

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24

A BILL

ORDINANCE NO.  
2024- 881

FOR

AN ORDINANCE

**ESTABLISHING KEIZER PARKS REGULATIONS; (REPEALING  
ORDINANCE NO. 2023-869)**

The City of Keizer ordains as follows:

Section 1. TITLE. This Ordinance shall be known as the Keizer Parks Ordinance.

Section 2. PURPOSE. The purpose of this Ordinance is to establish rules and regulations governing the use of Keizer parks, in order to insure the safe enjoyment of all Keizer parks by the public. In addition, this Ordinance establishes a process for reserving certain parks and park facilities.

Section 3. DEFINITIONS. For the purposes of this Ordinance, the following terms shall have the following meanings:

- (1) "Council" means the Keizer City Council.
- (2) "Director" means the director of the Department of Public Works as designated by the Council, or designee.
- (3) "Law enforcement officer" means any law enforcement officer with lawful jurisdiction, by operation of law or agreement, within a Keizer City park.

1 (4) "Park" means all grounds, buildings, improvements, and areas dedicated  
2 to use by the public for park, recreation or open space purposes and over  
3 which the City has acquired right of use for such purposes.

4 (5) "Park Vendor" means any person who travels from site to site carrying,  
5 conveying, or transporting food and beverages only offering such products  
6 for sale from a mobile type device such as a pushcart or like conveyance.

7 (6) "Vehicle" means any wheeled device or conveyance, whether propelled  
8 by motor, animal or human power. The term "vehicle" excludes City  
9 service vehicles, baby strollers and wheelchairs.

10 (7) "Vessel" means any watercraft or other artificial contrivance used or  
11 capable of being used as a means of transportation on water.

12 Section 4. RULES AND REGULATIONS.

13 (1) No person may disobey or fail to observe any rule or regulation set forth  
14 in this Ordinance.

15 (2) No person may disobey a lawful direction made pursuant to this  
16 Ordinance by the Director, any park attendant, guard, special officer  
17 authorized by the Director, or law enforcement officer.

18 (3) Except as noted below, no person or entity may organize, advertise, or  
19 invite participation for any gathering, activity or event that may  
20 reasonably attract 50 or more participants (even if no exclusive use is  
21 requested) unless they receive a permit from the Director. Director-

1 approved park improvement, maintenance or cleanup projects are  
2 excepted from this requirement.

3 Section 5. SPECIAL USES AND AREAS.

4 (1) The Director may select and designate specific areas and facilities in any  
5 park which may be limited to special uses, at all times or at certain times.  
6 Special uses may require a permit in writing or a reservation. Fees shall  
7 be established by Council resolution.

8 (2) Special uses may include, but are not limited to: Sports, games or other  
9 recreational activities, picnics, assemblies, entertainments, exhibitions,  
10 and weddings.

11 (3) Carlson Skate Park Regulations. In addition to the park regulations set  
12 forth in this Ordinance, Carlson Skate Park is subject to the following  
13 specific regulations:

14 (a) Permitted uses in the skate park surface include skateboards,  
15 rollerblades, and BMX bikes, scooters and “Big Wheels” type  
16 tricycles only – no foot traffic or motorized vehicles.

17 (b) The use of helmets is mandatory.

18 (c) Use or placement of additional obstacles or other materials  
19 including, but not limited to, ramps, jumps, etc. are prohibited.

20 (d) Glass containers are prohibited.

21 (e) Food and/or drink is prohibited on or within five (5) feet of the

1 skate park surface.

2 (f) Use of Carlson Skate Park is prohibited if hazardous conditions  
3 exist. Any damage/hazardous conditions must be reported to the  
4 City of Keizer Parks Department.

5 (g) Use of skate park surface is prohibited when the surface is wet.

6 (4) Keizer Little League Park Usage.

7 (a) Any individuals not affiliated with groups or organized teams may  
8 use the Park or individual fields at any time the Park is open if  
9 such use does not interfere with the priority or reserved use, cause  
10 safety concerns, or cause undue wear and tear in the City's  
11 reasonable discretion.

12 (5) Keizer Rapids Park Artificial Turf Fields Usage.

13 (a) Any individuals not affiliated with groups or organized teams may  
14 use the individual fields at any time the Park is open if such use  
15 does not interfere with the priority or reserved use, cause safety  
16 concerns, or cause undue wear and tear in the City's reasonable  
17 discretion.

18 Section 6. EXCLUSIVE USE OF PARKS OR FACILITIES.

19 (1) The Director shall maintain a list of reservable parks, park areas and park  
20 facilities. A park, park area or park facility on the Director's list may be  
21 reserved for the exclusive use of persons or groups, for a limited period,

1 upon issuance of a permit by the Director, subject to any reasonable  
2 conditions (as stated in Section 7) imposed by the Council or the Director  
3 and the payment of any fees that the Council may establish.

4 (2) No exclusive use of any park, park area or park facility may be made  
5 unless the Director has issued a permit allowing the use and all conditions  
6 imposed by the permit have been complied with.

