



RESOLUTION NO. 06-20

A RESOLUTION ESTABLISHING RULES AND REGULATIONS CONCERNING THE TOWN PARK OF MIDWAY

WHEREAS, The Town Park of Midway was created for the enjoyment of the people of Midway, paid for by tax dollars from its citizens and maintained by the Town; and

WHEREAS, to enjoy the quiet, orderly and suitable use of the park in a safe, healthy and comfortable environment for all those who share in that use certain rules and regulations are needed; and

WHEREAS, North Carolina General Statute 160A-353(1) states that the City shall have authority to establish and conduct a system of supervised recreation; and

WHEREAS, a comprehensive review of the rules regarding the park has been undertaken.

NOW, THEREFORE BE IT RESOLVED by the Town Council of Midway that the following rules governing the Town Park of Midway shall apply and are hereby adopted:

TOWN OF MIDWAY, NC

TOWN PARK RULES AND REGULATIONS

Park Hours

April through October – 6:00 a.m. – 9:00 p.m.

November through March – 7:00 a.m. – 7:00 p.m.

Rules of Conduct applicable to all Town Parks and Recreational Facilities

Rules are applicable to conduct of any person within any park, recreational facility, or other premises under the jurisdiction of the Town of Midway, NC and are considered supplemental to, and not in exclusion of, any other rules, provisions of the Code, or other ordinances of the Town applicable to such matters. Violation of any of the park rules and regulations may result in expulsion and/or denial of future park/rental privileges. Expulsion/denial will be determined by Town Council or designee.

1. Weapons are prohibited except concealed handguns, with proper permit, as allowed by the N. C. General Statutes. It is a felony to knowingly possess or carry any firearm (whether openly or concealed) to any activity sponsored by a school.
2. The discharge of guns, spring guns, fireworks, bows and arrows, slings, slingshots, paintball guns, rocks, or other weapons not designated is not allowed.

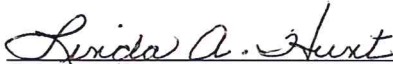
3. Alcoholic beverages and/or the use of alcoholic beverages is prohibited.
4. Selling, or in possession of, or under the influence of any intoxicating beverages or controlled substances is not allowed.
5. Tobacco products, vaping apparatus and/or the use of tobacco and tobacco related products is prohibited.
6. Animals shall always be leashed and accompanied – leashes shall not exceed 10 feet in length. No animals allowed in playground area. *Owners or those accompanying animals shall be expected to clean up any debris (natural or otherwise).*
7. Sleeping on tables or benches on the premises is not allowed.
8. No exotic animals allowed.
9. Soliciting for membership into, affiliation with, or support of, any subject, activity or organization for any other cause is not allowed without the written consent from the Town Council or designee, in which case, permission will only be granted to recognized, local non-profit organizations.
10. No electronically controlled devices including, but not limited to; drones, cars, airplanes, etc., are allowed unless event is approved by Town Council or designee.
11. Cutting, marking, breaking, climbing upon, or in any way injuring or defacing trees, shrubs, plants, buildings, fences, bridges, or other structures or property on the premises is not allowed. No person shall remove from the premises sod, trees, or plants or other movable property, or to pick flowers, vegetables, or fruits of any kind on any such premises.
12. Driving, racing, riding and/or parking bicycles, automobiles, minibikes, motorcycles, all-terrain vehicles or other motorized and/or non-motorized vehicles, or horses or other animals; on any such premises is not allowed, except in areas specifically designated, if any, by the Town Council or designee for such use.
13. Distributing circulars or advertisements, or posting notices, bills or other paper upon any structures or trees on any such premises, or advertising by any other means is not allowed.
14. Taking any bird eggs or bird nests is not allowed, except at such times as designated by the Town Council or designee; killing or disturbing any birds or wildlife is not allowed.
15. Lighting any fires on the property, other than in established fireplaces for cooking purposes, is not allowed. Only charcoal is permissible in designated grilling areas. No open fire allowed.
16. Calling or holding meetings or gatherings on park or recreational property without written consent by permit from the Town Council or designee or refusal to vacate a property to allow use by a permit bearing group or interrupting an allowed activity in progress is not allowed.
17. Bringing into or upon park and recreational properties refuse of any kind, including undesirable plant life or discarded appliances is not allowed.
18. Entering any area or portion of any area designated as restricted by signs or notices without the consent of the Town Council or designee is not allowed.
19. profane language or conduct deemed disorderly is not allowed.
20. Selling or offering to sell food or refreshments or being a vendor of any saleable products or service without the approval by written permit or contractual agreement with Town Council or designee is not allowed.
21. Fundraising or otherwise collecting money for any purpose is not allowed without written consent from the Town Council or designee, in which case, permission will only be granted to recognized, local non-profit organization by Town Council or designee.
22. Playing or operating any sound amplification devices including, but not limited to radios, handheld radio devices, compact disc players, MP3 players, automobile radio type devices, television sets, public address systems, or musical instruments or operating any other energy amplification device in such manner that the sound emanating therefrom can be heard at a distance of fifty (50) feet from the equipment during its use or operation is not allowed unless approved by Town Council or designee. Acoustical instruments will follow the same requirements as amplified devices.

23. Swinging or making use of any golf club or playing golf or hitting or putting golf balls inside parks or recreational areas is not allowed unless so designated for specific use/purpose.
24. Tents/canopies are prohibited at the Town Park unless approved by Town Council or designee. No items may be anchored or staked into asphalt or grass areas – weighted anchors only.
25. Park grills are designed for charcoal only. It is unlawful to gather and burn wood on Town Park property. Pull-behind grills, propane grills or any other types of portable cooking devices will require permission/approval by Town Council or designee in conjunction with a facility reservation.
26. Disposal of cooking oil/grease is not allowed in the park. Patrons must take oil and grease and take proper precautions to prevent oil spillage or burns to park patrons. A grease pan must be placed under the grill. Disposal of ice in grass, flower beds, or mulch areas is not allowed. Dispose of ice in parking lot only near drains. All food and drinks must be properly disposed of in trash and recycling receptacles.
27. Dunking booths, moonwalks, and other inflatables are not allowed without permission from Town Council or designee.
28. The disposal or release of waterfowl, any wildlife, or other pets/animals is not allowed.

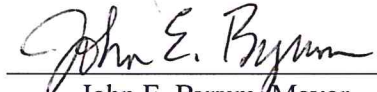
The Town of Midway reserves the right to cancel the function or substitute the facility at any time.

The Town of Midway is not responsible/liable for accidents, for items, lost or stolen or left behind on Town Park property.

Adopted the 4th day of May 2020.



Linda A. Hunt, Town Clerk



John E. Byrum, Mayor