

PARKS AND RECREATION COMMISSION MEETING AGENDA

Members
Patricia Alvarez, Chair
Ronald Woodhead, Vice-Chair
Fran Cordeiro-Settell
Stephanie Hendrickson
Eden Foster
Connie Moczygemba
Deanna Casey



November 7, 2024

6:00 PM

Central Point City Hall, Council
Chambers

140 S 3rd St, Central Point, OR

www.centralpointoregon.gov

10. Meeting Called to Order

20. Roll Call

30. Approval of Minutes

- A. Approval of August 15, 2024 Meeting Minutes

40. Changes to Agenda

50. Public Appearances

60. Business

- A. Field Usage
Nikki Petersen, Recreation Manager
- B. Central Point Little League Update
Nikki Petersen, Recreation Manager
- C. Central Point Municipal Code: Title 4 Parks - Park Ordinance Reorganization
Dave Jacob, Park Planner
- D. Don Jones Memorial Park - Playground Design Recommendation & OPRD
Local Government Grant Application Approval
Dave Jacob, Park Planner
- E. Election of Officers & Review of Commissioner Terms
Dave Jacob, Park Planner

70. Updates

80. Upcoming Meeting Date

Central Point Park and Recreation Commission Meeting Dates: February 13, 2025
May 15, 2025 August 21, 2025 November 6, 2025

90. Adjournment

Individuals needing special accommodations such as sign language, foreign language interpreters or equipment for the hearing impaired must request such services at least 72 hours prior to the City Council meeting. To make your request, please contact the City Recorder at 541-423-1015 (voice), or by e-mail to rachel.neuenschwander@centralpointoregon.gov. Si necesita traductor en español o servicios de discapacidades (ADA) para asistir a una junta pública de la ciudad por favor llame con 72 hora de anticipación al 541-664-3321 ext. 201.

PARKS AND RECREATION COMMISSION MEETING MINUTES

August 14, 2024 - 6:00 PM
Central Point City Hall, Council Chambers
140 S 3rd St, Central Point, OR

10. Meeting Called to Order: Patricia Alvarez, chair, called the meeting to order at 6:00 p.m.

20. Roll Call: Present: Patricia Alvarez, Chair; Connie Moczygemba; Deanna Casey, Eden Foster; Fran Cordeiro-Settell, Mike Parson (city council representative)
Excused: Ron Woodhead, Stephanie Hendrickson

Staff Present: Matt Samitore, Parks and Public Works Director; Dave Jacob, Parks Planner; Nikki Petersen, Recreation Manager; Elisabeth Blodgett, Special Event and Marketing Coordinator.

30. Approval of Minutes

A. Eden moved that the May 16, 2024 meeting minutes be approved as presented and Deanna seconded the motion.

Voting Yes: Patricia Alvarez, Chair; Connie Moczygemba; Deanna Casey, Eden Foster; Fran Cordeiro-Settell

Voting No: None

40. Changes to Agenda

No Changes to the agenda.

50. Public Appearances

No public appearances.

60. Business

A. Central Point - Bear Creek Greenway Master Plan Revision - Final Review and Approval: Dave reminded the commissioners that the master plan had been brought to the Parks and Recreation Commission in May for approval but as had been mentioned at the May meeting major changes in the plan were required because the west side area planned for a parking area was too costly and too small. This change required major modifications of the master plan so it was being brought back for review and approval this event.

Shelby Scharen reviewed the revised master plan. When we were no longer able to plan on a westside parking area, the consultant team had revisited the eastside of the project site. They found that there were abundant natural features including large cottonwood trees, wetlands, and ponds that provided for a very attractive park entrance. Having some distance from the freeway was also beneficial. The parking area would be

relocated to the future junction of Federal Way and Airport Road near the new Amazon facility. With the entrance on the eastside of Bear Creek it made sense to move the large and small dog parks to the area. This area would include play structures, gazebo, restroom, and a pollinator garden. On the westside of the project site there would be an entrance area on the south side of the park which would include a pollinator garden. A mountain bike skill course and pump track would be included along with natural play areas and a variety of pathways and boardwalks. A bridge across Bear Creek would connect the two sides of the project site. Connie was concerned that Amazon trucks may be a problem with the off-street parking. Shelby said that there would be limited parking but a more detailed survey was needed. Fran asked if the bike paths would allow for emergency access. Shelby said yes, designs would allowed for police/emergency vehicles on the paths and the bridge. Mike asked for clarification on project funding. Matt said that the project was to be funding primarily through the Urban Renewal program but funds were limited because several properties within the district had not been developed yet. When the sites were developed more funds would be available for projects. Also, the future community center was the highest priority for urban renewal funding.

Dave said that the next step would be to take the master plan to City Council in September or October for final approval. The revised council resolution would also add a requirement for a stewardship plan for the area. Once the plan is approved the ad hoc committee would meet to prioritize project implementation. Dave was also working on a grant proposal to potentially fund the pedestrian bridge. Dave recommended that the parks and recreation commission approve the revised Central Point – Bear Creek Master Plan and forward to City Council with a recommendation to approve.

Deanna moved and Eden seconded that the Parks and Recreation Commission approved the revised Central Point – Bear Creek Greenway Master Plan and forward to City Council with a recommendation for final approval.

Voting Yes: Patricia Alvarez, Chair; Connie Moczygemba; Deanna Casey, Eden Foster; Fran Cordeiro-Settell

Voting No: None

B. Central Point Parks ADA Transition Plan – Review and Approval: Dave described the purpose of the ADA Transition Plan. Equal treatment is a fundamental purpose of the American with Disabilities Act 1991 (ADA). ADA Title II refers to State and Local government programs, activities, services, and facilities of public entities. Purpose of the plan is to describe how the City of Central Point will meet Title II compliance requirements for older park facilities. Ultimately the plan will demonstrate our commitment to compliance with federal accessibility regulations. The plan would provide the following information: Identify physical obstacles that limit accessibility; Describe in detail the methods that can be used to make facilities accessible; and Specify the schedule and costs for taking steps necessary to achieve compliance. If longer than one year, the plan would identify steps to be taken each year.

The city contracted with Conservation Technix, Inc. who provided a Landscape Architect to analyze all city parks. The contractor identified and summarized the

physical barriers and propose solutions; prioritized which solutions could be immediately implemented and established a schedule for implementing other needed upgrades. Next steps in the process include budgeting for improvements, annual progress review and annual report to the Parks and Recreation Commission. Staff recommends approval of the ADA Transition Plan and forwarding the plan to City Council with a recommendation to approve.

Fran moved and Deanna seconded that the Parks and Recreation Commission forward the Central Point Parks and Open Space ADA Transition Plan to City Council with a recommendation to approve.

Voting Yes: Patricia Alvarez, Chair; Connie Moczygemba; Deanna Casey, Eden Foster; Fran Cordeiro-Settell

Voting No: None

C. Don Jones Memorial Park – Playground Design Discussion: Dave reported that the Don Jones Memorial Park playground was outdated and was due for replacement. The new playground would be funded in the 2025-27 budget. Staff had requested designs from Playcraft Systems, Burke Playground Equipment, and Landscape Structures. Each company had been provided with playground criteria and a cost ceiling of \$700,000. Criteria included facilities for two age groups: 2 to 5 years and 5 to 12 years. ADA/Accessible elements would be required as well. A public survey was sent out in July which provided input on critical issues which included adding more shade to the area and replacing the existing wood fiber fall materials with another alternative such as rubber tiles, poured in place, or playground turf. Dave reviewed each of the designs and asked for commission comments. Connie said that the existing “spinner” was extremely popular and a similar element should be added. Matt said that the accessible and all age elements also provide greater opportunities to receive grant funds. Nikki said that we would also meet with the playground designers to modify the designs to better meet our needs. Eden asked if Ross has a music element. Dave said they do and it would be a good additional to the playground. A final design will be brought to the commission in November for approval.

