AN ORDINANCE ESTABLISHING THE USE AND RESTRICTION OF THE LOGAN CITY SKATE PARK

WHEREAS, it is recognized that the City of Logan has developed a public skate park for the safety, enjoyment, and recreation of the citizens of Logan; and

WHEREAS, the development of this facility was constructed in accordance with reasonable and prudent design standards as determined by the Skate Park Association of the United States of America (SPUSA) and Utah Local Governments Trust; and

WHEREAS, the City of Logan recognizes Utah Code Section 78-27-63 enacted by the 1999 Utah Legislature general session as it pertains to skate park liability; and

NOW, THEREFORE, BE IT ORDAINED BY THE LOGAN MUNICIPAL COUNCIL, STATE OF UTAH, AS FOLLOWS:

SECTION 1. Chapter 12.24, City Property, is hereby amended to add 12.24.040, Logan City Skate Park, to read as follows:


A. In any skate park facility owned or operated by the City of Logan, the use of bicycles of any type, scooters, similar devices, and motorized vehicles are prohibited.

B. Any person riding a skateboard, or using roller skates, or in-line skates in a skate park facility owned or operated by the City of Logan shall, without City supervision, skate at their own risk. The use of safety equipment including helmets, kneepads, elbow pads, and wrist guards are strongly recommended.

C. Any person riding a skateboard, roller skates, or in-line skates in the facility shall exercise extreme caution, respecting the use of the facility by other skaters, and complying with all other City ordinances pertaining to public peace, morals, and welfare (Chapter 9, Logan Municipal Code).

D. It is unlawful for glass containers, alcohol, tobacco products, or drugs to be in the skate park, premises including but not limited to parking lots, sidewalks, grass areas, spectator areas, or property owned or operated by the City of Logan.

E. It is unlawful for any obstacles, including ramps, rails, or similar equipment or material not constructed as part of the skate park to be in the facility or on the premises including but not limited to parking lots, sidewalks, grass areas, spectator areas, or property owned or operated by the City of Logan.
F. It is unlawful for any user or spectator to not report any damage or hazardous condition to the City of Logan.

G. It is unlawful for any person to organize events at the skate park facility without prior written approval from the Director of Parks and Recreation or its designee. The City of Logan reserves the right to organize, promote, sponsor, and rent the facility for special events and may pre-empt other scheduled events at its own discretion if necessary.

H. It is unlawful for any person to skate in the skate park before dawn and after dusk on any day. The facility shall be open to the public dawn to dusk unless otherwise posted. The operating schedule of the facility may be curtailed at the discretion of the City of Logan for inclement weather, special events, unforeseeable circumstances, or for repairs to the skate park.

I. Any person who fails or refuses to comply with the provisions of this ordinance and who is injured while using the skate park facility shall be deemed negligent.

J. Any person failing to comply with the above stated rules and regulations is guilty of an Infraction and subject to citation

SECTION 2. This ordinance shall take effect immediately upon publication.

PASSED BY THE LOGAN MUNICIPAL COUNCIL, STATE OF UTAH, THIS 1ST DAY OF August, 2001.

AYE: Berg, Kerr, Pace, St. Thompson, Allred
NAY: None
ABSENT: None

Alan D. Allred, Council Chairman

ATTEST:
Lois Price, City Recorder
PRESENTATION TO MAYOR

The foregoing ordinance was presented by the Logan Municipal Council to the Mayor for approval on the 1st day of August, 2001.

Alan D. Allred
Alan D. Allred, Chairman

MAYOR’S APPROVAL OR DISAPPROVAL

The foregoing ordinance is hereby approved this 1st day of August, 2001.

Douglas E. Thompson
Douglas E. Thompson, Mayor
PROOF OF PUBLICATION

STATE OF UTAH
COUNTY OF CACHE, "

On this ______ Day of ______, 2001, personally appeared before me, ________________________ who being first duly sworn, deposes and says that she is the chief clerk of the Cache Valley Publishing Co., publishers of The Herald Journal, a daily newspaper published in Logan, City, Cache County Utah, and that the advertisement

LEGAL NOTICE

SUMMARY OF AN ORDINANCE passed by the Logan Municipal Council is as follows:

ORD. 01-63. An ordinance amending Chapter 12.24, City Property, of the Logan Municipal Code, 1989, was adopted and approved August 1, 2001, adding 12.24.040, "Logan City Skate Park," to read as follows:


A. Any person riding a skateboard, or using roller skates, or in-line skates in a skate park facility owned or operated by the City of Logan shall, without City supervision, skate at their own risk. The use of safety equipment including helmets, knee pads, elbow pads and wrist guards are strongly recommended.

A person riding a skateboard, roller skates, or in-line skates in the facility shall exercise extreme caution, respecting the use of the facility by other skaters, and complying with all other City ordinances pertaining to public peace, morals, and welfare (Chapter 9, Logan Municipal Code).

B. It is unlawful for glass containers, alcohol, tobacco products, or drugs to be in the skate park, premises including but not limited to parking lots, sidewalks, grass areas, spectator areas, or property owned or operated by the City of Logan.

E. It is unlawful for any obstacles, including ramps, rails or similar equipment or material not constructed as part of the skate park to be in the facility or on the premises including but not limited to parking lots, sidewalks, grass areas, spectator areas, or property owned or operated by the City of Logan.

F. It is unlawful for any user or spectator to not report any damage or hazardous condition to the City of Logan.

G. It is unlawful for any person to organize events at the skate park facility without prior written approval from the Director of Parks and Recreation or its designee.

H. It is unlawful for any person to skate in the skate park before dawn and after dusk on any day. The facility shall be open to the public from dawn to dusk unless otherwise posted. The operating schedule of the facility may be curtailed at the discretion of the City of Logan for inclement weather, special events, unforeseeable circumstances, or for repairs to the skate park.

I. Any person who fails or refuses to comply with the provisions of this ordinance and who is injured while using the skate park facility shall be deemed negligent.

J. Any person failing to comply with the above stated rules and regulations is guilty of an infraction and subject to citation.

This ordinance is effective immediately upon publication.

Notary Public.

Logan Price, Recorder

Publication Date: August 16, 2001

My Commission expires September 7, 2003,...