7 (3) Exclusive use of the Keizer Little League Park shall only be granted  
8 consistent with the current Park Management Agreement.

9 (4) Exclusive use of the Keizer Rapids Park Artificial Turf Fields shall only  
10 be granted consistent with the Keizer Rapids Park Artificial Turf Field  
11 Management Agreement or as otherwise permitted by the City of Keizer.

12 Section 7. PERMIT PROCEDURES AND CONDITIONS.

13 (1) No permit for the use of a park, park area or park facility listed on the  
14 Director's list may be refused or limited, nor may any conditions be  
15 attached to the grant or exercise thereof, for any reason not related to the  
16 safe, reasonable and orderly use of park facilities.

17 (2) Each application for a permit must be received at a designated office in  
18 the Department of Public Works. For events that the estimated attendance  
19 is equal to or exceeds one hundred (100) persons, or is permitting  
20 intoxicating beverages, or is permitting amplified sound, the permit must  
21 be requested no less than sixty (60) days prior to the date of the event. For

1 all other events, the permit must be requested no less than thirty (30) days  
2 prior to the date of the event. The Director may waive or reduce these  
3 time requirements if it is determined that a waiver or reduction is in the  
4 best interests of the citizens of the City. Upon granting a permit, the  
5 Director may attach reasonable conditions thereto respecting the time,  
6 place, manner, frequency, duration and maximum number of persons who  
7 may attend the permitted event.

8 (3) The Director shall grant, deny, or condition each application for a permit  
9 within fifteen (15) calendar days after the date of receipt of a complete  
10 application, unless the time for a decision on the application has been  
11 waived by the applicant. The decision granting or denying an application  
12 shall be sent to the applicant at the address listed on the application. If  
13 approved, the permit will be issued only when all pre-event conditions  
14 have been met by the applicant. The applicant may not consider the  
15 permit to have been granted until the permit is received.

16 (4) The Director may grant, deny, condition or limit a permit after having  
17 considered the suitability of the area or facility for the number of persons  
18 expected at the event, whether or not the activity proposed is a legal use  
19 thereof, the impact of the proposed use upon public property, the effect of  
20 the proposed use upon the peaceful enjoyment of the park by members of  
21 the public attending and those not attending the event, the effect of the

1 proposed use upon the peace and convenience of members of the public  
2 using private or public property or the public streets in the vicinity of the  
3 park or park facility, the public health and safety, any traffic or parking  
4 problems which may be caused by attendance at the event and the  
5 equitable sharing of the use of the park or park facility. The Director is  
6 specifically authorized to attach reasonable restrictions and conditions to  
7 activities to occur at the event, including but not limited to, restrictions on  
8 fires, amplified sound, dancing, sports, the use or presence of animals, the  
9 use of equipment or vehicles, the number of persons to be present, the  
10 location of any bandstand or stage within a specific park area, or the  
11 creation of any sounds, smoke, light, smell or any other thing which  
12 appears likely to create any unreasonable risk of harm or substantial  
13 annoyance to any person using the park or park facility or to the public, or  
14 damage to any public or private property. Violation of any of the terms  
15 and conditions of any permit by the permittee, or any agent, servant or  
16 employee of permittee, is cause for immediate suspension or revocation of  
17 the permit by the Director.

- 18 (5) The Director may require in connection with a permit that adequate  
19 security be furnished by the permittee and that the permittee provide  
20 additional sanitary facilities, refuse receptacles, or make any other  
21 reasonable arrangements, based on the type of activity for which the

1 permit is requested.

2 (6) The Director shall refuse to grant a permit where conditions cannot be met  
3 or are not accepted. The applicant must agree to provide a means of  
4 informing all of the persons participating in the proposed event of the  
5 terms and conditions of the permit applicable to the appropriate  
6 participants.

7 (7) No permit for a park or park facility is transferable without the consent in  
8 writing of the Director.

9 (8) All fees, deposits or other amounts shall be paid by the applicant when  
10 required by the Director. If such amounts are not paid when required, then  
11 the permit shall not be issued.

12 (9) Each person to whom a permit has been granted must agree in writing,  
13 upon request from the Director, to indemnify and hold the City, its  
14 officers, agents and employees, harmless from any and all liability for  
15 injury to persons or property occurring as a result of the permitted event.  
16 The permittee shall be liable to the City for any and all damage to the park  
17 and park facilities which results from any act or omission of the permittee  
18 or is caused by any participant in the event.

19 (10) Each person to whom a permit is granted must agree in writing, upon  
20 request from the Director, to waive all claims or causes of action against  
21 the City, its officers, employees or agents which the permittee may have



1 for injury to person or property of any type arising from the permittee's  
2 use of the reserved park or park facilities, except for the active affirmative  
3 negligence or willful act of the City, its officers, employees or agents, and  
4 to which the person to whom a permit or reservation is granted in no way  
5 contributed, either directly or through any other person, agent, partner,  
6 contractor or associate.

