

§ 9.10.055 PROHIBITIONS.

Within the limits of any public park it shall be unlawful for any person:

A. Having charge, care, custody or control of any dog, except as permitted by §§9.10.400 or 9.10.600, or other animal, fowl, or reptile to cause, permit or allow the same to be within the limits of any public park within the City, unless such person or organization has obtained approval from the Department to conduct an entertainment or exhibition in which an animal is a participant, or a film permit in accordance with Chapter 11.14 of this Code in which an animal or animals is part of the filming activity.

('65 Code, § 5-12) (Ord. No. CS- 290; Ord. No. CS-405 § 1; Ord. No. 2004-015 2; Ord. No. 2006-008 § 2)

B. To carry or discharge any air gun or firearm, or discharge any missile or other projectile from a slingshot, bow, or mechanized or electronic device, or bring, or have in his or her possession, or set off or otherwise cause to explode or discharge or burn any firecrackers, torpedoes, rockets or other fireworks or explosives or inflammable material, or discharge them or throw them into any such areas from land or highway adjacent thereto. This prohibition includes any substance, compound, mixture or article that in conjunction with any other substance or compound would be dangerous from any of the foregoing standpoints. This provision, however, shall not prevent the holding of fireworks exhibitions or displays in public parks or places when authorized by the City Council in accordance with this Code.

C. To swim, bathe, wade in, or pollute the water of any fountain, water feature or pond.

D. 1. To make, kindle or use a fire, barbecue, portable stove or burning charcoal, except in a designated area pursuant to a permit issued by the Department, with the approval of the Community Risk Reduction Division of the Fire Department ("CRR"). This subsection shall not apply to use of a City-designated barbecue grill. CRR shall have the authority to prohibit the use of certain barbecue grill locations at any time in order to protect public health and safety.

2. To use any substance other than charcoal in a City barbecue grill. Any person using a City barbecue grill shall ensure the safe disposal of charcoal.

3. To drop, throw, or otherwise scatter lighted matches, or other inflammable material, within any park area, or upon any public property, highway, road or street abutting or contiguous thereto.

4. To smoke or dispose of any tobacco product or tobacco paraphernalia, pursuant to §9.11.115 of this Code.

5. To smoke or ingest cannabis, pursuant to Cal. Health and Safety Code § 11362.3.

6. To use a generator, except as allowed by City permit.

E. To engage in the activities or perform any of the actions prohibited by §9.10.700 of this Code.

F. To ride or drive any horse or other animal, or ride, operate or drive any motorized bicycle, personal assistive mobility device, board, scooter, skateboard, or other motorized device or vehicle elsewhere than on the roads or drives provided for such purpose, unless in possession of a permit issued by the Department. "Motorized" shall include mechanized vehicles and devices reliant on electricity, gasoline, solar energy or any other power source. This subsection shall not apply to any person who is operating (1) a non-motorized bicycle, skateboard, scooter, roller skates or other non-motorized vehicle or device, provided such vehicle or device is not traveling greater than five miles per hour (5 mph); or (2) a mobility device due to a physical disability, and is otherwise unable to move about as a pedestrian.

G. To leave a bicycle, skateboard, or other non-motorized vehicle or device, lying on the ground or paving, or set against trees, or in any place or position where other persons may trip over or be injured by it, or park or leave a non-motorized bicycle or scooter in a place other than a designated location, such as a bicycle rack, when such location is provided and there is space available. Motorized vehicles and devices shall not be parked or left within the park, but must be parked or left in a parking lot or other authorized area.

H. To use or cause to be used any park or park facility object, item, amenity or equipment, including but not limited to trees, tables, seats, benches, playground equipment or any other areas for anything other than their intended use or purpose.

I. To announce, advertise or call public attention in any way to any article or service for sale or hire, or expose or offer for sale any article or thing; nor shall a person station or place any stand, cart, or vehicle for the transportation, sale or display of any such article or thing. Exception is here made as to any regularly licensed concessionaire acting by and under the authority and regulation of the Director, activities allowed by City permit, and activities expressly allowed by Chapter 11.18 (Sidewalk Vending).

