPARK ORDINANCE

TITLE

WHEREAS, the Huron-Clinton Metropolitan Authority, a public body corporate under the laws of the vehicle except on the surfaced area of a roadway (excluding any roadway posted for use of authorized vehicles only) or designated parking area. the State of Michigan, has requested this Board to adopt an Ordinance establishing controls for the operation and maintenance of Wolcott Mill Metropark in Ray Township, Macomb County, Michigan; and,

WHEREAS, the Ray Township Board has carefully considered said request and believes that the proposed controls are reasonable and will be for the best interests of the community and its citizens; and,

WHEREAS, the Ray Township Board has the power and authority under the terms and provisions of 1945 PA 246 to adopt such an Ordinance:

NOW, THEREFORE, IT IS HEREBY RESOLVED that an Ordinance shall be and the same hereby is authorized and adopted establishing the following controls for the operation and maintenance of Wolcott Mill Metropark within the Township of Ray, County of Macomb, State of Michigan:

SECTION 1. CONTROL OF SWIMMING AND WADING.

Section 1.1 Swimming and bathing are prohibited within the boundaries of Wolcott Mill Metropark.

Section 1.2 Wading is prohibited within the boundaries of Wolcott Mill Metropark, provided, that the prohibitions of this section shall not apply to fishermen actually engaged in fishing.

SECTION 2. DANGEROUS OR OBNOXIOUS MATERIALS OR EQUIPMENT.

section 2.1 No person shall litter, deposit or abandon on land or water areas within the boundaries of Wolcott Mill Metropark any garbage, sewage, bottles, refuse, trash, waste or other obnoxious material except in receptacles provided for such purposes.

Section 2.2 No person shall have in his possession or control any glass bottle or container in any locality in said Park

where possession of glass bottles and containers is prohibited by posted notices.

Section 2.3 No person shall have in his possession or control any slingshot, pellet gun, air rifle, fireworks, explosives or other dangerous weapon or material within the boundaries of Wolcott Mill Metropark.

SECTION 3. SIGNS AND HANDBILLS.

Section 3.1 Handbills, newspapers or other circulars may be offered or distributed within the boundaries of Wolcott Mill Metropark only by passing them hand-to-hand; such distribution will be allowed only in automobile parking lots, unless other areas for such distribution are designated by the Authority.

Section 3.2 No person, excepting employees and officials of the Huron-Clinton Metropolitan Authority, shall post, fasten, paint or affix any placard, bill, notice or sign upon any structure, tree or automobile within the boundaries of Wolcott Mill Metropark, except that temporary directional signs may be placed on sign posts designated for such purposes by the Authority and must be removed at the conclusion of the event.

Section 3.3 No person, firm or corporation shall conduct any activity within the boundaries of Wolcott Mill Metropark which is prohibited by posted signs conspicuously displayed at the park entrance or other areas of the park.

SECTION 4. UNLAWFUL FIRES.

Section 4.1 No person shall start or maintain a fire within the boundaries of Wolcott Mill Metropark, except in picnic stoves, fireplaces or spaces provided for such purpose.

Section 4.2 No person shall dump any burning material or hot ashes into any trash containers or elsewhere within the boundaries of Wolcott Mill Metropark unless such container or locality shall be marked as a receptacle for such material.

SECTION 5. CLOSING OF PARK.

Section 5.1 No person shall enter or remain in Wolcott Mill Metropark after the posted closing hours except by written permission of the Authority.

Section 5.2 No person shall use or occupy any area or facility in Wolcott Mill Metropark when such area or facility is closed to the use of the public by order of the Authority.

SECTION 6. DOGS, PETS, HORSES AND LIVESTOCK.

Section 6.1 No person shall bring into, or have in his possession or control within the boundaries of Wolcott Mill

Metropark any dog or pet unless such dog or pet shall be kept on a leash not over six (6) feet in length and under the immediate control of some responsible person.

Section 6.2 No person shall bring into, or have in his possession or control any dog or pet, in any area of Wolcott Mill Metropark except in picnic areas and other areas designated by the Authority by posted notices, provided that this Section shall not apply to leader dogs for the blind or to dogs under the control of the Authority.

Section 6.3 No person shall ride or lead any horse within the boundaries of Wolcott Mill Metropark, except in areas designated by the Authority.

Section 6.4 No person shall permit or allow the running at large, herding, grazing or driving of any livestock of any kind within the boundaries of Wolcott Mill Metropark.

