



CITY OF ALPINE
PARKS & RECREATION BOARD MEETING
February 11, 2026 – 5:30 PM

City Council Chambers, 803 W. Holland Avenue, Alpine, Texas 79830

1. **CALL TO ORDER.**

2. **DETERMINATION OF QUORUM**

3. **PUBLIC COMMENTS.**

Each person in attendance who desires to speak to the Board on an item on the agenda shall speak during this section. Public comments may be made regarding agenda items only. Attendees must be physically present in order to address the Board. Comments by proxy are not allowed. Public Comments are limited to 3 minutes per person. Unused time may not be yielded to other attendees.

4. **PUBLIC HEARINGS.**

At this time, the Chair will invite members of the public to address each item listed in this section. Comments made during this section are limited to the topic of each public hearing. Attendees must be physically present in order to address the Board. Comments by proxy are not allowed. Public Comments are limited to 3 minutes per person. Unused time may not be yielded to other attendees. If more than one public hearing is being held, each person will be allowed to speak during each topic.

5. **APPROVAL OF MINUTES OF PREVIOUS BOARD MEETING**

A. January 14, 2026 Regular Meeting Minutes. (G. Calderon, City Secretary)

6. **INFORMATION OR DISCUSSION ITEMS**

A. Update from the Parks Supervisor. (R. Portillo, City Council)

7. **ACTION ITEMS.**

Action items are to be accompanied by a brief statement of facts, including where funds are coming from, if applicable. (Action items limited to 10 per meeting).

A. Approve a recommendation to the City Council to implement an ordinance amending Chapter 74 – Parks and Recreation, Article I – In General, to the Alpine Code of Ordinances; Amending Rules and Regulations for All City Parks; Providing the Establishment of Up to a \$500 Penalty per Occurrence for Violations of the Ordinance; Providing for the Establishment of Up to a \$4,000 Penalty for Certain Public Health and Safety Violations of the Ordinance; Providing for the Following: Findings of Fact, Enactment, Repealer, Penalty, Savings, Severability, Proper Notice and Meeting, and Effective Date Clauses. (G. Calderon, City Secretary)

8. **BOARD MEMBER COMMENTS**

9. **ADJOURN.**


CERTIFICATION

I, Geoffrey R. Calderon, do hereby certify that this notice was posted at City Hall, in a convenient and

readily accessible place to the general public, and on the City website at www.cityofalpine.com/agenda pursuant to Section 551.043, Texas Government Code. The said notice was posted by 2 P.M. on February 5, 2025, and remained so posted for at least 3 business days preceding the scheduled time of the said meeting.

WITNESS MY HAND AND SEAL

this 5th day of February 2025.



Geoffrey R. Calderon, TRMC
City Secretary & Chief Governance Officer



PARKS AND RECREATION BOARD AGENDA ITEM REPORT

February 11, 2026

Agenda Item No. 5A

Department: Office of the City Secretary

Sponsor: Geoffrey R. Calderon, City Secretary

Memo Prepared By: Alexandra Tackett, Deputy City Secretary

Staff Recommendation: Approve



AGENDA ITEM

January 14, 2026 Regular Meeting Minutes. (G. Calderon, City Secretary)

EXECUTIVE SUMMARY

None

SUPPORTING MATERIALS

- 1. January 14, 2026 Minutes

BUDGET CONSIDERATIONS

Expenditure Required: N/A
Savings Anticipation: N/A
Current Budget FY 2025-2026: N/A
Additional Funding: N/A

APPROVERS

Alexandra Tackett, Deputy City Secretary
Geoffrey R. Calderon, City Secretary

City Of Alpine
PARKS & RECREATION BOARD MEETING
Wednesday, January 14, 2026 – 5:30 PM
Minutes

1. **CALL TO ORDER.**

2. **DETERMINATION OF QUORUM**

Board Members Present:

Place 3 Ariana Valenzuela
Place 4, Manuel Garcia
Place 5 Coleman Reidling
Place 2 Donny Greenway
Place 7 Joseph Torres

City Staff and Stakeholders Present:

Geoffrey R. Calderon, City Secretary
David Martinez, Parks Supervisor
Adriana Holguin, P. W. Adm. Assistant

Not Present:

Place 6 Iris De Leon
Place 1 Jessica Velasco

Others Present: None.

