

Title 12

Streets, Sidewalks, and Public Places

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Chapter 12.04 - Excavations

12.04.010 Permit Required. The city council shall have control over all excavations made in the streets of the city by private person, firms, corporations, business entities, or public utilities, for any purpose. No such person or party shall make any excavation for any purpose in any street in the city without first obtaining a permit therefor from the city recorder of the city, or his/her authorized representative, and in doing the work of excavation such person or party shall conform to all rules and regulations prescribed by the city council and ordinances of the city. (Ord. dated 12/27/77) §1(part): prior code §26-1-1)

12.04.020 Compaction and Repair. Any cut or excavation in a street in the city shall be mechanically compacted and repaired as required by the city and within a time limit set by the city. The person or parties making the cut or excavation shall repair the cut or excavation and maintain the road in a good, usable condition until such time as a permanent repair is made. Any person or parties making any such cut or excavation shall be responsible for the repair of the cut or excavation for a period of one year after it is made and shall be required to replace, repair or otherwise insure that the repair remains in good condition for a period of one year after it is made. (Ord. dated 12/27/77) §1 (part): prior code §26-1-2)

12.04.030 Security Deposit. A bond approved by the city council shall be posted in double the sum as may be required to insure payment of the repair and replacement of the road in its original condition and the cost of inspection. In the event the person or parties making the cut in the street fail to repair the street within the time prescribed on the written permission issued by the city recorder, the surety on the bond shall be required to pay the amount of the bond to the city for the repair of the street and the cost of inspection. Any moneys left over after paying the expenses shall be returned to the bonding company or sureties. The city may proceed in any court of competent jurisdiction to enforce compliance with provisions of this section and may collect any sums over and above the amount of the bond posted which are required for the inspection, compaction, and/or repairing of the street surface, including reasonable attorney's fees for the maintenance of the action. (Ord. dated 12/27/77 §1(part): prior code §26-1-3)

12.04.040 Damage Liability.

A. That any person or party applying for and obtaining a permit to excavate in any street of the city, shall hold the city harmless for any and all damage that it may sustain by reason of any defect or neglect in making such excavation, or failure to refill such excavation and place the street in the same condition as before making such excavation.

B. This chapter shall not be construed as imposing upon the city any liability or responsibility for damages resulting from failure of any excavator to comply with the requirements of this chapter, nor shall the city or any official or employee thereof be held as assuming any such liability or responsibility by reason of the inspection authorized under this chapter. (Ord. dated 12/27/77 §1(part): prior code §26-1-4)

12.04.050 Safety Requirements. The excavator shall, at all times, do such work in such manner as to guarantee safety of all persons using the street. The excavator shall be required to maintain a flasher barricade at the site of the excavation so as to warn and protect motorists from any cuts or dangerous conditions created by the excavation. (Ord. dated 12/27/77 §1(part): prior code §26-1-5)

12.04.060 Violation. Any person convicted of violating any of the provisions of this chapter shall be guilty of a misdemeanor, and shall be punishable as provided by law. (Ord. dated 12/27/77 §1(part): prior code §26-1-6)

Chapter 12.08 - Obstructions

12.08.010 Obstructing Streets and Sidewalks Prohibited. It is unlawful for any person, corporation, or organization to park, place, or exhibit any automobile, trailer, fruit stand or any merchandise of any nature or kind upon the right-of-way of the public highway or streets within the corporate limits of the city, if the same are parked or placed on such streets for the purpose of sale or exhibiting the merchandise or vehicle to attract a buyer, or buyers. It shall be the duty of the city police officers and building inspector to investigate and determine if there are any violations and require that this chapter is complied with. (Ord. I-1962 §1, 1962: prior code §26-2-1)

12.08.020 Violation. Any person, firm or corporation violating any of the provisions of this chapter shall be guilty of a misdemeanor. (Amended during 1988 codification; Ord. I-1962 §2, 1962: prior code §26-2-2)

