

**ORDINANCE NO. O2016. \_\_**

**AN ORDINANCE OF THE CITY COUNCIL OF  
THE CITY OF TEMPE, ARIZONA, AMENDING  
CHAPTER 23, ARTICLE III, DIV. 2, TEMPE CITY  
CODE, RELATING TO PARK AND BUILDING  
USE PERMIT, BY AMENDING SECTION 23-40,  
RELATING TO PROHIBITED ACTIVITIES**

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BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TEMPE, ARIZONA, as follows:

**Section 1.** That Chapter 23, Article III, Section 23-40 of the Tempe City Code is hereby amended to read as follows:

**Sec. 23-40. Prohibited activities.**

- (a) The following activities are prohibited in all city parks, unless otherwise posted:
- (1) No persons shall commit any act in a public park or recreation facility so as to endanger the health and safety of themselves or other park and recreation facility users;
  - (2) No person shall use any portion of any city park or city-owned property for golfing purposes, or make use of any golf club or golf ball in any city park or on city-owned property, except at places designated for golfing;
  - (3) No person shall use any portion of any city park or city-owned property for archery, firearm or other projectile-producing devices;
  - (4) No person shall use any portion of any city park or city-owned property for ice-blocking or sledding with any device;
  - (5) No person shall use any water source at any city park or city-owned property for swimming or bathing, animal swimming or bathing, washing clothes, cleaning fish or other unsanitary activities, except at places designated for such activities;
  - (6) No person shall operate skateboards, roller skates, in-line skates, bicycles or any rolling (nonmotorized) vehicles in city parks where such activity is specifically prohibited by appropriate posting or in an unsafe manner so as to infringe upon the safety of themselves or other park users;

- (7) No person shall possess any glass beverage container, unless specifically authorized by a permit issued pursuant to § 23-56 of this chapter;
- (8) No person shall knowingly, intentionally or recklessly litter, break, throw, toss or otherwise propel any glass object or container; and
- (9) No person shall fly a kite, ~~remote control plane or similar aerial device~~ within Tempe Beach Park or Rio Salado Park.
- (10) NO PERSON SHALL LAUNCH OR LAND A MODEL AIRCRAFT, UNMANNED AERIAL VEHICLE, OR SIMILAR AERIAL DEVICE IN A CITY PARK NORTH OF RIO SALADO PARKWAY OR IN A PRESERVE OR DESERT PRESERVE.

(b) The community services director or designee for Rio Salado Park is hereby delegated the authority to establish additional prohibited activities at specified parks.

**Section 3.** Pursuant to the Tempe City Charter, Section 2.12, ordinances are effective thirty (30) days after adoption or at any later date specified therein.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF TEMPE, ARIZONA, this \_\_\_ day of \_\_\_\_\_, 2016.

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Mark W. Mitchell, Mayor

ATTEST:

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Brigitta M. Kuiper, City Clerk

APPROVED AS TO FORM:

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Judith R. Baumann, City Attorney