7 (11) If the proposed use of a park or park facilities involves risk of damage or  
8 injury to persons or to property of others, the Director will require the  
9 permittee to obtain a policy of commercial general liability insurance with  
10 terms and limits of liability as determined by the Director to be  
11 appropriate for the activity for which the permit is requested. The policy  
12 shall name the City, its officers, agents and employees, as insureds, and  
13 shall insure the insureds against all claims, suits and demands of any and  
14 all persons for injury, including death or damage sustained by any person  
15 or persons arising out of any act or omission of the permittee related to the  
16 use of the park or park facility. The Director must approve any policy  
17 issued pursuant to this section.

18 (12) The permittee shall have a copy of the permit on site during the event, and  
19 must present the permit upon the request of the Director, any park  
20 attendant, guard, special officer authorized by the Director, or law  
21 enforcement officer.

1           (13) It is unlawful for a person to conduct any business or to place any booth,  
2                   table, chair, stool, structure, vehicle, or piece of equipment in any portion  
3                   of a park for which a park permit has been issued without the consent of  
4                   the permittee. This subsection shall not apply to persons acting under the  
5                   direction or control of City.

6   Section 8.    VENDORS IN CITY PARKS.

- 7           (1) Only Park Vendors who meet the criteria in subsections 9 and 10 and are  
8                   issued a permit may operate in a park. Park Vendors shall complete a  
9                   Park Reservation Application and gain approval from the Director.
- 10          (2) The Director, or designee, reserves the right to determine the exact  
11                   location or route within each park or parking area adjacent to each park  
12                   where the Park Vendor may conduct operations under the terms of the  
13                   Permit.
- 14          (3) Park Vendors shall offer only food and non-alcoholic beverages from a  
15                   pushcart or other conveyance.
- 16          (4) Utilities will not be made available to Park Vendors.
- 17          (5) Park Vendors who meet the criteria and requirements in subsections 9 and  
18                   10 shall complete a Park Reservation Application each calendar year and  
19                   submit the application fee. Annual fees and monthly fees are set by the  
20                   City Council by Resolution. Park Vendors will pay per month of  
21                   operation and must indicate the months of operation for the year on the

1 Park Reservation Application. All annual and monthly fees will be  
2 collected prior to issuance of the permit each year.

3 (6) Park Vendors shall operate only at the following parks and adjacent  
4 parking areas:

- 5 1) Keizer Rapids Park
- 6 2) Claggett Creek Park
- 7 3) Chalmers Jones Park

8 (7) Park Vendors shall be subject to black-out dates at the discretion of the  
9 Director. Black-out dates will be provided at the time of the issuance of  
10 the Permit.

11 (8) Approved Park Vendors are required to carry at all times, and provide  
12 upon request, copies of their Permit as issued by the City of Keizer Public  
13 Works Department.

14 (9) A Park Vendor's pushcart or other conveyance shall be structurally and  
15 mechanically sound and its design shall not create a hazard to the public.  
16 No pushcart or similar conveyance shall be larger than three feet six  
17 inches in width and six feet in length.

18 (10) Park Vendors must provide all required health and sanitary licenses issued  
19 by the State and Marion County.

20 (11) Park Vendors shall be subject to the following conditions:

21 (a) Before a permit is issued to a Park Vendor, the applicant shall first

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21

obtain and file with the Director a certificate of insurance evidencing public liability, food products liability, and property damage insurance protecting the permittee and City from all claims for damage to property or bodily injury, including death, which may arise from the activities under the permit or in connection therewith. Such insurance shall provide coverage of not less than the minimum amounts of \$2,000,000 per occurrence. Such insurance shall be without prejudice to coverage otherwise existing therein, and shall name the City of Keizer, its officers, agents and employees as additional insureds, and shall further provide that the policy shall not terminate or be canceled without 30 days prior written notice to the City.

- (b) Park Vendors shall not have an exclusive right to any specific location on any park property or parking area.
- (c) Park Vendors shall not be permitted a stationary location.
- (d) Park Vendors shall not be allowed to occupy any area within a sidewalk or eight feet from the entrance to any building.
- (e) Pushcarts or other conveyances used shall only be located where designated in the Permit.
- (f) Park Vendors conducting business in a park or adjacent parking area shall pick up any paper, cardboard, wood, or plastic

1 containers, wrappers, or any litter which is deposited by any person  
2 within 20 feet of the Park Vendor's pushcart or other conveyance  
3 at any time the Park Vendor is conducting business. In the event  
4 that the vendor fails to keep and perform the preceding, the  
5 Director shall have the right to order said work required by the  
6 Permit and charge the contractor the cost to perform said work.  
7 The cost to perform work shall be cost of direct labor and materials  
8 required plus an overhead cost figure.

9 (g) No Park Vendor shall make any loud or unreasonable noise of any  
10 kind by vocalizing or otherwise for the purpose of advertising or  
11 attracting attention to the Park Vendor's business.

12 (h) No pushcart or other conveyance used by a Park Vendor shall be  
13 left unattended at any time.

14 (i) The pushcart or other conveyance must be removed from the park  
15 at the time specified in the Permit.