3. **PUBLIC COMMENTS.**

Each person in attendance who desires to speak to the Board on an item on the agenda shall speak during this section. Public comments may be made regarding agenda items only. Attendees must be physically present in order to address the Board. Comments by proxy are not allowed. Public Comments are limited to 3 minutes per person. Unused time may not be yielded to other attendees.

Public Comments: None.

4. **PUBLIC HEARINGS.**

At this time, the Chair will invite members of the public to address each item listed in this section. Comments made during this section are limited to the topic of each public hearing. Attendees must be physically present in order to address the Board. Comments by proxy are not allowed. Public Comments are limited to 3 minutes per person. Unused time may not be yielded to other attendees. If more than one public hearing is being held, each person will be allowed to speak during each topic.

None.

5. **APPROVAL OF MINUTES OF PREVIOUS BOARD MEETING**

- A. Approval of the November 12, 2025 Regular Meeting Minutes (G. Calderon, Interim City Manager)
- B. Approval of the December 10, 2025 Special Meeting Minutes. (G. Calderon, Interim City Manager)

On a motion by Board Member Coleman Reidling and seconded by Board Member Ariana Valenzuela to approve the minutes, the Parks and Recreation Board unanimously adopted the motion with all members present voting in favor.

6. **INFORMATION OR DISCUSSION ITEMS**

- A. Update from the Parks Supervisor. (R. Portillo, City Council)
- B. Discussion regarding Updates to Parks and Recreation Fees schedule. (G. Calderon, Interim City Manager)
- C. Review possible updates to Chapter 74 - Parks and Recreation to the Alpine Code of Ordinances. (G. Calderon, Interim City Manager)

7. **ACTION ITEMS.**

Action items are to be accompanied by a brief statement of facts, including where funds are coming from, if applicable. (Action items limited to 10 per meeting).

- A. Approve a recommendation to the City Council regarding Parks and Recreation fees. (G. Calderon, Interim City Manager)

On a motion by Board Member Joseph Torres and seconded by Board Member Coleman Reiding to approve the recommendation to the City Council regarding Parks and Recreation Fees as presented, the Parks and Recreation Board unanimously adopted the motion with all members present voting in favor.

8. **BOARD MEMBER COMMENTS**

9. **ADJOURN.**

Meeting was adjourned. (6:58 P.M.)

APPROVED:

ATTEST:

Officer of the Board

Geoffrey R. Calderon, TRMC
City Secretary & Chief Governance Officer

CERTIFICATION

I, Geoffrey R. Calderon, do hereby certify that this notice was posted at City Hall, in a convenient and readily accessible place to the general public, and on the City website at www.cityofalpine.com/agenda pursuant to Section 551.043, Texas Government Code. The said notice was posted by 5 P.M. on January 8, 2026, and remained so posted for at least 3 business days preceding the scheduled time of the said meeting.

WITNESS MY HAND AND SEAL
this 8 day of January of 2026.



Geoffrey R. Calderon, TRMC
City Secretary & Chief Governance Officer



PARKS AND RECREATION BOARD AGENDA ITEM REPORT
February 11, 2026

Agenda Item No. 6A

Department: Administration

Sponsor: Richard Portillo, Councilor

Memo Prepared By: Alexandra Tackett, Deputy City Secretary

Staff Recommendation: None



AGENDA ITEM

Update from the Parks Supervisor. (R. Portillo, City Council)

EXECUTIVE SUMMARY

None

SUPPORTING MATERIALS

None

BUDGET CONSIDERATIONS

Expenditure Required: N/A

Savings Anticipation: N/A

Current Budget FY 2025-2026: N/A

Additional Funding: N/A

APPROVERS

Alexandra Tackett, Deputy City Secretary

Geoffrey R. Calderon, City Secretary

PARKS AND RECREATION BOARD AGENDA ITEM REPORT

February 11, 2026

Agenda Item No. 7A

Department: Board

Sponsor: Geoffrey R. Calderon, City Secretary

Memo Prepared By: Alexandra Tackett, Deputy City Secretary

Staff Recommendation: Approve



AGENDA ITEM

Approve a recommendation to the City Council to implement an ordinance amending Chapter 74 – Parks and Recreation, Article I – In General, to the Alpine Code of Ordinances; Amending Rules and Regulations for All City Parks; Providing the Establishment of Up to a \$500 Penalty per Occurrence for Violations of the Ordinance; Providing for the Establishment of Up to a \$4,000 Penalty for Certain Public Health and Safety Violations of the Ordinance; Providing for the Following: Findings of Fact, Enactment, Repealer, Penalty, Savings, Severability, Proper Notice and Meeting, and Effective Date Clauses. (G. Calderon, City Secretary)