SECTION 7. ALCOHOLIC BEVERAGES.

Section 7.1 It shall be unlawful for any person under the age of twenty-one (21) years to possess, transport into or within, or have under his control within the boundaries of Wolcott Mill Metropark, any beer, wine or other alcoholic beverages.

Section 7.2 No person shall sell or furnish any beer, wine or other alcoholic beverage to any person, under the age of twenty-one (21) years within the boundaries of Wolcott Mill Metropark.
boundaries of Wolcott Mill Metropark any alcoholic beverage stronger than beer or wine.

Section 7.4 No person shall have in his possession within the boundaries of Wolcott Mill Metropark any beer, wine or other alcoholic beverage during times when the same is prohibited by posted notices.

Section 7.5 No person shall consume any beer, wine or other alcoholic beverage within the boundaries of Wolcott Mill Metropark except in designated areas.

Section 7.6 It shall be unlawful for any person to possess? transport into or within, have under his control or sell or furnish to another person within the boundaries of Wolcott Mill Metropark any marijuana or other controlled substances defined by applicable statute in such case made and provided.

SECTION 8. COMMERCIAL ACTIVITIES.

No person or organization other than the Authority, its hirees and licensees shall, within the boundaries of Wolcott Mill Metropark, 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 Wolcott Mill Metropark.

SECTION 9. OFF-THE-ROAD VEHICLES.

Section 9.1 No person shall operate, or have in his possession within the boundaries of Wolcott Mill Metropark any off-the-road motor driven vehicle, including, by way of example but not by way of limitation, any mini bike, motorcycle, dune mobile, snowmobile, converted snowmobile, all-terrain vehicle, amphibious vehicle or similar motorized device.

Section 9.2 No person shall, without specified permission in writing, operate or have in his possession or control within the boundaries of Wolcott Mill Metropark a moped, motor driven cycle, or motor vehicle except on the surfaced area of a roadway (excluding any roadway posted for use of authorized vehicles only) or designated parking area.

SECTION 10. PRESERVATION OF PROPERTY AND NATURAL RESOURCES.

Section 10.1 No person shall injure, deface, disturb, defoul nor in any manner destroy or cause to be destroyed any portion of Wolcott Mill Metropark or any facility building, sign, structure, equipment, utility or other property found therein.

Section 10.2 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 Wolcott Mill Metropark without written permission from the Authority.

SECTION 11. 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 Wolcott Mill Metropark in such a manner as to cause the sound emanating therefrom to exceed a loudness of 75 decibels when measured on the 70 db scale at a distance of 15 feet from the sound source without a written permit issued by the Authority.

SECTION 12. 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 Authority or its licensees within the boundaries of Wolcott Mill Metropark, no person shall obtain, or attempt to obtain such service, privilege or license without payment of such fee or charge, and shall comply with all requirements of any permit pertaining to said service, privilege or license.

Section 13.3 No person shall loiter in or on any road, drive, parking lot or median within the boundaries of Wolcott Mill Metropark in such a manner as to obstruct or hinder the free flow of vehicular traffic or the passage of pedestrians or to create alarm for the safety of persons, after having been requested to cease. Such obstruction or hindrance or abate such alarm by a ranger aide, ordinance or traffic officer, township officer or sheriff deputy."

SECTION 14. DEFINITIONS.

As used herein the word "Authority" means the Huron-Clinton Metropolitan Authority, a public body corporate under the laws of the State of Michigan, and its duly authorized officers, employees, agents and representatives.

SECTION 15. PENALTY.

A person who violates any provision of this Ordinance shall be punished by a fine of not more than \$500.00 or by imprisonment for not more than 90 days or by both such fine and imprisonment.

SECTION 16. REPEAL OF CONFLICTING PROVISIONS

All resolutions, ordinances or parts thereof in conflict with the provisions of this ordinance are to the extent of such conflict hereby repealed.

SECTION 17. SEVERABILITY

If any section, paragraph, clause or provision of this Ordinance is for any reason held to be invalid or unconstitutional, the invalidity or unconstitutionality of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Ordinance.

SECTION 18. PUBLICATION

This Ordinance shall be published in full in the Romeo Observer, a newspaper of general circulation in the Township of Ray, within thirty (30) days after its adoption.

SECTION 19. EFFECTIVE DATE

This Ordinance shall take effect thirty (30) days from and after the date of publication of a true copy thereof in a newspaper circulating within the Township of Ray, as heretofore provided by Section 18.