J. To play or bet at or against any game which is played, conducted, dealt or carried on with cards, dice or other device, for money, chips, shells, credit or any other representative of value, or maintain or exhibit any gambling table or other instrument of gambling or gaming except as allowed by state law and permitted by the Director.

K. To practice, carry on, conduct or solicit for any trade, occupation, business or profession without the permission of the Director, unless otherwise expressly authorized by this Code or allowed by City permit.

L. To drive or have any dray, truck, wagon, cart, or other vehicle carrying goods or regularly used or employed in carrying goods, merchandise, lumber, machinery, oil, manure, trash, dirt, sand or soil or any article of trade or commerce, except where authorized by permit from the Department or as is authorized by Chapter 11.18 (Sidewalk Vending).

M. 1. To take part in or abet the playing of any games involving thrown or otherwise propelled objects such as corn hole, horse shoes, balls, stones, arrows, boomerangs, or javelins, except in areas set apart for such forms of recreation.

2. To play or engage in an organized game or sport, including, but not limited to, baseball, softball, football, rugby, ultimate frisbee, soccer and lacrosse, except in such areas specifically designated or set apart for such purpose. For purposes of this subsection, "organized game or sport" shall mean a game or sport that is directed by adult or youth leaders and involves rules and/or formal practice and competition.

3. The use of steel cleats in the park is prohibited.

4. The Department may prohibit any game, sport or recreational activity that is determined to be dangerous to participants or public safety, or is found to cause damage to public parks.

N. To deposit, except in City-designated receptacles, any paper, fruit, rubbish, debris, or any waste material of any kind generated as a result of park and/or park facility use, or to use City-designated receptacles in parks and park facilities to dispose of personal, household or commercial waste.

O. To fight or challenge another person to fight; to maliciously or willfully disturb another person by loud and unreasonable noise; or to use offensive words that are inherently likely to provoke an immediate violent reaction from another person.

P. To interfere with or hinder any employee, agent or volunteer of the City engaged in maintenance or repair of any park or park facility and/or any such person carrying out duties or enforcing rules and regulations as authorized by the Department at any park or park facility.

Q. To enter or use any area that is fenced off or locked, or any area in violation of posted notices or any provision of this Chapter.

R. To fail to produce and exhibit any permit issued by the Department or City, upon any City official's request to inspect the permit for the purpose of enforcing compliance with any provision of this Code, any other City rules, regulations and policies, and conditions of the permit.

S. To maliciously, willfully or unreasonably disturb or interfere with any person or party occupying any area, or participating in any activity, under the authority of a permit.

T. To enter any park, park area or park facility barricaded or fenced for maintenance, repair or construction, or closed to the public, without the authorization of the Department.

U. To conduct or perform any instructional activity for monetary consideration, including, but not limited to, fitness training, yoga classes, tennis classes, gyms, boot camps and other types of camps, without first obtaining a permit from the Department.

V. To conduct any performance or exhibition for monetary consideration without first obtaining a permit from the Department.

W. To take-off, land, or operate any unmanned aerial systems or model airplanes, except in areas set apart for such forms of recreation.

X. To engage in bullying, as defined by City Council resolution.

Y. To paste, glue, tack or otherwise post any sign, placard, advertisement, or inscription whatsoever, nor shall any person erect or cause to be erected any sign whatsoever, except as authorized by the Director and as defined by the location where the permit is issued.

Z. To puncture or stake any item in the ground, including soccer goal posts and volleyball nets, when the stake is longer than twelve (12) inches.

AA. To play or practice golf (including, but not limited to, driving, chipping or putting a standard or simulated golf ball), except in a golf course, driving range and/or areas permitted by the Director, and subject to all rules and regulations posted at such areas.

BB. To install a bounce house or other large play equipment without first obtaining a use agreement or permit.

('65 Code, § 25-11) (Ord. No. CS-290 Art II § 7; Ord. No. CS-973 § 1; Ord. No. CS-1006 § 1; Ord. No. 96-023 § 1; Ord. No. 2002-005 § 2 (part); Ord. No. 2005-012 §§ 1-10; Ord. No. 2023- 001 § 3; Ord. No. 2023-006 §§ 2- 4; Ord. No. 2024-002 § 1 (part))