

ORDINANCE NO. 80
Mills Township, Midland County, Michigan

An Ordinance to establish rules and regulations for the use and maintenance of Mills Township Park and Recreation area, including the hours which the same shall be open to the public and to provide penalties for the violation thereof. The Township of Mills, Midland County, Michigan, ordains:

- Section 1 **NAME.** This ordinance shall be known and cited as the Mills Township Park and Recreation Regulation Ordinance.
- Section 2. **LOCATION.** The location of the Mills Township Park and Recreation area is as follows:
 The Southwest $\frac{1}{4}$ of Section 17, T16N, R2E, Mills Township, which shall hereinafter be referred to as the "park", which is 160 acres.
- Section 3. **LIQUOR CONTROL.**
 (a) No beer, wine or intoxicating liquors shall be possessed by anyone or consumed by anyone in the park other than within the community building proper, and then only with the prior written permission of the Board or its duly authorized agent.
 (b) There shall be no sales of beer, wine or intoxicating liquor within the park.
- Section 4. **FIREARMS AND HUNTING.**
 (a) No one shall possess any firearms, pellet guns, air guns, bows and arrows or fireworks in the park, without prior Board approval.
 (b) There shall be no hunting, trapping, killing, wounding, capturing or intentionally disturbing of any bird, animal or other wildlife within the park.
- Section 5. **ANIMALS.**
 (a) No one shall possess or permit any dog or other animal to be within the park unless the dog or other animal shall be under the immediate control of said person on a leash not exceeding (6) feet in length.
 (b) No one shall ride or permit horses or other riding animals within the boundaries of the sports playing areas, playground, picnic areas or walk track.
 (c) All waste from horses, dogs or other animals shall be removed from the park area and shall not be disposed of in refuse containers.

Section 6. MOTOR VEHICLES.

(a) No person shall operate a motor vehicle except on the roads within the park, with the exception of vehicles used for maintenance with prior approval of the Board.

(b) No person shall park a motor vehicle within the park except in a designated parking area.

(c) No person shall operate a motor vehicle within the park in excess of 10 miles per hour.

(d) No person shall operate a motor vehicle in a unsafe manner within the park.

(e) No person shall operate any off the road motor driven vehicle which shall include but not limited to, mini bikes, motorcycles, dune mobiles, snowmobiles, converted snowmobiles, amphibious vehicles or any other motorized device within the park.

(f) All traffic control signs and devices shall be obeyed.

Section 7. BICYCLES.

(a) Bicycles are permitted only on the road and parking areas within the park.

Section 8. RESERVATIONS.

(a) Any sports organization wanting to reserve ball diamonds or other sports related activities on an individual or seasonal basis must have prior written authorization of the Board or the Board's authorized agent.

Section 9. NOISE.

(a) No person shall use any loud speaker, public address system, sound system or amplifying equipment of any kind without written authorization of the board or the Board's authorized agent.

(b) Permission for the operation if such equipment will not be granted if such equipment is capable of interfering with the use and enjoyment of the park by others.

(c) No person shall operate any motor, radio, television or any device in such a manner that it produces excessive or unreasonable noise.

Section 10. MISCELLANEOUS PROHIBITED CONDUCT.

(a) No person shall engage in violent, abusive, loud, boisterous, vulgar, lewd, wanton, obscene or otherwise disorderly conduct within the park.

(b) No person shall build any fires within the park except in designated places or in stoves or grills approved by the Board or boards' authorized agent.

(c) No person shall deposit refuse or waste material which has

originated outside of the park in any receptacles provided for park users.

(d) No person shall litter or discard refuse of any kind except in receptacles provided for park users or to set fire to the containers or trash or to place or burn garbage in any fire or stove.

(e) All waste originating within the park shall either be placed in a park receptacle provided for the same or shall be removed by the person creating it.

(f) No person shall deface, destroy, alter, change or remove any monument, stone marker, bench marker, stake, post or blaze marking or boundary line designation, survey line or reference point.

(g) No person shall cut, break, mark upon or otherwise injure any building, equipment, bridge, drain, wall, fountain, lamp post, fence, gate, hedge or other structure.