70. Updates

Central Point Cemetery Signs: Dave said following the May Park and Recreation Commission meeting, several commissioners had expressed concern that the color of the cemetery sign had not been made clear in his presentation. While the presentation showed the sign as brown in color, the actual color would be green which they felt was not appropriate for the cemetery. Dave reported that there are no Oregon state standards for signage at historical cemeteries and showed examples of signs from various cemeteries located around the state. The parks department wanted to provide consistent sign designs for their facilities but colors selection had been inconsistent. Deanna and Connie said that when they voted to approve the sign, they had assumed the color was brown since this was the color of the sign in the packet. Deanna said that a brown sign would better fit the cemetery environment and felt that colors should be differentiated between parks and the cemetery. Connie said that brown seemed a more appropriate and more respectful choice for the cemetery. Patricia said that a brown sign might tend to fade into the background and a green sign would stand out more. Dave

said that while the cemetery improvement committee was doing great work, they were not providing funds for the sign so wouldn't have a say in the color choice. Eden disagreed and said that since they have contributed so much for the cemetery they should have some influence on color choice, but also felt that it needed to be visible. After additional discussion it was agreed to bring the topic of discussion back to the November meeting for a final decision.

Central Point Little League Fields Restoration Project: Matt reported that bids for the project had come in high so the city crews would be doing some of the work along with contracted elements. Demolition was underway and water and sewer lines were in place. Two new fields would be completed this fall along with installation of a restroom and concession building. Signage would also be added reflecting the donations from the Moore Family. The next phase would add three additional fields after June of next year.

Community Center: Matt said that there had been some concern that there had not been a ground-breaking ceremony for the center and asked if the Parks and Recreation Commission would be interested in being involved. They agreed that they would.

Robert Pfaff Park 2 – 5-Year-Old Playground Replacement: Dave reported that the city had received a grant from the Oregon Parks and Recreation Department's Local Government Grant Program for \$123,000 with the city providing \$85,000 in match. Playground would be installed fall/winter 2025.

My Veteran/My Hero Tribute Tree Program: Applications were open for the tribute tree program. Honorees would be announced at the city's Veterans Day event.

Special Events: Nikki reported that Made in Southern Oregon, Hispanic Heritage Celebration, and Battle of the Food Trucks were coming up this fall. Liam's Trunk or Treat and Movies in the Cemetery would be held in October. Veterans Day will be held at Don Jones Park at the Oregon Fallen War Heroes Memorials.

Recreation Programs: Summer camps have been very successful and the recreation program was looking forward to moving them to the new community center. New recreation guide will be out shortly.

80. Upcoming Meeting Date: November 7 at 6:00 pm

90. Adjournment: Patricia meeting adjourned the meeting at 7:35 p.m.



DEPARTMENT: Parks and Recreation

MEETING DATE: November 7, 2024

STAFF CONTACT: Nikki Petersen, Recreation Manager

SUBJECT: Field Usage

SUMMARY AND BACKGROUND:

The following classification system is developed in order to help provide for a systematic approval of field use by different community groups and to assist in the charging of fees:

Group	Priority	Description
A	First	City sponsored or co-sponsored programs and meetings. <ul style="list-style-type: none">• City of Central Point programs and classes
B	Second	Non-profit organizations and service groups contractually affiliated with the Central Point Parks & Recreation, and City Departments.
C	Third	Non-profit organizations and service groups not affiliated with the Central Point Parks & Recreation, and City Departments. <ul style="list-style-type: none">• General public
D	Fourth	Commercial usage <ul style="list-style-type: none">• For-profit groups and events• Groups charging event fees

ATTACHMENTS/EXHIBITS:

None



DEPARTMENT: Parks and Recreation

MEETING DATE: November 7, 2024

STAFF CONTACT: Nikki Petersen, Recreation Manager

SUBJECT: Central Point Little League Update

SUMMARY AND BACKGROUND:

I am excited to report that our construction project is making great strides. Both baseball fields have been completed, showcasing our commitment to quality and efficiency, and these fields are set to enhance our community's recreational offerings. Construction of the concession and restroom complex is also underway, with groundwork laid to ensure smooth progress. This addition will significantly improve the visitor experience and generate revenue. We will continue to monitor progress closely to stay on budget and schedule, and I look forward to sharing further updates as we advance.



ATTACHMENTS/EXHIBITS:

None



DEPARTMENT: Parks and Recreation

MEETING DATE: November 7, 2024

STAFF CONTACT: Dave Jacob, Park Planner

SUBJECT: Central Point Municipal Code: Title 4 Parks - Park Ordinance Reorganization

SUMMARY AND BACKGROUND:

Background: Currently, Central Point Municipal Code park-related ordinances are located in several different locations, making it challenging for both the public and city staff to locate specific park-related regulations. The proposed reorganization aims to consolidate all park-related ordinances into Title 4: Parks, improving accessibility and usability. Currently, Title 4 Parks includes: Chapter 4.01: Central Point Cemetery and Chapter 4.02: Immunity from Liability for Claims Resulting from Use of Trails in Public Easements or Unimproved Right-of-Way. The reorganization plan proposes moving existing park ordinances to new chapters within *Title 4* as follows:

Existing Chapter Location	New Chapter Location
Chapter 9.68: Rules and Regulations of Public Parks	Chapter 4.04: Rules and Regulations of Public Parks
Chapter 8.32: Bear Creek Greenway	Chapter 4.06: Bear Creek Greenway
Chapter 8.36: Skate Park Guidelines	Chapter 4.08: Skate Park Guidelines
New Ordinance	Chapter 4.10: Park Violation – Expulsion Remedy

Ordinance Purpose:

Chapter 4.04 – Rules and Regulations of Public Parks: This chapter establishes guidelines to ensure the efficient operation, protection, and maintenance of city parks, safeguarding the health, safety, and welfare of residents and staff.

Chapter 4.06 – Bear Creek Greenway: This chapter regulates activities along the Bear Creek Greenway corridor within Central Point’s jurisdiction to promote public safety and protect the environment.

Chapter 4.08 – Skate Park Guidelines: The guidelines support the safe, respectful, and orderly use of the skate park, fostering personal responsibility in an unsupervised environment and ensuring users are aware of potential risks while maintaining the facility’s cleanliness.

Chapter 4.10 – Park Violation: Expulsion Remedy: This new ordinance enhances park safety by enabling city officials to eject or temporarily exclude individuals whose

behavior disrupts the lawful and enjoyable use of park facilities, maintaining a safe and positive environment for all users.

Ordinance Review: Moving the existing ordinances also provides the opportunity to review them to ensure that the regulations are current, effective, and aligned with community needs and legal standards. This process allows for updating outdated provisions; improving clarity and accessibility; enhancing public safety and welfare; increasing efficiency, and reflecting community values and needs.

Implementation: The transition to the new chapter organization requires striking through the existing ordinances to be relocated and highlighting the newly organized chapters in bold text for clarity. Upon approval by the Parks and Recreation Commission, these changes will advance to the City Council for final approval, which requires two readings for official adoption.

Staff recommends approving the ordinance being moved into Title 4 Park and forwarding them to City Council for final review and approval.

Recommended motion: I move that the parks and recreation commission approve the Central Point Municipal Code: Title 4 - Parks Ordinance Reorganization and forward it to City Council with a recommendation to approve.

ATTACHMENTS/EXHIBITS:

- 1. Chapter 4.04 Public Park Rules - Park Commission 11-07-24
- 2. Chapter 4.06 Bear Creek Greenway - Park Commission 11-07-24
- 3. Chapter 4.08 Skate Park Guidelines - Park Commission 11-07-24
- 4. Chapter 4.10 Park Violation - Expulsion Remedy - Park Commission 11-07-24

Chapter 9.68
~~RULES AND REGULATIONS OF PUBLIC PARKS—DEFINING AND PUNISHING~~
~~CERTAIN OFFENSES AGAINST THE PUBLIC GENERAL WELFARE~~

Sections:

- ~~9.68.000—Purpose.~~
- ~~9.68.010—Definitions.~~
- ~~9.68.020—Child supervision.~~
- ~~9.68.030—Fires.~~
- ~~9.68.050—Games and other prohibited activities.~~
- ~~9.68.060—Animals.~~
- ~~9.68.070—Plants Structures.~~
- ~~9.68.080—Soil Rock.~~
- ~~9.68.090—Signs.~~
- ~~9.68.100—Hours of operation.~~
- ~~9.68.110—Authority to regulate occupancy and park closure.~~
- ~~9.68.120—Criminal trespass on city property.~~
- ~~9.68.130—Soliciting.~~
- ~~9.68.140—Reservation system.~~
- ~~9.68.150—Vehicles Parking.~~
- ~~9.68.160—Speed regulations.~~
- ~~9.68.170—Dogs in parks.~~
- ~~9.68.180—Depositing litter, rubbish, garbage or trash.~~
- ~~9.68.190—Water pollution.~~
- ~~9.68.200—Camping.~~
- ~~9.68.210—Alcohol.~~
- ~~9.68.220—Public nudity.~~
- ~~9.68.230—Smoking in park facilities.~~
- ~~9.68.240—Penalty.~~