EXECUTIVE SUMMARY

None

SUPPORTING MATERIALS

1. Ordinance 2026-04-01 Chapter 74 Parks and Recreation

BUDGET CONSIDERATIONS

Expenditure Required: N/A
Savings Anticipation: N/A
Current Budget FY 2025-2026: N/A
Additional Funding: N/A

APPROVERS

Alexandra Tackett, Deputy City Secretary
Geoffrey R. Calderon, City Secretary

COUNTY OF BREWSTER

ORDINANCE 2026-04-01

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALPINE, TEXAS AMENDING CHAPTER 74 – PARKS AND RECREATION, ARTICLE I – IN GENERAL, TO THE ALPINE CODE OF ORDINANCES; AMENDING RULES AND REGULATIONS FOR ALL CITY PARKS; PROVIDING THE ESTABLISHMENT OF UP TO A \$500 PENALTY PER OCCURRENCE FOR VIOLATIONS OF THE ORDINANCE; PROVIDING FOR THE ESTABLISHMENT OF UP TO A \$4,000 PENALTY FOR CERTAIN PUBLIC HEALTH AND SAFETY VIOLATIONS OF THE ORDINANCE; PROVIDING FOR THE FOLLOWING: FINDINGS OF FACT, ENACTMENT, REPEALER, PENALTY, SAVINGS, SEVERABILITY, PROPER NOTICE AND MEETING, AND EFFECTIVE DATE CLAUSES.

WHEREAS, the City of Alpine, Texas, is a home rule city acting under its charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution, and Chapter 9 of the Texas Local Government Code; and

WHEREAS, as a home-rule municipality, the City has full power of local self-government and may enact ordinances to protect the public health, safety, and welfare, and to regulate the use of City property; and

WHEREAS, the City Council of the City of Alpine (“City”) adopted Ordinance No. 2002-05-04 and Ordinance 2025-01-02 establishing rules and regulations for parks located in the City; and

WHEREAS, the Parks and Recreation Advisory Board is composed of community members who advise the City Council on policy decisions that affect Parks and Recreation programs of the City; and

WHEREAS, the Parks and Recreation Board has recommended changes to the City Council that would amend the rules and regulations for all city parks; and

WHEREAS, the amendments recommended by the Parks and Recreation Board will provide clarification and enhancements to the existing rules, and ensure that city parks are properly taken care of, managed, and regulated to the benefit of all park users; and

WHEREAS, the City, as the owner and operator of municipal parks and recreational facilities, may adopt reasonable rules governing use of such facilities to protect public safety and preserve City property; and

WHEREAS, the City is authorized to enforce municipal ordinances by criminal penalties as allowed by Texas law and deems it to be in the benefit of the general public to adopt the regulations recommended by the Parks and Recreation Advisory Board.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF ALPINE, TEXAS THAT:

**SECTION I
FINDINGS OF FACT**

The Alpine Code of Ordinances is hereby amended to reflect the changes hereto attached as Exhibit “A.” The premises attached as Exhibit “A” are found to be true and correct legislative and factual findings of the City Council of the City of Alpine and are hereby approved and incorporated herein as findings of fact.

**SECTION II
INCLUSION IN THE CODE OF ORDINANCES**

The provisions of this ordinance shall become and be made a part of the Code of Ordinances of Alpine, Texas. The sections of the Ordinance may be renumbered or re-lettered to accomplish such, and the word “ordinance” may be changed to “section,” “article,” or any other appropriate word. The codifier of the City is empowered to make amendments to match the style of the existing code.

**SECTION III
CUMULATIVE CLAUSE**

This ordinance shall be cumulative of all provisions of the City of Alpine, Texas, except where the provisions of this Ordinance are in direct conflict with the provisions of such Ordinance, in which event the conflicting provisions of such Ordinance are hereby repealed.

