

## PERU TOWN ORDINANCE #1 FOR YEAR 2010

### ORDINANCE REGULATING USE OF PARKING FACILITIES AT PERU TOWN PARKS

#### Section 1. Purpose:

The purpose of this ordinance is to regulate the use of the parking facilities of the parks of the Town of Peru (hereinafter referred to as the "Town").

#### Section 2. Definitions:

The following terms shall have the following meanings indicated in this section:

Motor Vehicle- Any vehicle operated or driven on Park grounds which is propelled by any power other than muscular power other than a police, fire or emergency vehicle whose operator is on duty at the time.

Parks - The grounds, buildings therein, water therein, and any other property necessary for the operation thereof, and constituting a part thereof, which is now or may hereafter be maintained, operated and controlled by the Town for public park purposes.

Person - any individual, firm, partnership, corporation or association of persons; the singular number shall include the plural.

Town - The Town of Peru.

#### Section 3. Prohibited Activities:

The following activities are prohibited:

- a. Parking a motor vehicle in other than designated locations.
- b. Overnight parking of motor vehicles.
- c. Parking a motor vehicle for any period of time if the person operating the motor vehicle is not attending an event at the Park or otherwise utilizing the Park or its facilities, other than only its parking facilities, in a lawful manner and in conformance with any and all laws, rules and regulations.

#### Section 4. Penalties for Offenses: Enforcement:

- a. A violation of this ordinance shall constitute an offense punishable by a fine not to exceed \$100.00 for each and every offense.
- b. Any state police officer or police officer of Clinton County or any of its municipal subdivisions may, without a warrant, arrest any offender whom he or she may detect in the violation of any of the provisions of Section 3 of this ordinance and take the persons so arrested forthwith before a magistrate having competent jurisdiction and he or she shall have at all times a right to enter the premises of any building, structure or enclosure in any

Park, including such grounds, buildings, structures or enclosures in any Park which may be leased or set aside for the private or exclusive use of any individual or groups of individuals, for the purpose of arresting violators hereof and may use all reasonable and necessary means to attain that end.

Section 5. Severability:

Should any section, paragraph, sentence, clause or phrase of this Local Ordinance be declared unconstitutional or invalid for any reason by a court of competent jurisdiction the remainder of said ordinance shall not be affected thereby.

Section 6. Repeal:

Any ordinance, local rule or regulation inconsistent herewith is hereby repealed. Section

7. Effective Date:

This ordinance shall take effect after ten (10 ) days of its, or a summary or abstract thereof, publication in the official newspaper of the Town; but this ordinance will take effect from the date of its service as against a person served personally with a copy thereof, certified by the Town Clerk under the corporate seal of the Town; and showing the date of its passage and entry in the minutes.