9.68.000 Purpose.

~~The city council has determined that it is necessary to adopt regulations in order to ensure the efficient operation, protection and maintenance of city parks and to protect the health, safety, and welfare of the people of the city and this chapter shall be liberally construed to effectuate this purpose. (Ord. 1899 §1(part), 2007).~~

9.68.010 Definitions.

~~“Camp” means to set up, occupy, or to remain in or at a campsite.~~

~~“Campsite” means any place where any bedding, sleeping bag or other material used for bedding purposes, or any stove or fire, is placed, established or maintained for the purpose of maintaining a temporary place to live, whether or not such place incorporates the use of any tent, lean to, shack or any other structure, or any vehicle or part thereof.~~

~~“Dwell” means to regularly or intermittently remain for such a period of time at or near a particular location, premises or area so as to create a circumstance normally or reasonably associated with inhabiting, living, or assuming a possessory interest in such area.~~

~~“Horse,” in addition to its ordinary meaning, also includes mules, donkeys and other rideable animals.~~

~~“Livestock” means equines, cattle, sheep, goats, llamas, alpacas, and swine. (Ord. 1899 §1(part), 2007).~~

9.68.020 Child Supervision.

~~Children under the age of ten years are not allowed to come upon, use or play in the city’s parks without adequate supervision by a responsible older person. (Ord. 2069 §1, 2020; Ord. 1899 §1(part), 2007).~~

9.68.030 Fires.

~~A. No person shall build, light or maintain any fire within a city park except in a stove pit or fireplace designated for such purpose by the Central Point city council or its authorized agent or employee.~~

~~B. No person shall leave a fire unattended while in a city park, and no person shall leave a city park before extinguishing any fire built, lighted or maintained by himself in any such park.~~

~~C. No person shall build, set or maintain any fire so near to any pile of wood, underbrush, log, snag or stump as to constitute an immediate hazard to such wood, underbrush, log, snag or stump in a city park. (Ord. 1899 §1(part), 2007).~~

9.68.050 Games and Other Prohibited Activities.

~~No person shall participate or assist others in the playing of any game or activity wherein any object such as a stone, arrow, javelin, model aircraft, model rocket, golf ball, or any other sharp or hard object or projectile is thrown or otherwise propelled except in areas specifically designated and posted for that use (in accordance with Section 8.06.010, Restrictions on flying model aircraft.) (Ord. 1899 §1(part), 2007).~~

9.68.060 Animals.

~~No person shall in any manner pursue, kill, injure, hunt or molest any bird or animal within any such city park except for the control of predatory animals as may be ordered by the city council. (Ord. 1899 §1(part), 2007).~~

9.68.070 Plants—Structures.

~~No person shall pick, mutilate, dig or remove from the park any plant or plants or in any way deface or mutilate, burn, destroy, defile or remove any railing, building, seat, fence, park facility, other structure or tree within a city park or remove from the park any logs or wood. (Ord. 1899 §1(part), 2007).~~

9.68.080 Soil—Rock.

No person shall dig up or remove any soil, rock, stones or other substance whatever, make any excavation, quarry any stone, or lay or set off any blast, or cause or assist in doing any of said things within the limits of a city park without written approval from the parks and recreation department. (Ord. 1899 §1(part), 2007).

9.68.090 Signs.

No person shall erect signs, markers, or inscriptions of any type within the limits of a city park without written approval of the parks and recreation department. (Ord. 1899 §1(part), 2007).

9.68.100 Hours of Operation.

A. All parks owned and/or operated by the city of Central Point or to be hereafter owned by the city shall be closed from ten p.m. one day to six a.m. the following day, with exceptions noted in subsection (B) of this section.

B. Exceptions. The park hours prohibitions listed above shall not apply to persons:

1. Attending events sponsored by the city parks and recreation department or events and activities conducted pursuant to a written permit issued by the parks and recreation department director. (Ord. 1899 §1(part), 2007).

9.68.110 Authority to Regulate Occupancy and Park Closure.

A. The parks and recreation department may establish and post maximum occupancies for any park area or facility. Patrons shall not enter into or remain in an area or facility for which an occupancy limit has been established when such action will have the effect of exceeding the established occupancy limits.

B. Police officers of the Central Point police department are authorized to close all or portions of the city parks or city properties prior to or in lieu of any regular closure. The Central Point police department shall attempt to notify occupants of the closed area of the closure. This section shall not be construed to modify the unlawful entering or remaining in a building which is subject to state laws regarding burglary and criminal trespass. (Ord. 1899 §1(part), 2007).

9.68.120 Criminal Trespass on City Property.

A person commits the crime of criminal trespass on city property if the person enters or remains unlawfully in city parks or on other city properties:

A. After regular closure of the park or property, or after having knowledge of the closure provided in Section [9.68.110](#); or

B. While under the influence of intoxicants, as that condition is defined by the motor vehicle laws of the state of Oregon, after being advised to leave the park or property by a police officer of the Central Point police department; or

~~C. While continuing to operate any sound amplification system which is plainly audible from fifty or more feet (unless that system is being operated to request assistance or warn of a hazardous situation), after being advised to cease said operation by a police officer of the Central Point police department. (Ord. 1899 §1(part), 2007).~~

~~9.68.130 Soliciting.~~

~~No person, while in a city park, may operate a concession, either fixed or mobile, or engage in the business of soliciting, selling or peddling any liquids or edibles for human consumption, or hawk, peddle or vend any goods, wares or merchandise, or connect a public address system to city power outlets in a city park without specific written authority from the city manager of Central Point. (Ord. 1899 §1(part), 2007).~~

~~9.68.140 Reservation System.~~

~~A. The use of the city parks shelter areas may be reserved for private functions by individuals or groups. A standard form shall be completed for each reservation and approved by the city manager or his or her designee.~~

~~B. A nonrefundable fee will be established by resolution of the city council and will be charged for reservation of a shelter for private use. The fee may be waived by the city manager or his or her designee for public use.~~

~~C. It shall be unlawful for anyone to interfere with or prohibit the use of a park shelter by the reserved party.~~

~~D. Dunk tanks, party ponies, and jump houses or other similar structures or personal property involving activities that increase liability to the city as solely determined by the parks and recreation department are not allowed in the parks as part of the shelter area rentals. Individuals or groups wishing to use dunk tanks, party ponies or jump houses or similar structures or personal property must submit a special event permit application, and provide the parks and recreation department with proof of liability insurance, that meets or exceeds state tort claims limits. The permit application must be approved through the internal permitting process. No individuals or groups shall set up dunk tanks, party ponies or jump houses or similar structures or personal property unless specifically authorized by the parks and recreation department through the permitting process. (Ord. 1969 §1(part), 2013; Ord. 1967 §1, 2012; Ord. 1899 §1(part), 2007).~~

~~9.68.150 Vehicles – Parking.~~

~~A. No automobiles, trailers or other vehicles shall be driven or parked in any areas other than those provided, maintained or designated for such purposes.~~

~~B. No bicycles, motorcycles or other vehicles may be driven or parked upon a tennis court or basketball court.~~

~~C. No automobiles, trailers, recreational vehicles or other vehicles of any kind may be parked in a city park during hours in which the park is closed to the public. (Ord. 1915, 2008; Ord. 1899 §1(part), 2007).~~

~~9.68.160 Speed Regulations.~~

~~No person shall drive a vehicle within a city park at a speed greater than is reasonable and prudent having due regard for traffic, surface and strength of roadways, hazards at intersections and other conditions then existing. In no case shall a person operate a vehicle in speeds in excess of fifteen miles per hour, unless otherwise posted. (Ord. 1899 §1(part), 2007).~~

~~9.68.170 Dogs in Parks.~~

~~Dogs shall be allowed in parks on leash only (not to exceed six feet in length) with the exception of designated dog parks. Any excrement created by an animal shall be immediately removed by the owner. Some areas in parks may be designated to prohibit dogs and will be posted accordingly. Dogs are prohibited from memorials, playgrounds and spray parks. (Ord. 1958 §1, 2012; Ord. 1899 §1(part), 2007).~~

~~9.68.180 Depositing Litter, Rubbish, Garbage or Trash.~~

~~A. No person shall leave any bottles, cans, ashes, waste paper, rubbish or garbage in a city park except in receptacles designated for that purpose.~~