16 (j) All utensils and equipment used by a Park Vendor shall be  
17 maintained in a clean and sanitary condition and shall conform to  
18 all standards prescribed by state and local laws and regulations.

19 (k) Park Vendors must be able to present its required health and  
20 sanitary licenses issued by the State and Marion County upon  
21 request.

1 (l) The Director may impose other reasonable conditions.

2 Section 9. NONPUBLIC AREAS – POSTING REQUIRED – ENTERING OR  
3 DAMAGING PROPERTY PROHIBITED.

4  
5 (1) By posting appropriate notices, the Director may exclude the public from  
6 or limit use of, any road, area, building, lands, trail, natural feature, water  
7 area or facility in a park which is used for access, storage, parking, shop,  
8 office, residence or utility purposes, or other park or recreational use, or  
9 any combination thereof, whenever public access to the same will  
10 endanger the public health or safety, interfere with such use, or cause  
11 damage to public property or natural resources. The Director may also by  
12 appropriate means exclude the public from the place of any construction,  
13 repair or demolition activity. No person may enter or remain or permit any  
14 person in their control to enter or remain in any part of a park when the  
15 park is closed to the public, unless authorized to do so by the Director.

16 (2) No unauthorized person may unlock, open, remove, move or tamper with  
17 any gate, door, window, ventilator, skylight, screen, grate, fence, lock or  
18 barrier, or any other thing maintained by the City to exclude the public  
19 from a park or portion thereof, or tamper with, remove or deface any sign,  
20 legend or other notice designating the same as dangerous or prohibiting  
21 entry therein.

22 Section 10. ENTERTAINMENT – PERMIT REQUIRED.

1           (1)    Except as set forth below, no person or group may give any exhibition,  
2                    show, play, entertainment, performance, dance or concert, or project any  
3                    still or moving pictures in any park without first having obtained a permit  
4                    from the Director. Any individuals or groups may use the Keizer Rotary  
5                    Amphitheatre, the Claggett Creek Park shelter and the Chalmers Jones  
6                    Park gazebo to give any exhibition, show, play, entertainment,  
7                    performance, dance or concert on a first-come, first-served basis at any  
8                    time such facility is open if such use does not interfere with the priority or  
9                    permitted use, cause safety concerns, and is not likely to interfere with the  
10                  enjoyment of the adjacent park users or property in the vicinity of the  
11                  event. Any event involving electrical service use, amplified sound or  
12                  projection of still or moving pictures must obtain a permit from the  
13                  Director.

14           (2)    The Director may issue a permit for an event described in section 10(1)  
15                    above if it is found that the use is not likely to interfere with the  
16                    enjoyment of the park by any other person or persons using the park or  
17                    property in the vicinity of the location of the proposed event, and is not  
18                    likely to cause unreasonable damage to park facilities. The Director may  
19                    attach reasonable conditions as to time, place, manner, frequency and  
20                    duration of permitted events so that the health, safety, convenience and  
21                    enjoyment of any persons not attending the event may not be

1                   unreasonably affected, and to protect park facilities from unreasonable  
2                   damage.

3           (3)    The requirements of Section 7 herein concerning permit procedures and  
4                   conditions apply to permits issued under this section.

5   Section 11.   **EXCLUSION OR REMOVAL OF CERTAIN ACTIVITIES, ANIMALS**  
6                   **OR MATERIALS.**

7  
8           The Director or any law enforcement officer may exclude, remove or require to  
9   be removed from a park any animal, vehicle, equipment, activity, thing or material, the  
10   use or presence of which is likely to:

11           (1)    Cause an unreasonable risk of harm or danger to any person or damage to  
12                   any real or personal property;

13           (2)    Cause any unreasonable burden of maintenance or cleanup.

14   Section 12.   **VEHICLES – OPERATION AND PARKING PROCEDURES AND**  
15                   **RESTRICTIONS.**

16  
17           (1)    No person may stop, park, or leave standing or unattended any vehicle,  
18                   trailer or boat in any park, except in an area or space designated for  
19                   parking of such objects, or upon any portion of any street or highway  
20                   upon which the parking of such objects is permitted, or in excess of the  
21                   time prescribed therefore by any City ordinance or permit/order issued by  
22                   the Director. No person may stop, park or leave standing or unattended  
23                   any vehicle, trailer or boat in any area or space designated for parking of  
24                   such objects by the Director so that any part of such object is within the



1 right-of-way of any street or highway within the limits of any park. The  
2 Director is hereby directed to post signs giving notice hereof in those  
3 portions of parks as may be affected hereby.

4 (2) No person may operate a vehicle, except as authorized by the Director, in  
5 any park except upon a publicly owned road or trail which is open for  
6 public vehicular traffic within the park. No person may operate any  
7 vehicle on any park road or trail at a speed greater than the speed limit  
8 established by the Director and posted on the road or trail, or if no speed is  
9 posted, at a speed greater than ten miles per hour.