**SECTION IV
PENALTY CLAUSE**

Any person, corporation, or entity who intentionally, knowingly, recklessly, or with criminal negligence violates any provision of this Ordinance shall be deemed guilty of a misdemeanor and, upon conviction, shall be fined in an amount not to exceed \$500.00. Any person, corporation, or entity who intentionally, knowingly, recklessly, or with criminal negligence violates certain health and safety violations contained in the ordinance shall be fined in an amount not to exceed \$4,000.00. Each day in which any violation occurs, or each occurrence of any violation, shall constitute a separate offense.

**SECTION V
SAVINGS CLAUSE**

The repeal of any ordinance or part of ordinances effectuated by the enactment of this ordinance shall not be construed as abandoning any action now pending under or by virtue of such ordinance or as discontinuing, abating, modifying, or altering any penalty accruing or to accrue, or as affecting any rights of the municipality under any section or provisions of any ordinances at the time of passage of this ordinance.

**SECTION VI
SEVERABILITY CLAUSE**

It is hereby declared to be the intention of the City Council of the City of Alpine that the phrases, clauses, sentences, paragraphs, and sections of this Ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this Ordinance should be declared unconstitutional by the valid judgement or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences paragraphs or sections of the Ordinances, since the same would have been enacted by the City Council without incorporation in this ordinance of any such unconstitutional phrases, clause, sentence, paragraph or section.

**SECTION VII
PROPER NOTICE AND MEETING**

It is hereby officially found and determined that the meeting at which this Ordinance was adopted was open to the public and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code. A public hearing was held on **April 7, 2026**, where interested parties had the opportunity to make public comments on this ordinance prior to approval. Notice of the date and time of the hearing and notice of how to obtain copies of the proposed ordinance was published in the Alpine Avalanche, the official newspaper of the City of Alpine on **April 2, 2026**.

**SECTION VIII
EFFECTIVE DATE**

This ordinance shall be effective upon passage and publication as required by State and Local law.

PASSED AND ADOPTED THIS 7th DAY OF APRIL 2026 BY THE CITY COUNCIL OF THE CITY OF ALPINE, TEXAS.

INTRODUCTION AND FIRST READING
MARCH 17, 2026

SECOND AND FINAL READING
APRIL 7, 2026

APPROVED:

ATTEST:

Catherine Eaves, Mayor

Geoffrey R. Calderon, City Secretary

APPROVED AS TO FORM:

City Attorney

EXHIBIT "A"

EDITOR'S NOTE:

Additions are Underlined. ~~Omissions appear in~~

Chapter 74 PARKS AND RECREATION[1]

ARTICLE I. IN GENERAL[2]

Sec. XX – XX. Definitions.

The following words and phrases, when used in this Article, shall have the following meanings ascribed to them:

- a) Alcoholic beverages means spirits, wine, beer, ale or other liquid containing more than one-half of one percent of alcohol by volume, excluding non-alcoholic beer, non-alcoholic wine, or kombucha which is fit for beverage purposes or intended for beverage purposes.
- b) Noise-making device. A device that makes noise that could reasonably be considered to disturb the comfort, peace, and quiet of a city park.
- c) City Park or Park means any park, greenbelt, playground, trail, open space, recreation area, athletic field, court, pavilion, restroom facility, parking area, or other recreational property owned, leased, operated, maintained, or controlled by the City of Alpine, whether improved or unimproved.
- d) Park Facility means any structure, amenity, improvement, or designated area within a City park, including but not limited to pavilions, restrooms, playgrounds, benches, picnic areas, grills, trails, courts, fields, concessions areas, parking lots, and similar facilities.
- e) Permit means written authorization issued by the City, or by the City Manager or the City Manager’s designee, allowing a person to engage in an activity that is otherwise restricted or prohibited by this Chapter. A permit may include conditions, limitations, dates, times, and location requirements.
- f) Reservation means a confirmed reservation approved by the City for the exclusive or scheduled use of a park facility or park area for a specified date and time, which may require payment of a fee and compliance with City rules and permit conditions.
- g) Closed area means any park, park area, or park facility that is temporarily or permanently closed to public access or use, including areas posted with a “Closed” sign, barricaded, locked, fenced, or otherwise restricted by the City Manager, the City Manager’s designee, or authorized City staff.
- h) Commercial Activity means selling, offering for sale, renting, soliciting, advertising, providing services for compensation, conducting paid instruction or training, or otherwise engaging in an activity primarily intended to generate revenue, compensation, or private financial benefit, whether or not money changes hands on-site.
- i) Smoking means inhaling, exhaling, burning, or carrying any lighted or heated cigar, cigarette, pipe, or other lighted or heated tobacco or plant product intended for inhalation.
- j) City Manager’s designee means a City employee or official authorized by the City Manager, either in writing or by job assignment, to administer, approve, or enforce provisions of this Chapter, including issuing permits, authorizations, or special rules.