Chapter 12.12 - Park Regulations

12.12.010 Prohibited Acts. It is unlawful for any person:

A. To ride or operate any vehicle, or any bicycle, or similar device, or any horse or animal in or about any park within the corporate limits of the city, except upon roadways lawfully established for that purpose, or to play or practice golf or similar games on any such park;

B. To park or stop any trailer at any place within a park except for such a time as may be reasonably required to unload any property from the trailer;

C. To sleep at any place in any park except as authorized by city officials;

D. To hitch or fasten any horse or other animal to any tree, shrub, fountain, monument, lamp post, or any other ornament or improvement situated in any park, other than designated hitching rails;

E. To allow any animal under his/her control to stand near enough to any tree or shrub to bite, rub against, or otherwise injure the same;

F. To wilfully deface or injure any grass, plant, tree or shrub within any park;

G. To use threatening, abusive, insulting or indecent language in any park, or to create any nuisance or offense or to scratch, cut, injure, or deface, or write upon, any of the buildings, fences, or structures, or to foul any of the fountains, streams, or improvements within such parks, or for the owner or person in charge of any dog, or other animal to permit such dog, or other animal, to run at large within such park;

H. To hold any meeting, gathering or picnic, musical, theatrical or other entertainment in any park without first having obtained permission for the same from the mayor or city council;

I. To fire or discharge any firearm, firecracker, fireworks, or explosives within any park without first having obtained the permission for the same from the mayor or city council;

J. To litter any park, or to leave or deposit any garbage, junk, or refuse of any kind, other than in receptacles provided for that purpose.

(Ord. 87-2 (CC §8-47(1)), 1987)

12.12.015 Special Regulations – Wadman Nature Park. The following special regulations apply to Wadman Nature Park:

A. Park patrons shall stay on the improved trails and paths, so as to not tread on or disturb the delineated wetland area. Special exceptions may be granted by the city administrator, or his/her designee, for maintenance of or improvements/enhancements to the park. Any authorized activity in the delineated wetland area shall comply with the requirements of the wetland mitigation permit.

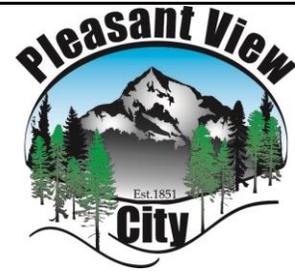
B. Park trails and paths are for pedestrian purposes only. No dogs, horses or pack animals or wheeled means of transportation, motorized or not, are allowed (except for child strollers and mobility devices for disabled persons).

C. Park hour: The park trails shall be open to the public on a daily basis from dawn to dusk. (Ord.2019-2, dated 5/14/19; prior code: Ord. 2010-20, dated 9/28/10)

12.12.020 Applicability. The provisions of this section shall not be applicable to any public officer or employee, while such officer or employee is acting within the scope of his/her employment or position. (Ord.2018-3, dated 10/9/18; prior code: Ord. 87-2 (CC §8-47(2)), 1987)

12.12.030 Violations. Any person violating any provision of this section shall be deemed guilty of a misdemeanor, and shall be punished as provided by law. (Ord. 87-2 (CC. §8-47(3)), 1987)

PARK USE GUIDELINES



Your cooperation in observing the following rules and regulations will help you to conduct a successful event in Pleasant View City parks.

Pleasant View City Office

520 W Elberta Dr. Pleasant View, UT 84414

Monday – Thursday, 8 AM – 5 PM | Friday – 8 AM – 12 PM

Main phone: (801) 782-8529

After-hours on-call: (801)-547-7772, evenings and weekends only

Park Use Guidelines

Unauthorized vehicles are not allowed on grass areas unless prior authorization has been received by Parks Operations. To access a locked gate, a key can be checked out from City Offices during business hours with a \$40 deposit. Keys must be returned on the following business day. **Dogs** are allowed in all City Parks (**except Wadman Park**) as long as the dogs are leashed kept in the owner's control. Dogs may run at large under the owner's control at the 'dog park' located on the grass area in front of City Hall. **Please clean up after your pets.**