(h) No person shall deface, destroy or remove any placard, notice or sign whether permanent or temporary.

(i) No person shall post or exhibit within or upon the park property in any placard, notice or sign without the prior written permission of the Board or the Board's authorized agent.

(j) No person shall appropriate, excavate, injure or destroy any historical or pre-historical ruin or any object of antiquity without the prior written permission of the Board or the Board's authorized agent.

(k) No person shall cut, mar, remove or destroy any tree, sapling, seedling, brush, or shrub, whether alive or dead, or chip, blaze, box, girdle, trim or otherwise deface or injure any tree or shrub or break or remove any branch, foliage, flower or any tree or shrub or pick, gather, uproot, remove or destroy any flower plant or grass.

(l) No person shall remove or cause to be removed any sod, earth, humus, peat, boulders, gravel or sand.

(m) No person shall possess any glass containers of any kind within any closed fence or sports area.

(n) No person shall change any clothing, including bathing suits, within the public toilets.

Section 11. PARK HOURS.

(a) The park shall be open to the general public from 8:00 a.m. until sundown each day and shall be closed to the public during the remainder of the day and night.

(b) Community Building may be open to the general public from 8:00a.m. but shall be closed and vacated by 1:00 a.m. and shall remain closed from 1:00 a.m. to 8:00 a.m.

Section 12. DEFINITION OF "PRIOR WRITTEN PERMISSION":

(a) Any activity requiring the prior written permission of the Board

shall mean prior written permission of the Mills Township Board.

Section 13. DEFINITION OF "THE BOARD".

(a) "The Board" as used in these rules and regulations means the "Mills Township Board".

Section 14. VIOLATIONS AND PENALTIES:

(a) Any person, firm or corporation who violates this Ordinance, or any part thereof, shall be responsible for a municipal civil infraction as defined by Michigan law and subject to civil fines, court costs, costs of ordinance enforcement and such other orders enforcing this Ordinance as authorized by Michigan law. In addition, all violations of this Ordinance or any part thereof are declared a nuisance per se.

Section 15. REPEALING CLAUSE.

All ordinances or parts of ordinances inconsistent herewith, including Ordinance No. 26, are hereby repealed. The repeal of such ordinances shall not, however, affect, impede or prevent any pending or future prosecution of, or an action to abate any violations of prior ordinances, if the use or property in violation is in violation of the provisions of this Ordinance.

Section 16. SEVERENCE CLAUSE.

Sections of this Ordinance shall be deemed to be severable and should any section, paragraphs, clause or provision hereof be declared by any Court to be unconstitutional or invalid, such holdings shall not affect the validity of this ordinance as a whole, or any part hereof other than the part so declared to be unconstitutional or invalid.

Section 17. EFFECTIVE DATE.

This Ordinance shall take effect thirty (30) days after publication thereof.

Dated: June 10, 2008

Daniel R. Bloom
Mills Township Supervisor

Maxine M. Brink
Maxine M. Brink
Mills Township Clerk

CERTIFICATION

The above Ordinance No. 80 was adopted at a meeting of the Mills Township Board on the 10th day of June, 2008, and published in the Midland Daily News, a newspaper of general circulation in the Township of Mills on the 2 day of July, 2008.

Maxine M. Brink
Maxine M. Brink
Mills Township Clerk

MILLS TOWNSHIP BOARD

ATTEST TO:

BY: MAXINE M. BRINK

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Mills Township Ordinance No. 26

Section 16. SEVERENCE CLAUSE:

Sections of this Ordinance shall be deemed to be severable and should any section, paragraphs, clause or provision hereof be declared by any Court to be unconstitutional or invalid, such holdings shall not affect the validity of this ordinance as a whole, or any part hereof, other than the part so declared to be unconstitutional or invalid.

Section 17. EFFECTIVE DATE:

This Ordinance shall take effect on July 2, 2008, and shall supercede and repeal Ordinance No. 22 or parts of any other ordinance in conflict, therewith, heretofore adopted.

MILLS TOWNSHIP BOARD

ATTESTED TO:

Maxine M. Brink
BY: MAXINE M. BRINK