- k) Special event means any organized activity, gathering, festival, tournament, or function conducted in a City park that requires a permit, reservation, fee payment, City services, exclusive use of a park facility or area, or attendance reasonably expected to exceed fifty (50) persons.
- l) Person means an individual, firm, partnership, association, corporation, organization, or any other legal entity.
- m) Amplified sound means sound increased in volume by any electrical, electronic, mechanical, or motorized device, including speakers, amplifiers, megaphones, public address systems, or vehicle sound systems.
- n) Litter means garbage, refuse, rubbish, waste material, or any discarded or abandoned item, including paper, plastic, glass, cans, food waste, cigarette butts, and similar materials.

Sec. 74-1. Alcoholic beverages generally.

(a) ~~Definitions. The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning.~~

~~Alcoholic beverages means spirits, wine, beer, ale or other liquid containing more than one-half of one percent of alcohol by volume, excluding non-alcoholic beer, non-alcoholic wine, or kombucha which is fit for beverage purposes or intended for beverage purposes.~~

- (b) *Consumption prohibited in certain areas.* No person shall consume any alcoholic beverage while in or upon prohibitive areas defined in this section.
- (c) *Sale.* It shall be unlawful for any person, firm or corporation to sell alcoholic beverages within the boundaries of all designated city parks, except as authorized by city council.
- (d) *Possession and consumption.* It shall be unlawful for any person to consume, or to have in his possession, an alcoholic beverage within the boundaries of any city park, except where authorized by permit approved by the city manager and the chief of police. It shall be unlawful for any person to consume, or to have in his possession, an alcoholic beverage within the parking lots, baseball fields, walking and jogging track and soccer field located in Kokernot Park, except where authorized by permit approved by the city manager and chief of police.
- (e) *Signs and notices.* Signs shall be posted in appropriate locations stating substantially "No alcoholic beverage may be brought into this park or consumed in this park in violation of city ordinances which are strictly enforced." The signs shall be placed in locations to be visible on entering areas where possession or consumption of alcoholic beverages are prohibited.
- (f) ~~Noise-making device. A device that makes noise that could reasonably be considered to disturb the comfort, peace, and quiet of a city park.~~

(Ord. No. 2025-01-02, § I(Exh. A), 2-4-25)

Sec. 74-2. Playing of golf and other dangerous sports in city parks.

- (a) *Application.* This section shall not apply to the Alpine Municipal Golf Course operated by the Alpine Country Club.
- (b) *Prohibited; signs to be posted.* It shall be unlawful for any person to practice, hit golf balls or play golf in any park located within the city. It shall further be unlawful for any person to carry on any activity for which the park was not specifically designed and the performance of which would constitute a hazard to the health and safety of those lawfully using the park facilities. Signs shall be posted in appropriate locations determined by the city council or the city manager advising citizens of the restricted activities permitted in any city park.

(Ord. No. 2025-01-02, § I(Exh. A), 2-4-25)

Sec. 74-3. Hours of operation for city parks.

- (a) *Hours of operation.* City parks will be open for the public's use and enjoyment only between the hours of 5:00 a.m. and 11:00 p.m. daily, and closed to the public between the hours of 11:00 p.m. and 5:00 a.m. daily. No one, except with specific city authorization, shall be permitted to be on the premises of a city park during the hours that such park is closed, without prior authorization from the city.
- (b) *Violation; penalty.* It is a class C misdemeanor offense to violate the mandates of this section and if found guilty may be assessed the maximum fine that, by law, may be assessed by the municipal court.

(Ord. No. 2025-01-02, § I(Exh. A), 2-4-25)

Sec. 74-4. Use of park facilities generally.

- (a) *Availability.* A park facility is generally available for public use on a first-come, first-served basis, subject to:
 - (1) A requirement, if any, for a permit.
 - (2) A requirement, if any, to pay an entrance fee, reservation fee, or other fee.
 - (3) A previous reservation.
- (b) *Signs.* A person shall comply with city signs and markers in a park.
- (c) *Entrance or use fees.*
 - (1) A person may not enter or use a park facility for which an entrance or use fee has been established, unless the person has first paid the fee or is otherwise authorized to enter.
 - (2) A person must display an entrance permit or receipt to a city employee on request.