~~B. It shall be unlawful for any person to haul household garbage, rubbish, or trash to the city park and deposit the same in the park or on public property. (Ord. 1899 §1(part), 2007).~~

~~9.68.190 Water Pollution.~~

~~No person shall wash any clothing or other material, or clean any fish in a lake or stream, nor in any way pollute any stream or lake in a city park. (Ord. 1899 §1(part), 2007).~~

~~9.68.200 Camping.~~

~~No camping or dwelling shall be permitted in city parks except by written permission from the parks and recreation director. (Ord. 1899 §1(part), 2007).~~

~~9.68.210 Alcohol.~~

~~The possession and use of alcohol is prohibited in all public parks. Permits can be issued for special events at the discretion of the city manager or his or her designee and when the applicant possesses a license for special events issued by the Liquor Control Commission. (Ord. 1969 §1(part), 2013; Ord. 1899 §1(part), 2007).~~

~~9.68.220 Public Nudity.~~

~~It is unlawful for any person regardless of age to expose his or her genitals while in a public park. This includes the water features in parks and is specifically implemented for the purposes of ensuring a hygienic environment for all patrons. (Ord. 1958 §2, 2012).~~

~~9.68.230 Smoking in Park Facilities.~~

A. Definitions. For the purposes of this section, and unless the context requires the subject terms are defined as follows:

1. ~~Smoke Free. Possessing or to possess a lighted tobacco product, lighted tobacco paraphernalia, or any other lighted weed or plant, or other substance (including but not limited to a lighted pipe, hookah pipe, cigar, or cigarette of any kind) and including a device that simulates smoking of tobacco or other substances that creates a smoke or vapor.~~
2. ~~Tobacco and Smoke Free Facilities. All parks and recreation department managed properties including the adjacent pedestrian rights-of-way and/sidewalks.~~

B. ~~All parks and facilities managed and maintained by the parks and recreation department of the city of Central Point are designated as tobacco and smoke free facilities. These parks and facilities include the pedestrian rights-of-way and/or sidewalks adjacent to each such property. (Ord. 1990 §1, 2014; Ord. 1958 §3, 2012).~~

~~9.68.240 Penalty.~~

~~Violation of this chapter shall be punishable under the general penalty, Chapter [1.16](#). (Ord. 1958 §4, 2012; Ord. 1899 §1(part), 2007. Formerly 9.68.220).~~

Chapter 4.04

RULES AND REGULATIONS OF PUBLIC PARKS--DEFINING AND PUNISHING CERTAIN OFFENSES AGAINST THE PUBLIC GENERAL WELFARE

Sections:

- 4.04.000 Purpose.**
- 4.04.010 Definitions.**
- 4.04.020 Child supervision.**
- 4.04.030 Fires.**
- 4.04.050 Games and other prohibited activities.**
- 4.04.060 Animals.**
- 4.04.070 Plants--Structures.**
- 4.04.080 Soil--Rock.**
- 4.04.090 Signs.**
- 4.04.100 Hours of operation.**
- 4.04.110 Authority to regulate occupancy and park closure.**
- 4.04.120 Criminal trespass on city property.**
- 4.04.130 Soliciting.**
- 4.04.140 Reservation system.**
- 4.04.150 Vehicles--Parking.**
- 4.04.160 Speed regulations.**

- 4.04.170 Dogs in parks.**
- 4.04.180 Depositing litter, rubbish, garbage or trash.**
- 4.04.190 Water pollution.**
- 4.04.210 Alcohol.**
- 4.04.220 Public nudity.**
- 4.04.230 Smoking in park facilities.**
- 4.04.240 Penalty.**

4.04.000 Purpose.

The city council has determined that it is necessary to adopt regulations in order to ensure the efficient operation, protection and maintenance of city parks and to protect the health, safety, and welfare of the people of the city and this chapter shall be liberally construed to effectuate this purpose.

4.04.010 Definitions.

“Park or City Parks” means all parks and facilities managed by the parks and recreation department of the city of Central Point, including, but not limited to the Twin Creeks, Bear Creek Greenway and the Skate Park.

“Reservation” means, subject to park department rules and regulations for park use, a reservation for use of a park shelter area or athletic field pursuant to CPMC 4.04.140.

“Special event permit” means a special event permit issued under CPMC 5.42

4.04.020 Child Supervision.

Children under the age of ten years are not allowed to come upon, use or play in the city’s parks without adequate supervision by a responsible older person.

4.04.030 Fires.

A. No person shall build, light or maintain any fire within a city park, as provided in CPMC 7.01.040(B)(4) and CPMC 4.06.050.H, except within bar-b-que or fire pits or similar receptacles provided by the City for this purpose in a City park, or unless authorized as part of a special event permit under CPMC Chapter 5.42.

B. No person shall leave a fire unattended while in a city park, and no person shall leave a city park before completely extinguishing any fire built, lighted or maintained by himself in any such park.

C. Any person using a City bar-b-que or fire pit, or other cooking device pursuant to a Special Event Permit under CPMC Chapter 5.42, must take reasonable precautions to ensure the fire is contained within the designated receptacle, take immediate action to carry out any fire control, and report a fire if it does escape.

4.04.050 Games and Other Prohibited Activities.

No person shall participate or assist others in the playing of any game or activity wherein any object such as a stone, arrow, javelin, model aircraft, model rocket, golf ball, or any other sharp or hard object or projectile is thrown or otherwise propelled except in areas specifically designated and posted for that use (in accordance with Section 8.06.010, Restrictions on flying model aircraft.) (Ord. 1899 §1(part), 2007).

4.04.060 Animals.

No person shall in any manner pursue, kill, injure, hunt or molest any bird or animal within any city park except for the control of predatory animals as may be ordered by the city council.

4.04.070 Plants--Structures.

No person shall pick, mutilate, dig or remove from a park any plant or plants or in any way deface or mutilate, burn, destroy, defile or remove any railing, building, seat, fence, park facility, other structure or tree within a city park or remove from the park any logs or wood.

4.04.080 Soil--Rock.

No person shall dig up or remove any soil, rock, stones or other substance whatever, make any excavation, quarry any stone, or lay or set off any blast, or cause or assist in doing any of said things within the limits of a city park without written approval from the parks and recreation department.

4.04.090 Signs.

No person shall erect signs, markers, or inscriptions of any type within the limits of a city park without written approval of the parks and recreation department.

4.04.100 Hours of operation.

A. All parks owned and/or operated by the city of Central Point or to be hereafter owned by the city shall be closed from ten p.m. one day to six a.m. the following day, with exceptions noted in subsection (B) of this section.

B. Exceptions. The park hours prohibitions listed above shall not apply to persons:

- 1.** Attending events sponsored by the city parks and recreation department or events and activities conducted pursuant to a valid reservation issued by parks and recreation department and/or a special event permit.

4.04.110 Authority to Regulate Occupancy and Park Closure.

A. The parks and recreation department may establish and post maximum occupancies for any park area or facility. Patrons shall not enter into or remain in an area or facility for which an occupancy limit has been established when such action will have the effect of exceeding the established occupancy limits.

B. Police officers of the Central Point police department are authorized to close all or portions of the city parks or city properties prior to or in lieu of any regular closure. The Central Point police department shall attempt to notify occupants of the closed area of the closure. This section shall not be construed to modify the unlawful entering or remaining in a building which is subject to state laws regarding burglary and criminal trespass.

4.04.120 Criminal Trespass on City Property.

A person commits the crime of criminal trespass on city property if the person enters or remains unlawfully in city parks or on other city properties:

A. After regular closure of the park or property, or after having knowledge of the closure provided in Section 4.04.110; or

B. While under the influence of intoxicants, as that condition is defined by the motor vehicle laws of the state of Oregon, after being advised to leave the park or property by a police officer of the Central Point police department; or

C. While continuing to operate any sound amplification system which is plainly audible from fifty or more feet (unless that system is being operated to request assistance or warn of a hazardous situation), after being advised to cease said operation by a police officer of the Central Point police department.

4.04.130 Soliciting.

No person, while in a city park, may operate a concession, either fixed or mobile, or engage in the business of soliciting, selling or peddling any liquids or edibles for human consumption, or hawk, peddle or vend any goods, wares or merchandise, unless approved as a special event permit under Chapter 5.42, as an approved seasonal vendor at Don Jones Park, or as otherwise approved in writing by the city.