10 (3) No person may wash, wax, dismantle or repair any vehicle, trailer, boat or  
11 other equipment, or remove any lubricant from any vehicle, trailer, boat or  
12 other equipment, or otherwise service any vehicle, trailer, boat or other  
13 equipment, in any park except for emergency repairs or as authorized by  
14 the Director.

15 (4) No person may take into or operate or park or leave standing within any  
16 park any mechanically defective vehicle, trailer or boat, or any type  
17 vehicle that is in violation of City Ordinance or any provision of the  
18 Oregon Vehicle Code relating to mechanical requirements or safety of  
19 vehicles.

20 (5) No person may leave standing any vehicle, trailer or boat in any park at  
21 any time when the park or portion thereof is closed to the public, unless

1 authorized in writing by the Director to do so, with the exception of  
2 vehicles left at the Keizer Rapids Park boat ramp parking lot in connection  
3 with overnight or multi-day boat trips. In such instance, the vehicle  
4 operator shall fill out a permit form and leave it on the dashboard of the  
5 vehicle in plain view from outside the vehicle.

- 6 (6) Any law enforcement officer or security officer authorized by City may  
7 remove from a park, in the manner provided and subject to the  
8 requirements of the Oregon Vehicle Code, any vehicle, trailer or boat left  
9 therein, or on any portion thereof, in violation of this section.

10 Section 13. ANIMALS AND PETS.

- 11 (1) The Director may establish a list of parks and/or areas within parks where  
12 dogs are allowed. The list shall be a part of the City's park rules and  
13 regulations. The Director's list shall indicate areas in which dogs may be  
14 on-leash, off-leash or prohibited. The presence of other animals, unless  
15 otherwise authorized in writing, is prohibited. The foregoing prohibitions  
16 do not prevent any law enforcement officer in the performance of their  
17 duty from possessing a police dog, or any person from utilizing a bona  
18 fide assistance, service or guide dog, in any park, provided that the animal  
19 is at all times in the control of the person. The foregoing prohibitions also  
20 do not apply in situations where dogs are allowed to be off-leash under  
21 state or federal disability laws, provided that the dog is under voice

1                   command. In all areas, owners shall gather and properly dispose of all of  
2                   their animals' feces.

3           (2)   No person may set out food in any park for any wild animal, bird, fish or  
4                   reptile. No person may set out food in any park for a tame animal not in  
5                   the person's custody.

6           (3)   No person may abandon any animal, bird, fish or reptile in any park.

7           (4)   Except for fishing pursuant to all applicable regulations and licensing, no  
8                   person may capture, hunt, molest, or harm, or attempt to capture, hunt,  
9                   molest or harm, or administer or set out any bait or harmful substance for  
10                  any wild or domestic animal, reptile, fish or bird, nor remove nor have in  
11                  his possession the young, the eggs, or the nest of any animal, reptile or  
12                  bird found in the park. Persons who are authorized by the Director to do  
13                  so may kill, poison, or control or trap any of the above-named creatures,  
14                  subject to applicable state and federal law.

15   Section 14.   FIRES.

16           (1)   No person may kindle or maintain in any park any outdoor fire in any  
17                   place other than in a designated fireplace or barbecue pit maintained by  
18                   City or in a portable barbecue or camp stove used safely in a designated  
19                   picnic or cooking area in a park, or in another location as may be  
20                   authorized in writing by the Director.

21           (2)   In kindling or maintaining an outdoor fire in any park, only charcoal

1                   briquettes, paper and wood may be used. Only manufacturer approved  
2                   fuels shall be used in any camp stove.

3           (3)   No person who kindles or maintains any outdoor fire in a park may leave  
4           the area where the fire is located without completely extinguishing the fire  
5           so that it is cold to the touch.

6           (4)   If deemed necessary for public health and safety purposes in the sole  
7           discretion of the Director, any and all areas may be designated “No Fire”  
8           areas.

9   Section 15.   SMOKING. No person may ignite, smoke or vape any tobacco, tobacco  
10   product, legal or illegal drugs of any type, or any other material, in any area of any park  
11   or park facility, except as allowed by permit at Keizer Rapids Park and Chalmers Jones  
12   Park only. The Director may limit the times and locations for any smoking/vaping areas,  
13   as well as impose other reasonable conditions.

14   Section 16.   INTOXICATING BEVERAGES. No person may possess or consume any  
15   intoxicating beverage in any area of any park or park facility, except at Keizer Rapids  
16   Park, and Chalmers Jones Park pursuant to permit authority. The Director may issue an  
17   event permit allowing use of alcoholic beverages subject to the following conditions:

18           (1)   Only individuals twenty-one (21) years of age or older may consume  
19           alcohol in accordance with this policy.

20           (2)   No person shall sell, give or otherwise make available any alcoholic  
21           beverage to a person under the age of 21 years.