- (d) *Reservations.*
- (1) A person may not use or occupy a facility or area for which another person has paid a reservation fee when the person's use conflicts with the use of the facility or area by the person who has made a reservation.
 - (2) Persons wanting exclusive use of a park area and time, must make a reservation in accordance with the established reservation policies by the city.
 - (3) A person must display documentation of a confirmed reservation on request to a city employee charged with the supervision or patrolling of parks.
- (e) *Permits.* When this Code or approved city council rule requires a person to obtain a permit or written authorization for a use or prohibits a use without a permit or written authorization, a person is required to obtain the permit or authorization prior to use. A person who wishes to apply for a permit or authorization may contact city hall to reach the designated parks and recreation staff member.
- (f) *Restricted uses.* A person may not use a court or field designed for a specific sport for another sport, unless the alternative use is permitted by the city manager or the city manager's designee. For example, a person may not use a tennis court for lacrosse, or a baseball field for soccer.
- (g) *Occupancy limit.*
- (1) The city may establish and post a maximum occupancy for any park area or facility.
 - (2) A person may not enter, or remain in, an area or facility for which the city has established an occupancy limit when the person's entrance will have the effect of exceeding the established occupancy limit. Compliance with this rule does not eliminate any additional requirements that may be imposed by the city code or city rules regarding an event on city property.
- (h) *Closed areas.*
- (1) The city manager or the city manager's designee may close a park area or facility to public entry or otherwise restrict use until the area or facility can be made available for public use.
 - (2) If practicable, the city shall post notice of a closed area. A person may not enter a closed or restricted area.
 - (3) A person may not enter an area closed due to flooding, toppled trees, or debris, or which is otherwise closed due to health or safety issues.
- (i) *Special rules for specific parks facilities or events.*

- (1) The city manager or city manager's designee may develop special rules and regulations that address problems specific to a facility or event.
- (2) Special rules shall be in writing, approved by the city manager or city manager's designee, and posted at the facility or provided to a person holding or attending an event.
- (3) A person shall comply with all special rules and regulations posted at a facility or provided to the person.

(j) *Smoking.*

- (1) A person may not smoke in a park, except in a temporary designated smoking area, designated by the city manager, for a special event. Smoking outside the indicated temporary location for an event or not during an event is a violation and any person found to be in violation of this section shall be fined, upon conviction, an amount not to exceed \$500.00.
- (2) Disposing of a cigarette or cigar butt outside of a trashcan or dumpster is considered littering.

(k) *Metal Detectors.*

(1) The use of any kind of metal detectors shall be prohibited, unless authorized by the Parks Supervisor.

(2) Excavation or digging is prohibited without prior permission from the Parks Supervisor.

(3) A person may not remove, disturb, or carry away any soil, vegetation, rocks, artifacts, or park property.

(l) *Electrical Use.*

(1) Electrical access in parks or fields may be provided only with written authorization by the Parks Supervisor, subject to approval by the City Manager or designee. Electrical use may be restricted based on safety, capacity, scheduled events, or protection of City equipment. Misuse or unauthorized access is prohibited

(2) Electrical use policies, restrictions, priorities, and consequences for misuse may be established by written administrative policy approved by the City Manager or designee.

~~(k)~~(m) *Littering, illegal dumping, and public health and safety violations.* It shall be unlawful for a person to throw, place or deposit, or cause to be thrown, placed or deposited, or suffer or permit his servant or any other person in his family to throw or deposit in any street, alley, gutter, ditch, lot or other place in this city, the carcass of any dead animal or fowl or any meat, fish, hides, skins, bones, offal, manure, fruit, vegetables, litter, debris, melon rinds, fruit peelings, slop, trash or other unsound or offensive matter or matter liable to become offensive or injurious to the health of those who reside in the vicinity or owned or controlled by him, or to throw, place or deposit, or cause to be thrown, place or

deposit in any street, alley, gutter, ditch or other public place, or upon any lot or other premises not owned or controlled by him, tires, bottles, cans, loose paper, rags, scrapes of leather, shavings, dishwater, chips, debris, litter or trash.

