

BARODA TOWNSHIP PARK ORDINANCE

Adopted: September 17, 1974  
Amended: June 19, 1995  
Amended: April 15, 1996

An Ordinance to secure the public health, safety and general welfare of the residents and property owners of Baroda Township, Berrien County, Michigan, by the regulation of its parks or playgrounds, to provide penalties for the violation thereof and to repeal all Ordinances or parts of Ordinances in conflict therewith.

The Township of Baroda, Berrien County, Michigan, ORDAINS:

SECTION 1. TITLE: This Ordinance shall be known and cited as the Baroda Township Park Ordinance.

SECTION 2. OBSTRUCTIONS AND DAMAGE: No person shall obstruct any walk or drive in any public park or playground, nor shall any person damage deface, destroy, move or carry away any sign, structure, building, playground equipment, tool, device, tree, shrub, flower or other property located therein or used in connection therewith.

SECTION 3. INTOXICATION LIQUORS: No person shall drink or have in his possession any intoxication liquor, beer or wine in any public park or playground, except with specific permission from the Park Board.

SECTION 4. RUBBISH AND WASTE: No person shall throw, place, deposit or leave any garbage, rubbish, glass, cans, containers, paper or other waste in any public park or playground except in containers provided by Baroda Township for that purpose. No rubbish or waste shall be burned in any public park or playground provided by Baroda Township.

SECTION 5. FIRES : No person shall build any fire in any public park or playground except in fireplaces or other spaces set apart and designated for that purpose.

SECTION 6. IMPROPER CONDUCT: No person shall jostle or crowd another in any public park, nor shall any person throw any ball or other object in such a manner as to annoy or endanger other persons in or on such park, nor shall any person engage in any violent or rough play therein.

SECTION 7. PETS: No pets shall be allowed in Park.

SECTION 8. PICNIC TABLES: Picnic tables in public parks outside of pavilions are for the purpose of furnishing eating facilities to the public and no person shall retain the use of any table for an unreasonable length of time nor in any case after such person and/or his party shall have completed their meal.

SECTION 9. VEHICLES AND TRAFFIC:

A. Definition.

By vehicles as used in this section of the Ordinance, it is meant to include both vehicles and trailers of any kind or description, including all types of amphibious vehicles, tractors, bulldozers, whether operating on track, wheels or air, and any and all other types of vehicles or trailers; it being the intention that the following provisions of the ordinance when referring to vehicles shall include anything that may be utilizing the street or recreation areas of the park, whether it is self-propelled or drawn by another vehicle and shall include tobaggans, sleds and sleighs, motor bikes and snowmobiles.

B. The Township Board shall have authority to establish and post maximum rates of speeds for vehicles as above defined using streets and drives or any other portion of the park in any public park or playground and no person shall drive any vehicle at a speed greater than that established and posted by the Board. All vehicles shall be parked at such places and in such manner as may be determined by the board and indicated by signs and limit lines and no person shall park any vehicle at any place where parking is prohibited by signs posted by the Board. No vehicle shall be parked in any Baroda Township Park after 11:00 P.M. or before 6:00 A.M. on any day. No horses, motor bikes or snowmobiles shall be ridden within the Township Parks except on precise marked trails designated by the Township Board.

SECTION 10. PAVILIONS AND SHELTERS: Pavilions and shelters are to be reserved for use by Baroda Township Residents only, except when special permission is granted from the Township Board or its appointed agent. No unauthorized person or group shall retain the use of any Pavilion or Shelter during the scheduled times that a structure is reserved. The Township Board or its designated agent shall schedule all reservations and determine if the persons requesting the use of a structure meet the requirements of this ordinance. Groups of thirteen (13) or more persons shall have a reservation for use of any Township Park.

SECTION 11. HUNTING AND CAMPING: No overnight camping or setting up of camping facilities shall be allowed on any Township property or property under the jurisdiction of the Township, except where areas are specifically designated for camping or where special permission has been obtained by the Township Board. No hunting or firearms shall be allowed on any Township property or property under the jurisdiction of the Township, except by duly authorized and sworn law enforcement officers.

SECTION 12. WATER USE: No gasoline motors shall be used on Hess Lake. No entrance to Hess Lake shall be made from the Baroda Township park for the purpose of swimming.

SECTION 13. RULES AND REGULATIONS: The Township Board is hereby authorized to promulgate reasonable rules and regulations respecting the use of public parks or playgrounds and may regulate and limit the use of the equipment and other facilities therein. The Township Board shall have authority to forbid the use of the equipment and facilities of any such park or playground to any person who refuses or neglects to obey the rules and regulations governing the use thereof.

SECTION 14. JURISDICTION: This ordinance shall extend to and include all public parks and playgrounds owned by or under the jurisdiction of Baroda Township or any Board or Department thereof.

SECTION 15. NUISANCES AND ANNOYANCES: No person shall:  
A. Be a disorderly person as defined by Act 328 of the Public Acts of 1931, as amended. (see 28.364 M.S.A.)

B. Cause any disturbance or contention in any public building, grounds or park, or other public meeting where citizens are peaceable and lawfully assembled.

C. Annoy, interrupt or disturb any assembly or religious worship.

D. Consume alcoholic liquor or offer alcoholic liquor to another person in any public building, public park.

E. Discard, other than in a proper container, any glass bottle or jar or broken glass in any public park.

F. Use, possess, sell, offer to sell or be under the influence of any dangerous drugs unless such person is licensed by the State of Michigan or is under the care of a licensed physician or dentist. The term "dangerous drugs" shall mean all drugs whose use is regulated or prohibited by the laws of the State of Michigan and shall include all narcotic drugs as defined in Act 343 of the Public Acts of 1973, as amended, being M.S.A. 18.1071, et seq. and all hypnotic drugs as defined in Act 204 of the Public Acts of 1943, as amended, being M.S.A. 18.1101, et seq.

SECTION 16. VALIDITY: The several provisions of this Ordinance are declared to be separate and the holding of any court that any section or provision thereof is invalid shall not affect or impair the validity of any other section or portion.

SECTION 17. PENALTIES FOR VIOLATION: Any person, Firm, or corporation found violating any of the provisions of the Ordinance shall, upon conviction, be punished by a fine of not to exceed One Hundred Dollars (\$100.00) or by imprisonment not exceeding Ninety (90) days or both, at the discretion of the court. (Each day that a violation shall continue shall constitute a separate

offense.) The provision of the Ordinance may also be enforced by suit for injunction, damages, or other appropriate legal action.

SECTION 18. EFFECTIVE: This Ordinance shall take effect on the 8th day of November, 1974. All Ordinances or parts of Ordinances in conflict herewith are hereby repealed. This Ordinance shall not be deemed to alter, change or amend any existing Ordinances of Baroda Township except insofar as it may place more restrictive standards than those set forth in other Ordinances and to the extent that other Ordinances are more restrictive, such more restrictive Ordinances shall control.

Adopted by Baroda Township Board  
Date: September 17, 1974  
Signed: Emil H. Nitz, Baroda Township Clerk

Amendments Adopted  
Date: June 19, 1995  
Vote: 4 ayes 0 nays  
Signed: Barbara Reising  
Baroda Twp. Clerk

Amendments Adopted  
Date: April 15, 1996  
Vote: 5 ayes 0 nays  
Signed: Barbara Reising  
Baroda Twp. Clerk