4.04.140 Reservation System.

A. The use of the city parks shelter areas, athletic fields, and athletic courts may be reserved for private functions by individuals or groups. The city shall adopt policies establishing the reservation policy and individuals or groups may apply to reserve such shelter areas, athletic fields, or athletic courts pursuant to said policy.

B. A nonrefundable fee will be established by resolution of the city council and will be charged for reservation of a shelter, athletic field, or athletic court for private use. The fee may be waived by the city manager or his or her designee for public use.

C. It shall be unlawful for anyone to interfere with or prohibit the use of a park shelter, athletic field, or athletic court by the reserved party.

D. Dunk tanks, party ponies, and jump houses or other similar structures or personal property involving activities that increase liability to the city as solely determined by the parks and

recreation department are not allowed in the parks as part of the shelter area, athletic field or athletic court rentals. Individuals or groups wishing to use dunk tanks, party ponies or jump houses or similar structures or personal property must submit a special event permit application, and provide the parks and recreation department with proof of liability insurance, that meets or exceeds state tort claims limits. Jump houses, if approved, shall only be permitted in a designated location at Twin Creeks Park; they are prohibited at all other City parks. The permit application must be approved through the internal permitting process. No individuals or groups shall set up dunk tanks, party ponies or jump houses or similar structures or personal property unless specifically authorized by the parks and recreation department through the permitting process.

4.04.150 Vehicles--Parking.

A. No automobiles, trailers or other vehicles shall be driven or parked in any areas other than those provided, maintained or designated for such purposes.

B. No bicycles, motorcycles or other vehicles may be driven or parked upon a tennis court, basketball court, or pickleball court.

C. No automobiles, trailers, recreational vehicles or other vehicles of any kind may be parked in a city park during hours in which the park is closed to the public.

4.04.160 Speed Regulations.

No person shall drive a vehicle within a city park at a speed greater than is reasonable and prudent having due regard for traffic, surface and strength of roadways, hazards at intersections and other conditions then existing. In no case shall a person operate a vehicle in speeds in excess of fifteen miles per hour, unless otherwise posted.

4.04.170 Dogs in Parks.

Dogs shall be allowed in parks on leash only (not to exceed six feet in length) with the exception of designated dog parks. Any excrement created by an animal shall be immediately removed by the owner. Some areas in parks may be designated to prohibit dogs and will be posted accordingly. Dogs are prohibited from memorials, playgrounds, athletic courts, and spray parks.

4.04.180 Depositing Litter, Rubbish, Garbage or Trash.

A. No person shall leave any bottles, cans, ashes, waste paper, rubbish or garbage in a city park except in receptacles designated for that purpose.

B. It shall be unlawful for any person to haul household garbage, rubbish, or trash to the city park and deposit the same in the park or on public property.

4.04.190 Water Pollution.

No person shall wash any clothing or other material, or clean any fish in a lake or stream, nor in any way pollute any stream or lake in a city park. (Ord. 1899 §1(part), 2007).

4.04.210 Alcohol.

The possession and use of alcohol is prohibited in all public parks. Special Event Permits pursuant to Chapter 5.42 may be issued for special events involving alcohol when the applicant possesses a license for special events issued by the Liquor Control Commission and otherwise meets the requirements for a special event permit.

4.04.220 Public Nudity.

It is unlawful for any person regardless of age to expose his or her genitals while in a public park. This includes use of water features in parks and is specifically implemented for the purposes of ensuring a hygienic environment for all patrons.

4.04.230 Smoking in Park Facilities.

A. Definitions. For the purposes of this section, and unless the context requires the subject terms is defined as follows:

- 1. Tobacco and Smoke Paraphernalia** means possessing or to possess a lighted tobacco product, lighted tobacco paraphernalia, or any other lighted weed or plant, or other substance (including but not limited to a lighted pipe, hookah pipe, cigar, or cigarette of any kind) and including a device that simulates smoking of tobacco or other substances that creates a smoke or vapor.

B. All parks and facilities managed and maintained by the parks and recreation department of the city of Central Point are designated as tobacco and smoke free facilities. These parks and facilities include the pedestrian rights-of-way and/or sidewalks adjacent to each such property.

4.04.240 Penalty.

A. Violation of this chapter shall be punishable under the general penalty, Chapter [1.16](#).

B. Any person who violates any of the provisions of this chapter may be ejected or expelled from the park per the provisions of Chapter 4.10.

Chapter 8.32

BEAR CREEK GREENWAY

Sections:

~~8.32.010 Purpose.~~

~~8.32.020 Definitions.~~

~~8.32.030 Intended uses.~~

~~8.32.040 Authority Closure of greenway Use limitations.~~

~~8.32.050 Regulations Prohibitions.~~

~~8.32.060 Severability.~~

~~8.32.070 Jurisdiction Enforcement.~~

~~8.32.080 Violations Penalty.~~

8.32.010 Purpose.

~~This chapter establishes the enforceable regulation of activities throughout that portion of the Bear Creek Greenway corridor which lies within the jurisdiction of the city of Central Point. The provisions of this chapter, unless agreed otherwise, are not intended to preempt any other local government law, ordinance, rule, or regulation, or any property transaction, easement, covenants or similar agreement between any local government and those adjacent landowners with whom those agreements were made. (Ord. 1819 §1(part), 2001).~~

8.32.020 Definitions.

~~For the purposes of this chapter, unless the context requires otherwise, the following definitions apply:~~

~~“Bear Creek Greenway corridor (greenway)” means that publicly owned twenty-mile corridor of parks, trails, and adjacent land and waters that is located running north and south and includes sections of Bear Creek between North Mountain Avenue in the city of Ashland and the Seven Oaks Interchange north of the city of Central Point.~~

~~“Bicycle” has the meaning given that term in ORS [801.150](#).~~

~~“Camp” means to set up, occupy, or to remain in or at a campsite.~~

~~“Campsite” means any place where any bedding, sleeping bag or other material used for bedding purposes, or any stove or fire, is placed, established or maintained for the purpose of maintaining a temporary place to live, whether or not such place incorporates the use of any tent, box, lean-to, shack or any other structure, or any vehicle or part thereof.~~

~~“Destructive device” means any device with an explosive, incendiary or poison gas component, including but not limited to a bomb, grenade, rocket having a propellant charge of more than four ounces, missile having an explosive or incendiary charge of more than one-quarter ounce, mine, or any combination of parts either designed or intended for use in converting any device~~

~~into any destructive device described in this paragraph and from which a destructive device may be readily assembled.~~

~~“Dwell” means to regularly or intermittently remain for such a period of time at or near a particular location, premises or area so as to create a circumstance normally or reasonably associated with inhabiting, living, or assuming a possessory interest in such area.~~

~~“Firearm” has the meaning given that term in ORS [166.210](#).~~

~~“Fireworks” has the meaning given that term in ORS [480.110](#).~~

~~“Greenway authority” means the city of Central Point, its designees, or its employees, who have lawful control of regulating use of the greenway by nature of jurisdiction, ownership, tenancy, or official position.~~

~~“Horse,” in addition to its ordinary meaning includes mules, donkeys and other rideable animals.~~

~~“Keeper” means a person who owns, possesses, controls or otherwise has charge of a companion animal, as that term is defined in ORS [164.055\(2\)\(a\)](#).~~

~~“Livestock” means equines, cattle, sheep, goats, llamas, alpacas and swine.~~

~~“Occupy” or “occupancy” means the purpose for which a premises or structure, or parts thereof, is used or intended to be used. The definition of “occupy” is not limited to human or animal habitation and can include the improvement, development, or the placement of a structure or building on a premises, or any condition thereof.~~

~~“Open to the public” means premises that, by their physical nature, function, custom, usage, notice or lack of notice, or other circumstances at the time, would cause a reasonable person to believe that no permission to enter or remain is required.~~

~~“Possess” has the meaning given that term in ORS [161.015](#).~~

~~“Premises” includes any real property, facility, structure, shelter or building whether privately or publicly owned.~~

~~“Skate” or “skating” means roller skating, skate boarding or roller blading, or otherwise the use or application of a similar contrivance propelled exclusively by human power.~~

~~“Weapon” means any instrument, article or substance specifically designed for and presently capable of causing death or serious physical injury. A weapon includes any knife having a blade that projects or swings into position by force of a spring or by centrifugal force and commonly known as a switchblade knife, any dirk, dagger, ice pick, slingshot, metal knuckles, or any similar~~

instrument by the use of which injury could be inflicted upon the person or property of any other person. A “deadly” weapon has the meaning given that term in ORS [161.015\(2\)](#). (Ord. 1819 §1(part), 2001).