Any individual group of individuals, business, or corporation who illegally disposes of litter, solid waste, tires, hazardous materials, bulky wastes, or other such materials can be charged with the following offenses and penalties:

- (1) Class C misdemeanor: five pounds/five gallons or less: fine up to \$500.00.

(Ord. No. 2025-01-02, § I(Exh. A), 2-4-25)

Sec. 74-5. Assembly.

A person organizing an event in a park that the person reasonably knows will be attended by more than 50 people must provide notice, at least one week before the event begins, to the city by calling city hall. Subject to compliance with all other applicable rules and ordinances, the event may be allowed upon approval of the city manager and the chief of police in consideration of the following criteria:

- (1) Health and Safety Impacts.
- (2) Conflicts with Reservations.
- (3) Traffic and Parking Impacts.
- (4) Need for Police, Fire, and/or EMS Presence.
- (5) Sanitation and Trash Plan.

(Ord. No. 2025-01-02, § I(Exh. A), 2-4-25)

Sec. 74-6. Festival permitting, event permitting, and other permitting requirements.

The city council may implement permitting processes and procedures for festivals, large gatherings, events, and other permitting requirements by city council resolution.

(Ord. No. 2025-01-02, § I(Exh. A), 2-4-25)

Sec. 74-7. Costs and fees associated with city parks.

All costs and fees associated with city parks, including reservation fees, may be approved by city council resolution.

(Ord. No. 2025-01-02, § I(Exh. A), 2-4-25)

Sec. 74-8. Disruptive behavior; ejection from facilities.

- (a) If a person's conduct violates these rules, or is unlawful, disruptive, destructive, or hazardous, the person may be warned and asked to stop the conduct immediately by any city police officer.

(b) If a person persists in the conduct after a warning, a city police officer may eject the person from the park. If a person's conduct is criminal, poses an imminent threat of injury or property damage, or prevents the public enjoyment of the premises, a city police officer may eject the person from the park and take all other actions authorized by law.

(Ord. No. 2025-01-02, § I(Exh. A), 2-4-25)

Sec. 74-9. Peace and quiet.

- (a) A person shall preserve the peace and quiet enjoyment of a park by observing the applicable laws and ordinances governing noise and amplified sound, unless a specific exception is approved by the city manager.
- (b) A person may not use offensive language, make unreasonable noise, discharge weapons or fireworks, or engage in gestures or conduct in a park that would be offensive to a person of ordinary sensibility. Fireworks are allowed only with explicit authorization from the city.
- (c) A person may not operate a noise-making device in a park in violation of applicable law.

(Ord. No. 2025-01-02, § I(Exh. A), 2-4-25)

Sec. 74-10. Weapons and firearms.

- (a) A person may not carry or possess a weapon or firearm while in a park, except where explicitly authorized by state and federal law.
- (b) The use of a firearm, air gun, paintball gun, pellet or B.B. gun, bow and arrow, or projectile device capable of inflicting personal injury is prohibited unless conducted under permit or in a park facility where the city manager or city manager designee has authorized the use.
- (c) A person may not display a firearm or other weapon in a park in a manner that will alarm or threaten another person, except where explicitly allowed by state and federal law.

(Ord. No. 2025-01-02, § I(Exh. A), 2-4-25)

Sec. 74-11. Abandoned or unattended property.

- (a) A person may not abandon a vehicle or other personal property in a park. The city may remove, impound, and dispose of abandoned property under applicable law.
- (b) A person may not leave a vehicle or other property unattended at any park in such a manner as to create a hazardous or unsafe condition. The city may impound the unattended property or move the unattended property to a safe place at expense of owner.

(Ord. No. 2025-01-02, § I(Exh. A), 2-4-25)

Sec. 74-12. Parking.

- (a) Unless parking is otherwise prohibited, a person may park a motor vehicle in a park only in a designated area.
- (b) A person may not park, store, or leave a vehicle or trailer in an area posted "restricted" or with "no parking" signs.
- (c) Unless specifically authorized by the city manager, overnight parking in city parks is strictly prohibited.
- (d) The city may impound a parked vehicle or trailer that creates a hazardous or unsafe condition.

(Ord. No. 2025-01-02, § I(Exh. A), 2-4-25)

Sec. 74-13. Commercial activity.