- 1           (3) No person shall sell, give or otherwise make available any alcoholic  
2           beverage to any person who is visibly intoxicated.
- 3           (4) Alcoholic beverages are permitted only in the areas specifically delineated  
4           in the permit. Permit conditions may include installing temporary  
5           fencing, tape or other methods to delineate the areas within which  
6           alcoholic beverages must be kept.
- 7           (5) Alcoholic beverages are allowed only in conjunction with a reserved event  
8           and only pursuant to the permit conditions.
- 9           (6) Alcoholic beverages will be served only by a licensed server pursuant to  
10          all Oregon Liquor Control Commission laws and regulations.
- 11          (7) The alcoholic beverage server must obtain a Temporary Sales License or  
12          Temporary Use of an Annual License from the Oregon Liquor Control  
13          Commission and shall provide a copy to City.
- 14          (8) The applicant shall, at its sole cost and expense, procure and maintain  
15          through the term of the event a Comprehensive General Liability  
16          insurance policy and Liquor Liability insurance policy in an amount to be  
17          determined by the Director. The applicant shall provide to City a  
18          certificate of insurance and endorsement adding the City, its employees,  
19          agents and contractors as additional insured. As part of the event  
20          reservation process, the applicant shall agree to defend, indemnify and  
21          hold the City, its employees, agents and contractors from any and all

1 claims in connection with alcohol use on the premises.

2 (9) The Director may place reasonable conditions on the event to protect  
3 persons and property.

4 Section 17. POWERED MODELS – OPERATION RESTRICTIONS.

5 (1) No person may operate in any park, any boat, car, rocket or other device  
6 that is powered by a rocket motor or an internal combustion engine, except in an area  
7 and at times as are designated for such use by the Director.

8 (2) Small unmanned aerial systems commonly referred to as drones may be  
9 used in City parks. Operation of drones shall be done in accordance with Federal  
10 Aviation Administration (FAA) regulations and Oregon Revised Statutes. Keizer may  
11 establish “drone zones” where usage is encouraged so long as said usage is done in  
12 compliance with FAA regulations and Oregon Revised Statutes.

13 Section 18. GOLF. No person may hit any golf ball in any park except in an area  
14 designated for such use by the Director.

15 Section 19. DOING BUSINESS PROHIBITED. No person may practice or solicit for  
16 any occupation, business or profession in any park, or sell or offer for sale therein any  
17 service or merchandise unless pursuant to a contract/permit with City, or authorized by a  
18 reservation permit.

19 Section 20. WATER POLLUTION. No person may throw, discharge or otherwise  
20 deposit or cause or permit to be placed into the waters of any fountain, pond, lake,  
21 stream, pool or any body of water in or adjacent to any park, or any tributary stream,

1 storm sewer, sanitary sewer or drain flowing into such waters, any substance, matter or  
2 thing, that materially impairs the usefulness of the water for persons or the habitability  
3 of the water for any animal, bird, fish or reptile that drinks, swims in or otherwise uses  
4 the water.

5 Section 21. **GUNS, FIREARMS, DANGEROUS MATERIALS AND FIREWORKS.**

6 (1) No person, except by permit issued pursuant to state law or as otherwise  
7 authorized by law, may bring into a park or possess, use or discharge  
8 therein any of the following items: Any firearm or ammunition, explosive,  
9 incendiary bomb or material, fireworks (except as otherwise provided in  
10 this section), or any weapons such as, but not limited to, air guns,  
11 slingshots, bows/crossbows and arrows, or paint ball guns.

12 (2) No person shall shoot any of the above-described items into the park  
13 limits from outside the limits of a park.

14 (3) No fireworks may be brought into or used in any park, except for  
15 commercial firework displays approved in writing by the City Council.

16 Section 22. **CONDUCT.** Persons who violate the Rules of Conduct according to  
17 Keizer Ordinance Adopting Rules of Conduct for City Property, who willfully harass or  
18 interfere with any government employee in the performance of his or her duties in a  
19 park, or who by their conduct or by threatening or profane language annoy, willfully  
20 molest, unreasonably interfere with the use of a park by any other person, who have  
21 committed a public offense or violation in a park, who operate any vessel in an unsafe

1 manner or conduct themselves in an unsafe manner, may be excluded from the park  
2 pursuant to Keizer City Ordinance Adopting Rules of Conduct for City Property.”

3 Section 23. DAMAGING PARK PROPERTY. Unless authorized in writing by the  
4 Director to do so, no person may:

5 (1) Pick, saw, chop, carve, cut, remove or damage any flowers, seeds, bark,  
6 branches, twigs, leaves or blossoms of any tree, plant, shrub, vine, bush or  
7 other vegetation in any park;

8 (2) Drive any nail, screw, bolt or staple into, or attach any wire, rope or other  
9 fastening device to any tree or plant in any park;

10 (3) Mark, deface, damage, displace or remove any building, bridge, table,  
11 chair, bench, fireplace, barrier, fence, railing, paving or paving material,  
12 water pipe or light, or any sign, notice or placard, whether temporary or  
13 permanent, or any cultural, natural or historic artifact, or monument stake,  
14 post or other boundary marker, or any other structure, equipment, facility  
15 or property, or part or appurtenance thereof whatsoever, in or from any  
16 park;

17 (4) Cut or remove any sand, wood, turf, grass, gravel, stone or timber in or  
18 from any park, or make any excavation by any tool, equipment, blasting or  
19 by any other means in any park;

20 (5) Paint, erect, mark, post or fasten on or to any tree, shrub, fence, wall,  
21 building, monument or other property in any park any poster, bill,



1 advertisement, inscription, sign or display, except for temporary  
2 directional signs which do not otherwise interfere with City-authorized  
3 signage, directing participants to an event within the park. Temporary  
4 directional signs shall be removed by event participants immediately  
5 following the event.