Park curfew is 11 p.m. Lights and power will shut off automatically around this time. Tampering with the sprinkler systems, fountains, water taps, circuit breakers, light plus or restroom fixtures is considered vandalism. Tables may not be moved around the park. Tables that are anchored must remain fastened to the floor. Insulate tables from heat or freeze damage. Do not freeze ice cream on the grass or dump anything on the grass except water. **All alcoholic beverages are prohibited in all Pleasant View City parks.** Please notify the Police Department if you witness damage, vandalism or illegal activity in the park. Children are required to be supervised at playgrounds, parking lots, restrooms and near open water areas. Waste baskets have been reduced inside our parks.

Restroom facilities are provided at many Pleasant View City parks for public use. These buildings are open for use from approximately May 1 – September 30 each year. Events scheduled outside this period, or events with 300+ attendees must rent portable restroom facilities at their own cost.

Trash. To help keep parks clean for all patrons and maintenance costs down, those who rent park pavilions or other park areas are asked to remove all trash generated from their event. The standard set by state and national parks to "**Pack it in, Pack it out**" will help us continue provide these facilities at a low cost. Please carry out all trash from your visit.

Open Fires. All parks observe fire restrictions set by the North View Fire Marshal and are posted at each park. It is your responsibility to verify and adhere to restrictions. Open fires are only allowed in designated fire pits installed by Parks Operations and only when not prohibited. Please contact North View Fire at (801) 782-8159 for further information on fire restrictions and the type of wood permitted to be burned. Refunds will not be given because of fire restrictions. **Extinguish all hot coals and briquettes; never place hot coals in the garbage receptacles.**

Staking Items into the Ground. No item may be staked into the ground for longer than three hours. Caution must be used in setting inflatable toys or pounding stakes into the ground because the stakes can cause damage to underground electrical or irrigation lines. If you plan to strike stakes in to the ground, pre-approval is required by Parks Operations at least seven days prior to your event. Please provide a detailed map to the City office of the park and where you plan to stake into the ground.

Noise Ordinance If the event involves music or other amplification, it must conform to the Pleasant View City Noise Ordinance 8.08. Reservations may be canceled on-site due to excessive noise by the Pleasant View Police Department.

Weddings, Receptions and Any Group of 200 or More. Large groups (200+), any wedding or reception, and all events with two or more inflatable toys or with unusual requests are subject to a \$50/residents, \$100/non-residents Parks Use fee in addition to the pavilion rental rate. If your event is only within a City park and doesn't require additional city services from other city departments or government entities, then a Special Parks Use application should be completed by contacting the City Offices. All cancellations and modifications are subject to a \$10 fee. After the cancellation fee is received, the \$200 fee will be reimbursed. No refunds are given to cancellations made within seven days of the event.

Community Events Application. If any portion of the event will take place outside of a Pleasant View City Park or requires services from a City Department or government entity other than Pleasant View City, then a Community Event and Services Application must be completed through the City. If you're unsure if your event requires this application, please contact the City. Events with 300+ attendees must rent portable restroom facilities at their own cost.

Trail Use Event organizers may not limit public access to trails during their event. *Please note that Wadman Park trails are not open for any races or events.* Any races that start, end, or have an aid station in Pleasant View City or on a Pleasant View Trail will need to complete an Events and Services Application, no exceptions. All trail events require the \$1 per participant. The event organizer must reserve a pavilion at the staging area park facility at the regular rental rate in addition to the trail use fee and the Parks Use Fee.

Pavilion Reservations. A two business day notice is required for all pavilion reservations, cancellations and modifications. Refunds may be given in case of inclement weather. Park pavilions are used heavily each day during the summer months. Please leave the pavilion in as good, if not better condition than when you arrived. Remove table covers, tape and any cooking oil or grease from tables, grills and floors. Pick up all litter and take trash with you upon completion of your event.