(a) *Generally.* Unless a person is specifically authorized to do so by a permit or contract, or is acting in conjunction with a specifically permitted use of a reserved park facility; a person may not:

- (1) Sell or rent a good or service in a park.
- (2) Place a stand, cart, or vehicle in a park for a commercial purpose.
- (3) Affix an advertisement to park property.

(b) *Providing commercial classes and instruction.*

- (1) A person may not conduct classes or instructional activities for compensation in a park unless the person obtains a permit from the city obtains a permit and completes a waiver of liability.
- (2) A person may not provide a free class or instruction as an inducement or advertisement for a paid class or instruction unless the person has a permit from the city to conduct classes for compensation.

(c) *Field commercial classes and Instruction.*

(1) No person may conduct classes or instructional activities for compensation in a field unless an exception is approved by the City Manager.

(2) A person may not provide a free class or instruction as an inducement or advertisement for a paid class or instruction unless an exception is approved by the City Manager.

(3) Priority of Use for Practice and Game Fields: Fields are reserved free of charge for team practices and games to encourage and promote field use for teams over commercial activity or personal

profit. Permits for commercial use at practice and game fields will not be approved, with the exception of authorized fund raisers or special events approved by the City Manager.

- (d) *Performing artists.* A person may perform as an artist or entertainer in a park, but the person:
- (1) May not block a sidewalk or trail, or impede pedestrian or vehicular traffic;
 - (2) May not block or impede access to a park;
 - (3) May not perform at a restricted-access event without the written permission of the event organizer;
 - (4) May not juggle potentially hazardous materials or items such as knives or fire; and
 - (5) Must comply with all otherwise applicable laws, ordinances, and rules.

(Ord. No. 2025-01-02, § I(Exh. A), 2-4-25)

Sec. 74-14. Animals.

- (a) A person bringing a pet or other animal into a park shall keep the animal under confinement or direct control. Leads or leashes used to control animals may not be more than six feet long. A person who brings a dog into a park may allow the dog to be without a leash in a designated off-leash area; provided that the dog must at all times remain under the person's immediate personal supervision and command. A person who brings a dog into a designated off-leash area must carry a leash in order to restrain the dog should the need arise.
- (b) A person shall remove waste left by an animal under the person's care and control and shall dispose of the waste only in an appropriate waste receptacle.
- (c) A person who brings an animal into a park may not permit the animal to remain unattended or create a disturbance or a hazard.
- (d) A person may not bring livestock into a park, or permit livestock to range at a park, except with the written approval of the city manager or city manager's designee.
- (e) A person may not ride, drive, lead, or keep a horse at a park except as authorized under a contract, or permit.

(Ord. No. 2025-01-02, § I(Exh. A), 2-4-25)

Sec. 74-15. Cremation remains.

A person may not disperse or dispose of cremation remains in a park.

(Ord. No. 2025-01-02, § I(Exh. A), 2-4-25)

Sec. 74-16. Fires, firewood, and fireworks.

- (a) A person may not light, build, or maintain a fire in a park, except in a device provided, maintained, and designated for that purpose, or as authorized by the city.
- (b) A portable camp stove or portable barbecue grill of metal construction may be used in a designated picnic area.
- (c) During a period of extreme fire hazard, the city manager or city manager's designee may prohibit or restrict fires in designated areas.
- (d) A person may not cut, gather, or collect wood or other combustible material at a park, for use as firewood or fuel.
- (e) A person may not possess or use any kind of fireworks in a city park, unless explicitly authorized by the city.

(Ord. No. 2025-01-02, § I(Exh. A), 2-4-25)

Sec. 74-17. Camping and overnight use.

Camping and overnight use of city parks and parking areas is strictly prohibited ~~in accordance with V.T.C.A., Penal Code § 48.05, incorporated herein for all purposes.~~

(Ord. No. 2025-01-02, § I(Exh. A), 2-4-25)

Sec. 74-18. Enforcement.

- (a) Any person, firm, or organization violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in a sum not to exceed \$500.00.
- (b) Any person, firm, or organization violating public health and safety provisions described in subsection 74-4(k) shall be deemed guilty of the offenses listed within that section and upon conviction thereof shall be fined up to \$4,000.00 for the relevant violations listed in that section.

(Ord. No. 2025-01-02, § I(Exh. A), 2-4-25)

Secs. 74-19—74-35. Reserved.

ARTICLE II. RESERVED[3]

Secs. 74-36—74-75. Reserved.