6 (6) Take or operate a vehicle upon or over any lawn or landscaping in any  
7 park except as allowed by approved event permit. City will determine  
8 repair or replacement costs in event of damage.

9 Section 24. LITTERING. No person may deposit, drop or scatter any garbage, trash or  
10 rubbish, including, but not limited to, any glass, cigars/cigarettes or remains, paper, cans,  
11 ashes, leaves and cuttings, furniture, appliances or concrete in any park except in a  
12 receptacle designed and placed to receive the same; nor may any person import into or  
13 deposit in any park from any other place any garbage, trash or rubbish.

14 Section 25. CLOSING TIME – EMERGENCY CLOSING.

15 (1) Subject to the exception noted below, or unless modified by the Director,  
16 all parks shall be open one-half (1/2) hour prior to sunrise to one-half (1/2)  
17 hour after sunset as determined by the U.S. Naval Observatory  
18 (Astronomical Applications Department), unless such Agency no longer  
19 provides this service. In such case, the determination of the time of  
20 sunrise and sunset shall be pursuant to the appropriate official  
21 governmental agency. All amplified sound shall completely cease by 9:00

1 p.m., unless permitted by the Director during the permitting process. The  
2 usage of the boat ramp and parking lot at Walsh's Landing in Keizer  
3 Rapids Park for purposes of putting in or taking out a vessel are allowed  
4 two hours before sunrise and one and a half hours after sunset.

5 (2) Entering or remaining after closing time:

6 (a) No person may enter or remain in any park or portion thereof at  
7 any time when the same is closed to the public unless specifically  
8 allowed in these regulations or authorized to do so by the Director  
9 in writing.

10 (b) The Director shall, by appropriate signs or other means, give notice  
11 of closing times, and may designate certain areas which will be  
12 closed to the public at a regular closing time, regardless of whether  
13 or not any outdoor or indoor event is being or is scheduled to be  
14 conducted elsewhere in the park.

15 (c) Persons may remain after closing time if camped in a specifically  
16 designated camping area. The Director shall determine the  
17 locations for such areas and a maximum number of nights and  
18 maximum number of persons allowed.

19 (d) Ordinance No. 2020-812 (Prohibiting Camping on Sidewalks,  
20 Public Property and Public Rights of Way; Declaring an  
21 Emergency) as amended is applicable within city parks. If

1                                   Ordinance No. 2020-812 conflicts with these Park Regulations,  
2                                   Ordinance No. 2020-812 shall apply.

3           (3)   Events After Closing Time: Any portion of a park or any enclosed  
4                                   building in a park in which an event is being conducted or is scheduled to  
5                                   be conducted, based upon a permit issued by the Director, shall not be  
6                                   considered closed after the regular closing time to members of the public  
7                                   who are attending or participating in the event, and who are within the  
8                                   permitted portion of the park, the building, any paths leading thereto from  
9                                   any street, or any other facility, outdoor area or off-street parking area  
10                                  intended for use in connection therewith, until thirty minutes after the  
11                                  conclusion of the permitted event. As to other members of the public who  
12                                  are not participants in the event, the park and all structures therein shall be  
13                                  considered closed at the regular closing time.

14           (4)   Keizer Little League Park may be open after normal closing times where  
15                                  fields are appropriately lighted within the dates and times as follows:

- 16                               (a)    Lighting may extend the park hours from March 1 to October 31.
- 17                               (b)    The park will close, and the lights will be off, at 11:00 p.m.
- 18                               (c)    Extended hours shall be limited to Monday through Saturday; the  
19   park shall close at normal closing times on Sundays.
- 20                               (d)    City Council may extend these hours for special events.

21           (5)   Keizer Rapids Park Artificial Turf Fields may be open after normal

1 closing times where fields are appropriately lighted within the dates and  
2 times as follows:

3 (a) Lighting may extend the Keizer Rapids Park Artificial Turf Fields  
4 hours year round. If no games are scheduled, then the lighting will not  
5 occur and the hours will not be extended.

6 (b) All programming/games shall be completed by 9:00 p.m. and the  
7 lighting shall be dimmed at 9:00 p.m.

8 (c) Artificial Turf Fields will close, and the lights will be off, at 9:30  
9 p.m.

10 (d) Extended hours shall be limited to Monday through Saturday; the  
11 Artificial Turf Fields shall close at normal park closing times on  
12 Sundays.

13 (e) City Council may extend these hours for special events.