Pleasant View Parks and Recreation does not provide water taps, opening of gates, or additional power. Electricity is for limited use only. Capacity is 15 amps total, which can power a radio or a slow cooker. If a circuit overloads, reduce the load and push the GFI reset. Repeated tripping of the circuit breaker will cause the power to go out permanently. Power will not be reset until the next day. It's recommended to bring in your own source of power. City parks have a variety of amenities, including playgrounds, play courts, trails and open spaces. These amenities may not be reserved and are available on a first come first serve basis to the public. Athletic fields are used by Parks and Recreation programs. Some athletic fields and courts can be rented by contacting Allison Christensen at achristensen@pleasantviewcity.com or (801) 832-0463 or online.

Bounce Houses and Large Inflatable Toys Requiring Water and/or Slip and Slides. Large water features and inflatable toys which require a water hose are prohibited from all city parks except City Park and Barker Park. Slip and Slide type water slides are allowed only in Barker Park. Water guns and water balloons are allowed; please pick-up your litter after your event. You must provide your own power source as the electrical service at our parks will not support the electrical draw of an inflatable toy or bounce house. **Staking in the ground is permitted with approval only after a placement map has been submitted. Please contact City Offices at least seven days prior to your event. Two or more bounce houses/inflatable toys require a \$50/residents, \$100/non-residents Parks Use Fee; more than four require an Events and Services Application.** You can learn more about this process by going to the City web page. **Bounce houses and inflatable toys are allowed with pavilion reservations only.** Insurance covering Pleasant View City MUST be provided by commercial vendors and/or for-profit activities

AT LEAST SEVEN DAYS PRIOR TO THE EVENT. If insurance is not provided, the bounce house or inflatable toy, or waterslides (**Barker Park Only**) will not be allowed to be used in the park. If the rental agency does not provide insurance, insurance may be purchased and provided from an independent insurance provider. Please include the following information when submitting insurance certificate:

- Park name and which pavilion is reserved
- Date and time of the reservation
- Event Name
- Organizer contact name and phone number
- Map indicating the placement of toy

The following restrictions govern the use and placement of waterslides in Barker Park:

- A Parks Use fee must be submitted
- Proof of insurance is required one week prior to the event for commercial vendors and for-profit events
- No more than one waterslide event may be scheduled in any seven-day period
- Waterslides may only be in use for a maximum of five hours, with no more than one hour of the slide material placed on the ground while no water is running
- Organizers/Participants must provide their own equipment and remove any/all trash or other debris after the event
- Only secondary water may be used for waterslide and/or water-using bounce houses

Slacklines, tightropes, and other such activities and equipment are prohibited in all City parks.

PARK USE FEE SCHEDULE

Residents: \$25
Non-residents: \$50
**Field use fee: \$50 +actual costs of any repairs required to the fields or
sprinkler systems if damage occurs**

(Ord.2019-2, dated 5/14/19; prior codes: Ord.2018-5, dated 12/11/18 & Ord.2018-3, dated 10/9/18)

Chapter 12.16 - Snow Removal.

12.16.010 General.

A. It is unlawful for any person, firm or corporation, owning, having charge of, having control of, or occupying any property, building, or lot, or part of lot, land or real estate of any kind abutting on any public street in the city to fail, neglect, or refuse to remove promptly, and effectually, all snow and ice from the sidewalk in front of such property. In case of any such failure, refusal, or neglect, the public works director of the city may cause the removal of such snow and/or ice and charge the cost thereof to the person so owning, having charge, having control of, or occupying such property.

B. Any person violating any provision of this section is guilty of a class C misdemeanor and upon conviction shall be punished according to law. (Ord. 93-4, 2/9/93)

12.16.020 Discharge and Penalty.

A. It is unlawful for any person owning, occupying or having control of any premises to suffers cause or permit water, snow or ice which has accumulated on such premises, regardless of the source, to be discharged upon the sidewalk or street(s) abutting such premises.

B. Any person violating any provision of this section is guilty of a class C misdemeanor and upon conviction shall be punished according to law. (Ord. 93-4, 2/9/93)