8.32.030 Intended Uses.

The greenway is intended for multiple use for recreational and nonmotorized transportation activities. None of the provisions of this chapter relieves the pedestrian or relieves the cyclist, skater, or equestrian from the duty to exercise due care concerning other users of the greenway or adjacent land owners.

A. All greenway users should maintain their own common or standard lane of travel without impeding travel of other users.

B. Bicyclists and skaters yield to all other trail users, and hikers yield to equestrians.

C. Unless otherwise marked, greenway users are permitted only on paths or paved trails specifically designed for such use.

D. Companion animals are allowed if on a leash no longer than six feet and in strict control of its keeper. Keeper shall remove the animal’s waste.

E. All users are expected to observe and obey all Oregon state and greenway traffic, as well as informational, warning, and closure signs.

F. All persons within the greenway will be held responsible for any damage they cause. Parents or guardians will be held responsible for the damage caused by their children under the age of eighteen years old, whether or not the parent or guardian is present. (Ord. 1819 §1(part), 2001).

8.32.040 Authority – Closure of Greenway – Use Limitations.

A. The greenway authority is authorized to establish and post regulations governing the use of the greenway within its jurisdiction which promote public health and safety and the preservation of property.

B. The greenway authority is authorized to close to public use the greenway corridor or any portion thereof, restrict the times when the same shall be open to such use and limit or prohibit any recreational use whenever such action is necessary to protect the health or safety of the public or the safety of the greenway or its facilities. Causes for greenway closure or limitations on greenway use include, but are not limited to, scheduled public events, fire hazard, dangerous weather or water conditions, sanitary protection of the watershed, park construction or repairs, conservation of fish and wildlife, unsafe or overcrowded shoreline, ramp, parking or road conditions, the prevention of damage to the greenway or any of its facilities or any dangerous, unsafe or unhealthful condition.

~~C. Unless otherwise posted, greenway closure shall occur between the hours of ten p.m. and six a.m. except as follows:~~

- ~~1. Pedestrians crossing the greenway on a paved section of the path;~~
- ~~2. Participants or spectators of an athletic contest or approved public event in greenway areas;~~
- ~~3. Persons attending a scheduled event in a greenway building designated for community recreation or instruction; or~~
- ~~4. Government employees during the course of official activities.~~

~~D. The greenway authority shall have the authority to eject from the greenway any person acting in violation of the regulations contained in this chapter. (Ord. 1819 §1(part), 2001).~~

~~8.32.050 Regulations—Prohibitions.~~

~~All regulations of the greenway shall apply to and be in full force and effect within the greenway area unless otherwise specifically authorized by this chapter.~~

~~A. Closure. No person shall enter the greenway or area which has been closed if notice of prohibited entry has been posted.~~

~~B. Basic Speed Rule.~~

- ~~1. A person commits the offense of violating the basic speed rule if the person drives bicycles, skates or rides a horse upon the greenway at a speed greater than is reasonable and prudent, having due regard to all the following:
 - ~~a. The traffic;~~
 - ~~b. The surface and width of the pathway;~~
 - ~~c. The hazard at intersections;~~
 - ~~d. Weather;~~
 - ~~e. Visibility;~~
 - ~~f. Any other conditions then existing.~~~~
- ~~2. In no case shall a person drive a bicycle, skate or ride a horse in speeds in excess of fifteen miles per hour, unless otherwise posted.~~

~~C. Obstruction of the Right of Way. No person, unless specifically authorized, shall:~~

- ~~1. Stand, gather with others upon any street, street crossing, sidewalk, trail or area within the greenway in a manner that obstructs free passage of users of the greenway; or~~
- ~~2. Place, cause to be placed, or permit to remain on any street, sidewalk, trail or area within the greenway anything that obstructs or interferes with such area or interferes with the normal flow of users of the greenway.~~

~~D. Vehicles/Horses.~~

- ~~1. No unauthorized person shall operate, park, stand or use any motorized vehicle, or ride or lead a horse within the greenway, except in areas provided, maintained or designated for such purpose.~~
- ~~2. Horses are permitted only on posted equestrian trails, where located.~~
- ~~3. The provisions of subsections (D)(1) and (2) of this section do not apply to governmental officials or their agents acting within their official capacity.~~

~~E. Animals.~~

- ~~1. Companion animals are allowed if on a leash no longer than six feet and in strict control of its keeper.~~
- ~~2. No person within the greenway shall allow any pet or animal in his or her custody:
 - ~~a. To annoy or molest any person; or~~
 - ~~b. To be tied up and left unattended; or~~
 - ~~c. Except for areas provided, maintained or designated for such purpose, to deposit its waste on any street, sidewalk, trail or managed landscape area unless the person immediately removes the waste from the area.~~~~
- ~~3. No horse or pack animal shall be tied, secured or hobbled in such a manner as to injure any tree, shrub or greenway improvement.~~
- ~~4. No person shall cause or knowingly permit livestock within the greenway.~~

~~F. Access to Private Lands. No person shall use the greenway to gain unauthorized access to private property adjacent or otherwise to the greenway.~~

~~G. Property Destruction. No unauthorized person shall:~~

- ~~1. Pick, cut, mutilate, blaze, paint or remove any flowers, shrubs, foliage, trees or plant life, or property of any kind, within the greenway area without written permission therefor from the greenway authority;~~
- ~~2. Mutilate, deface, damage, move or remove any greenway equipment, including but not limited to streets, sidewalks, bicycle paths or any part of the public right of way, tables, benches, buildings, signs, markers, plaques, barriers, fountains, faucets, traffic recorders or other structures or facilities of any kind within the greenway area; or~~
- ~~3. Dig, dredge, deface or remove any dirt, stones, rocks, artifacts or other substances, make any excavation, quarry any stones or other objects or cause or assist in doing any of such things within the greenway area, except upon written permission from the greenway authority.~~

H. Fires.

- ~~1. Unless specifically authorized, no person shall build, light or maintain any fire, portable gas, gasoline or oil stoves or other portable cooking devices, or leave a fire unattended, throw or deposit any burning substance, or other substance capable of burning or combustion within the greenway.~~
- ~~2. A person shall be responsible for damage resulting from fires caused by such person and for the cost of suppressing such fires.~~

I. Offensive Littering.

- ~~1. No person shall:
 - ~~a. Throw, dump, deposit or leave any trash, refuse, garbage, litter, cigarettes or tobacco products, or waste material within the greenway area, except in receptacles designated by the greenway authority for that purpose;~~
 - ~~b. Bring into the greenway area any trash, refuse, garbage, litter, waste material or vehicle for the purpose of leaving it therein;~~
 - ~~c. Wash any clothing or other materials in the waters of any pond or stream, or throw, dump or deposit into such waters, or onto the banks thereof, any trash, refuse, garbage, litter, waste material or other polluting product of any kind. Pollution and waste, for the purpose of this subsection I, are as defined in ORS [468B.005](#) (3) and (7).~~~~
- ~~2. In addition to any fine imposed for violation of any provision of this section, the violator is responsible for any and all costs resulting from necessary response, clean up, or damage caused by the act of offensive littering.~~

J. Camping.

- ~~1. Unless specifically authorized, no person shall camp or dwell within the greenway, or under any bridge or viaduct within the greenway area.~~
- ~~2. Violation of subsection (J)(1) of this section is subject to the rules of notification and removal of persons and property set forth in ORS [203.077](#) and adopted under Jackson County Code Sections 1078.03 to 1078.09 which rules are incorporated herein by reference.~~

~~K. Peddlers and Solicitors—Advertising—Signs.~~

- ~~1. Unless otherwise specifically permitted by the greenway authority, no person shall, within the greenway:
 - ~~a. Operate a concession, either fixed or mobile, or engage in the business of soliciting, selling or peddling goods, wares, merchandise, liquids or edibles for human consumption;~~
 - ~~b. Advertise in any manner, including but not limited to distributing circulars, or using fixed or mobile display; or~~
 - ~~c. Erect any sign, marker or inscription.~~~~
- ~~2. Unauthorized signing or trail marking is prohibited.~~

~~L. Alcoholic Beverages. Possessing or drinking alcoholic beverages within the greenway is prohibited.~~

~~M. Firearms, Air Guns and Other Weapons. No person, other than law enforcement officers performing their official duties, shall discharge any firearm, air gun, pellet gun, bow and arrow, slingshot or other projectile propelling device within the greenway.~~