14 (f) The extended closing times only apply to the Artificial Turf Fields  
15 at Keizer Rapids Park and not any other part of Keizer Rapids Park  
16 unless specifically permitted under these Park Regulations.

17 (6) Emergency closing:

18 (a) The Council, the Director, or the Chief of Police, or their  
19 authorized representatives, may direct any park or designated  
20 portion thereof to be closed at certain times or from time to time if  
21 the closing is reasonably necessary for the proper conduct of any

1 activity by City, to protect public property or natural resources  
2 within a park or any private or public property or natural resources  
3 in the vicinity of a park from damage, or to preserve the public  
4 peace or safety in a park or portion of a park or in the vicinity  
5 thereof.

6 (b) When a park or portion thereof is closed to the public, pursuant to  
7 the above authority or any other proper authority, no person may  
8 enter the park or closed portion thereof after notice of closing or  
9 fail or refuse to promptly leave the park when requested to do so  
10 by the Director, any park attendant, guard, special officer  
11 authorized by the Director, or law enforcement officer.

12 Section 26. VESSELS.

13 (1) For parks located adjacent to the Willamette River, any vessel must be  
14 operated in accordance with all applicable county, state and federal  
15 regulations.

16 Section 27. VIOLATIONS. Violations of this Ordinance shall have the following  
17 maximum fine amounts:

- 18 (1) Section 5, Subsection 3: \$100.00 (Carlson Skate Park violations).
- 19 (2) Section 6, Subsection 2: \$200.00 (no exclusive use unless issued a  
20 permit).
- 21 (3) Section 7, Subsection 13: \$200.00 (placement of booth, table, chair, stool,

- 1 structure, vehicle, or piece of equipment in any portion of a park for which  
2 a park permit has been issued without the consent of the permittee).
- 3 (4) Section 8: \$500.00 (vendors in city parks).
- 4 (5) Section 9, Subsection 1: \$200.00 (entering or remaining in park closed to  
5 public).
- 6 (6) Section 9, Subsection 2: \$500.00 (unlocking, opening, removing, moving,  
7 or tampering with gate, door, window, ventilator, skylight, screen, grate,  
8 fence, lock or barrier to exclude public from park or portion thereof, or  
9 tampering with, removing or defacing any sign, legend or other notice  
10 designating dangerous or prohibiting entry).
- 11 (7) Section 10: \$200.00 (entertainment).
- 12 (8) Section 12: \$200.00 (vehicles – operation and parking procedures and  
13 restrictions).
- 14 (9) Section 13, Subsections 1 and 2: \$200.00 (leash law, allowance of  
15 animals, and setting out food in park for animals).
- 16 (10) Section 13, Subsections 3 and 4: \$300.00 (abandoning animal in park,  
17 capturing, hunting, molesting, harming, or attempting to capture, hunt,  
18 molest or harm animals, and possession of the young, the eggs, or the nest  
19 of any animal).
- 20 (11) Section 14: \$500.00 (fires).
- 21 (12) Section 15: \$200.00 (smoking).

- 1 (13) Section 16: \$200.00 (intoxicating beverages).
- 2 (14) Section 17: \$150.00 (powered models).
- 3 (15) Section 18: \$150.00 (golf).
- 4 (16) Section 19: \$200.00 (doing business).
- 5 (17) Section 20: \$500.00 (water pollution).
- 6 (18) Section 21: \$500.00 (guns, firearms, dangerous materials and fireworks).
- 7 (19) Section 23: \$500.00 (damaging park property).
- 8 (20) Section 24: \$150.00 (littering).
- 9 (21) Section 25: \$300.00 (closing time – emergency closing).
- 10 (22) Section 26: \$200.00 (vessels).
- 11 (23) Enforcement of any violation under this Ordinance shall be accomplished  
12 through the Keizer Civil Infraction Ordinance. The base fine amount shall  
13 be the maximum fine. The presumptive fee shall be 75% of the maximum  
14 fine amount. The minimum fine shall be 50% of the maximum fine  
15 amount.
- 16 (24) In addition to enforcement noted above, violators may be excluded from  
17 the park up to one hundred twenty (120) days if the municipal court finds  
18 there is a reasonable likelihood for repeat violations.

19 Section 28. SEVERABILITY. If any section, subsection, sentence, clause, phrase, or  
20 portion of this Ordinance is for any reason held invalid or unconstitutional, or is denied  
21 acknowledgment by any court or board of competent jurisdiction, then such portion shall

1 be deemed a separate, distinct, and independent provision and such holding shall not  
2 affect the validity of the remaining portions hereof.

3 Section 29. REPEAL OF ORDINANCE NO. 2023-869. Ordinance No. 2023-869  
4 (Establishing Keizer Parks Regulations) is hereby repealed in its entirety.

5 Section 30. EFFECTIVE DATE. This Ordinance shall take effect thirty (30) days after  
6 its passage.

7 PASSED this 3rd day of September, 2024.

8 SIGNED this 3rd day of September, 2024.

9  
10  
11  
12  
13  
14  
15

*Cathy Clark*  
Mayor

*Melisa Binet*  
City Recorder