

**VERNAL  
ORDINANCE 2022-08**

**AN ORDINANCE OF THE VERNAL CITY COUNCIL AMENDING THE VERNAL CITY CODE REQUIRING COMPLIANCE WITH RULES AND REGULATIONS ADOPTED FOR VERNAL CITY PARKS AND ESTABLISHING PENALTIES FOR VIOLATION, ADDING CHAPTER 12.15 - USE OF PARKS, SECTIONS 12.15.010 - USE OF PARKS AND SECTION 12.15.020 - PENALTIES.**

**WHEREAS**, Vernal City owns, operates, manages or regulates certain parks located within the city for the use and benefit of the public; and

**WHEREAS**, Vernal City has invested and continues to invest public funds and resources in the establishment, maintenance, and improvement of city parks; and

**WHEREAS**, in order to preserve the various parks for their intended purposes and to protect the parks, facilities, and individuals using the parks it is necessary to establish rules and regulations to be followed by individuals and groups using the parks; and

**WHEREAS**, the Vernal City Council finds that it is in the best interests of the public health, safety, and welfare that the rules and regulations adopted for each park be enforceable, and that penalties be established for violations thereof

**NOW THEREFORE**, by the Governing Body (Vernal City Council) of Vernal City State of Utah as follows:

**SECTION 1:**        **ADOPTION** “Section 12.15.010 Use of Parks” of the Vernal Municipal Code is hereby *added* as follows:

**ADOPTION**

Section 12.15.010 Use of Parks(*Added*)

A. The Vernal City Council may from time to time adopt and amend or modify by Resolution, certain rules and regulations to govern the use of one or more Vernal City parks, or parks within the management jurisdiction of Vernal City. B. A copy of the rules and regulations governing each park shall be available to the public at the Vernal City offices and on the Vernal City website. A copy of the rules and regulations may also be posted at each park.

**SECTION 2:**        **ADOPTION** “Section 12.15.020 Penalty” of the Vernal Municipal Code is hereby *added* as follows:

**ADOPTION**

Section 12.15.020 Penalty(*Added*)

A. Except when another ordinance or state statute prescribes a higher penalty for an act which also violates park rules and regulations, a violation of park rules and regulations shall on a first offense be an Infraction punishable by a fine of not less than \$75.00 and not more than \$750.00. Conviction of a second or subsequent offense shall be a Class C misdemeanor, punishable by not more than 90 days in the Uintah County Jail\* or a fine of not more than \$750.00, or both, and the person may be banned from using or being present in any Vernal City parks. A person violating park rules and regulations, when that same act violates an ordinance or statute carrying a higher penalty, shall be subject to being charged under the statute or ordinance with a higher penalty. \*When the penalty for a violation of the ordinance includes any possibility of imprisonment, the City is required, under UCA Section 78B-22-301, to provide for indigent defense services, as that term is defined in UCA Section 78B-22-102. B. Any person that damages park facilities or that allows a pet to damage park facilities shall, in addition to other penalties prescribed herein, be liable for the costs of cleanup, repair, or replacement.

PASSED AND ADOPTED BY THE VERNAL COUNCIL

May 4, 2022

	<b>AYE</b>	<b>NAY</b>	<b>ABSENT</b>	<b>ABSTAIN</b>
Councilmember Nicholas Porter	<u>X</u>	_____	_____	_____
Councilmember Robin O'Driscoll	<u>X</u>	_____	_____	_____
Councilmember Dave Everett	<u>X</u>	_____	_____	_____
Councilmember Corey Foley	<u>X</u>	_____	_____	_____
Councilmember Ted Munford	<u>X</u>	_____	_____	_____

Presiding Officer

Doug B. Hammond  
 Doug Hammond, Mayor, Vernal



Attest

Roxanne Behunin  
 Roxanne Behunin, City Recorder  
 Vernal