~~N. Fireworks. No person shall possess or use fireworks or explosives of any type within the greenway.~~

~~O. Hunting. Unless specifically authorized, no person shall, or attempt, to pursue, hunt, trap, kill or injure any wild bird or animal within, into or out of the greenway area.~~

~~P. Noise. Loudspeakers, public address systems and amplified musical instruments are allowed within the greenway only upon approval from the greenway authority. (Ord. 1819 §1(part), 2001).~~

~~8.32.060 Severability.~~

~~If any section, subsection, sentence, clause, phrase or portion of this chapter is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be~~

~~deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions thereof. (Ord. 1819 §1(part), 2001).~~

~~**8.32.070 Jurisdiction--Enforcement.**~~

~~A. Persons are subject to the jurisdiction of the greenway authority for violations alleged to have been committed within that portion of the greenway that lies within the boundaries of the city of Central Point.~~

~~B. Enforcement of this chapter may be performed by any law enforcement officer or code enforcement officer designated by the greenway authority. (Ord. 1819 §1(part), 2001).~~

~~**8.32.080 Violations--Penalty.**~~

~~Unless provided otherwise, violations of any provision of this chapter shall, upon conviction, be punished by a fine of not more than two hundred fifty dollars per incident. (Ord. 1819 §1(part), 2001).~~

**Chapter 4.06
BEAR CREEK GREENWAY**

Sections:

- 4.06.010 Purpose.**
- 4.06.020 Definitions.**
- 4.06.030 Intended uses.**
- 4.06.040 Authority--Closure of greenway--Use limitations.**
- 4.06.050 Regulations--Prohibitions.**
- 4.06.060 Severability.**
- 4.06.070 Jurisdiction--Enforcement.**
- 4.06.080 Violations--Penalty.**

4.06.010 Purpose.

This chapter establishes the enforceable regulation of activities throughout that portion of the Bear Creek Greenway corridor which lies within the jurisdiction of the city of Central Point. The provisions of this chapter, unless agreed otherwise, are not intended to preempt any other local government law, ordinance, rule, or regulation, or any property transaction, easement, covenants or similar agreement between any local government and those adjacent landowners with whom those agreements were made. (Ord. 1819 §1(part), 2001).

4.06.020 Definitions.

For the purposes of this chapter, unless the context requires otherwise, the following definitions apply:

“Bear Creek Greenway corridor (greenway)” means that publicly-owned 22-mile corridor of parks, trails, and adjacent land and waters that is located running north and south and includes sections of Bear Creek between the Table Rock Road Overpass in the city of Central Point and the Seven Oaks Interchange north of the city of Central Point.

“Bicycle” has the meaning given that term in ORS 801.150.

To **“Camp”** has that meaning provided in Section [7.01.020](#).

“Campsite” has that meaning provided in Section [7.01.020](#).

“Camping materials” has that meaning provided in Section [7.01.020](#).

“Destructive device” means any device with an explosive, incendiary or poison gas component, including but not limited to a bomb, grenade, rocket having a propellant charge of more than four ounces, missile having an explosive or incendiary charge of more than one-quarter ounce, mine, or any combination of parts either designed or intended for use in converting any device into any destructive device described in this paragraph and from which a destructive device may be readily assembled.

“Firearm” has the meaning given that term in ORS 166.210.

“Fireworks” has the meaning given that term in ORS 480.111.

“Greenway authority” means the city of Central Point, its designees, or its employees, who have lawful control of regulating use of the greenway by nature of jurisdiction, ownership, tenancy, or official position.

“Horse,” in addition to its ordinary meaning includes mules, donkeys and other rideable animals.

“Keeper” means a person who owns, possesses, controls or otherwise has charge of a companion animal, as that term is defined in ORS 164.055(2)(a).

“Livestock” means equines, cattle, sheep, goats, llamas, alpacas and swine.

“Occupy” or “occupancy” means the purpose for which a premises or structure, or parts thereof, is used or intended to be used. The definition of “occupy” is not limited to human or animal inhabitation and can include the improvement, development, or the placement of a structure or building on a premises, or any condition thereof.

“Open to the public” means premises that, by their physical nature, function, custom, usage, notice or lack of notice, or other circumstances at the time, would cause a reasonable person to believe that no permission to enter or remain is required.

“Possess” has the meaning given that term in ORS 161.015.

“Premises” includes any real property, facility, structure, shelter or building whether privately or publicly owned.

“Skate” or **“skating”** means roller skating, skate boarding or roller blading, or otherwise the use or application of a similar contrivance propelled exclusively by human power.

“Weapon” means any instrument, article or substance specifically designed for and presently capable of causing death or serious physical injury. A weapon includes any knife having a blade that projects or swings into position by force of a spring or by centrifugal force and commonly known as a switchblade knife, any dirk, dagger, ice pick, slingshot, metal knuckles, or any similar instrument by the use of which injury could be inflicted upon the person or property of any other person. A **“deadly”** weapon has the meaning given that term in ORS 161.015(2). (Ord. 1819 §1(part), 2001).

4.06.030 Intended Uses.

The greenway is intended for multiple use for recreational activities. None of the provisions of this chapter relieves the pedestrian or relieves the cyclist, skater, or equestrian from the duty to exercise due care concerning other users of the greenway or adjacent land owners. Recreational use of bicycles, skateboards, scooters, or similar devices shall be non-motorized, but electric bikes and electric scooters, skateboards or similar devices are permitted provided they do not exceed a 15-mph speed limit.

A. All greenway users should maintain their own common or standard lane of travel without impeding travel of other users.

B. Bicyclists and skaters yield to all other trail users, and hikers yield to equestrians.

C. Unless otherwise marked, greenway users are permitted only on paths or paved trails specifically designed for such use.

D. Companion animals are allowed if on a leash no longer than six feet and in strict control of its keeper. Keeper shall remove the animal’s waste.

E. All users are expected to observe and obey all Oregon state and greenway traffic, as well as informational, warning, and closure signs.

F. All persons within the greenway will be held responsible for any damage they cause. Parents or guardians will be held responsible for the damage caused by their children under the age of eighteen years old, whether or not the parent or guardian is present. (Ord. 1819 §1(part), 2001).

4.06.040 Authority--Closure of Greenway--Use Limitations.

A. The greenway authority is authorized to establish and post regulations governing the use of the greenway within its jurisdiction which promote public health and safety and the preservation of property.

B. The greenway authority is authorized to close to public use the greenway corridor or any portion thereof, restrict the times when the same shall be open to such use and limit or prohibit any recreational use whenever such action is necessary to protect the health or safety of the public or the safety of the greenway or its facilities. Causes for greenway closure or limitations on greenway use include, but are not limited to, scheduled public events, fire hazard, dangerous weather or water conditions, sanitary protection of the watershed, park construction or repairs, conservation of fish and wildlife, unsafe or overcrowded shoreline, ramp, parking or road conditions, the prevention of damage to the greenway or any of its facilities or any dangerous, unsafe or unhealthful condition.

C. Unless otherwise posted, greenway closure shall occur between the hours of ten p.m. and six a.m. except as follows:

- 1. Pedestrians crossing the greenway on a paved section of the path;**
- 2. Participants or spectators of an athletic contest or approved public event in greenway areas;**
- 3. Persons attending a scheduled event in a greenway building designated for community recreation or instruction; or**
- 4. Government employees during the course of official activities.**

4.06.050 Regulations--Prohibitions.

All regulations of the greenway shall apply to and be in full force and effect within the greenway area unless otherwise specifically authorized by this chapter.

A. Closure. No person shall enter the greenway or area which has been closed if notice of prohibited entry has been posted.

B. Basic Speed Rule.

- 1. A person commits the offense of violating the basic speed rule if the person bicycles, skates or rides a horse upon the greenway at a speed greater than is reasonable and prudent, having due regard to all the following:**
 - a. The traffic;**
 - b. The surface and width of the pathway;**
 - c. The hazard at intersections;**

d. Weather;

e. Visibility;

f. Any other conditions then existing.

- 2. In no case shall a person ride a bicycle, skate or ride a horse in speeds in excess of fifteen miles per hour, unless otherwise posted.**

C. Obstruction of the Right-of-Way. No person, unless specifically authorized, shall:

- 1. Stand, gather with others upon any street, street crossing, sidewalk, trail or area within the greenway in a manner that obstructs free passage of users of the greenway; or**
- 2. Place, cause to be placed, or permit to remain on any street, sidewalk, trail or area within the greenway anything that obstructs or interferes with such area or interferes with the normal flow of users of the greenway.**

D. Vehicles/Horses.

- 1. No unauthorized person shall operate, park, stand or use any motorized vehicle, or ride or lead a horse within the greenway, except in areas provided, maintained or designated for such purpose.**
- 2. Horses are permitted only on posted equestrian trails, where located.**
- 3. The provisions of subsections (D)(1) and (2) of this section do not apply to governmental officials or their agents acting within their official capacity.**

E. Animals.

- 1. Companion animals are allowed if on a leash no longer than six feet and in strict control of its keeper.**
- 2. No person within the greenway shall allow any pet or animal in his or her custody:**
 - a. To annoy or molest any person; or**
 - b. To be tied up and left unattended; or**
 - c. Except for areas provided, maintained or designated for such purpose, to deposit its waste on any street, sidewalk, trail or managed landscape area unless the person immediately removes the waste from the area.**
- 3. No horse or pack animal shall be tied, secured or hobbled in such a manner as to injure any tree, shrub or greenway improvement.**

4. No person shall cause or knowingly permit livestock within the greenway.

F. Access to Private Lands. No person shall use the greenway to gain unauthorized access to private property adjacent or otherwise to the greenway.

G. Property Destruction. No unauthorized person shall:

1. Pick, cut, mutilate, blaze, paint or remove any flowers, shrubs, foliage, trees or plant life, or property of any kind, within the greenway area without written permission therefor from the greenway authority;
2. Mutilate, deface, damage, move or remove any greenway equipment, including but not limited to streets, sidewalks, bicycle paths or any part of the public right-of-way, tables, benches, buildings, signs, markers, plaques, barriers, fountains, faucets, traffic recorders or other structures or facilities of any kind within the greenway area; or
3. Dig, dredge, deface or remove any dirt, stones, rocks, artifacts or other substances, make any excavation, quarry any stones or other objects or cause or assist in doing any of such things within the greenway area, except upon written permission from the greenway authority.

H. Fires.

1. Unless specifically authorized, no person shall build, light or maintain any fire, portable gas, gasoline or oil stoves or other portable cooking devices, or leave a fire unattended, throw or deposit any burning substance, or other substance capable of burning or combustion within the greenway.
2. A person shall be responsible for damage resulting from fires caused by such person and for the cost of suppressing such fires.

I. Offensive Littering.

1. No person shall:
 - a. Throw, dump, deposit or leave any trash, refuse, garbage, litter, cigarettes or tobacco products, or waste material within the greenway area, except in receptacles designated by the greenway authority for that purpose;
 - b. Bring into the greenway area any trash, refuse, garbage, litter, waste material or vehicle for the purpose of leaving it therein;
 - c. Wash any clothing or other materials in the waters of any pond or stream, or throw, dump or deposit into such waters, or onto the banks thereof, any trash, refuse, garbage, litter, waste material or other polluting product of any kind. Pollution and waste, for the purpose of this subsection I, are as defined in ORS [468B.005](#)(5) and (9).

2. In addition to any fine imposed for violation of any provision of this section, the violator is responsible for any and all costs resulting from necessary response, clean up, or damage caused by the act of offensive littering.

J. Campsites Prohibited.

1. As provided in CPMC Chapter 7.01.030, it is unlawful to sleep or store Camping Materials or similar Personal Property, as defined in Chapter 7.01, for any period of time in the greenway, unless authorized by law or by declaration of the City Manager.
2. Violation of subsection (J)(1) of this section shall be subject to enforcement as provided in CPMC 7.01.050.

K. Peddlers and Solicitors--Advertising--Signs.

1. Unless otherwise specifically permitted by the greenway authority, no person shall, within the greenway:
 - a. Operate a concession, either fixed or mobile, or engage in the business of soliciting, selling or peddling goods, wares, merchandise, liquids or edibles for human consumption;
 - b. Advertise in any manner, including but not limited to distributing circulars, or using fixed or mobile display; or
 - c. Erect any sign, marker or inscription.
2. Unauthorized signing or trail marking is prohibited.

L. Alcoholic Beverages. Possessing or drinking alcoholic beverages within the greenway is prohibited.

M. Firearms, Air Guns and Other Weapons. No person, other than law enforcement officers performing their official duties, shall discharge any firearm, air gun, pellet gun, bow and arrow, slingshot or other projectile propelling device within the greenway.

N. Fireworks. No person shall possess or use fireworks or explosives of any type within the greenway.

O. Hunting. Unless specifically authorized, no person shall, or attempt, to pursue, hunt, trap, kill or injure any wild bird or animal within, into or out of the greenway area.

P. Noise. Loudspeakers, public address systems and amplified musical instruments are allowed within the greenway only upon approval from the greenway authority.

4.06.060 Severability.

If any section, subsection, sentence, clause, phrase or portion of this chapter is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

4.06.070 Jurisdiction--Enforcement.

A. Persons are subject to the jurisdiction of the greenway authority for violations alleged to have been committed within that portion of the greenway that lies within the boundaries of the city of Central Point.

B. Enforcement of this chapter may be performed by any law enforcement officer or code enforcement officer designated by the greenway authority.

4.06.080 Violations--Penalty.

A. Unless provided otherwise, violations of any provision of this chapter shall, upon conviction, be punished by a fine of not more than two hundred fifty dollars per incident.

B. Any person who violates any of the provisions of this chapter may be ejected or expelled from the greenway per the provisions of Chapter 4.10.

Chapter 8.36

SKATE PARK GUIDELINES AND RULES

Sections:

~~8.36.010—General guidelines and policies.~~

~~8.36.020—Prohibited acts.~~

~~8.36.030—Penalties.~~

~~8.36.010 General Guidelines and Policies.~~

~~A. All users of the skate park are deemed to do so at their own risk. No attendant will be on duty, and the city will not be responsible or liable for injury or theft of property.~~

~~B. The city reserves the right to close the park in the event of vandalism, graffiti, or aggressive behavior.~~

~~C. Horseplay, violence and profanity are prohibited, and violators will be required to leave the park indefinitely.~~

~~D. Trash containers will be furnished and should be used. Excessive littering will be cause for park closure.~~

~~E. Users should refrain from using the park when the concrete skating/riding surfaces are either wet and slippery or damaged. Users observing damage should promptly notify city parks department at 664-3321 extension 265.~~

~~F. Inclement weather may be cause for park closure, at the city's discretion.~~

~~G. The city reserves the right to exclude users at such times as the city deems the park to be at full capacity.~~

~~H. The city reserves the right to subject the park to video surveillance at any or all times.~~

~~I. All organized events or formal contests must receive prior written approval from the city parks and recreation director or designee.~~

~~J. The city reserves the right to eject and bar from the park any person who violates these guidelines and policies. (Ord. 1959 §1(part), 2012; Ord. 1856A §1(part), 2005).~~

8.36.020 Prohibited Acts.

~~A. A safety helmet must be worn at all times by any person that is on the concrete skating/riding surface of the park. A "safety helmet" as used in this chapter means a helmet carrying a sticker indicating that the helmet meets the standards established by the United~~

~~States Consumer Product Safety Commission No person shall enter or be inside the concrete skating/riding surface of the park, unless such person is wearing a safety helmet.~~

~~B. No person shall damage or deface any part of the park.~~

~~C. No person shall bring into the park or possess within the park any glass containers.~~

~~D. No person shall use the concrete skating/riding surface area of the park with any type of motorized vehicle or device. Skateboards, nonmotorized scooters (like razor scooters), BMX bikes, and inline skates are permissible as long as the individual is wearing a safety helmet and abiding by the rules of the park.~~

~~E. No person shall bring into or possess within the park any alcohol or controlled substances.~~

~~F. No person shall modify or attempt to modify any element, surface or area within the park.~~

~~G. No person shall enter or remain in the park except during hours posted by the city.~~

~~H. All spectators must stand, sit or observe outside the concrete skating/riding surface of the park.~~

~~I. Spectators and park users are prohibited from standing, trampling or injuring in any way the shrubs, trees and bedding plants that are around the park.~~

~~J. The city reserves the right to limit the number of persons allowed inside the concrete skating/riding surface of the park at any given time. (Ord. 1959 §1(part), 2012; Ord. 1934, 2010; Ord. 1856A §1(part), 2005).~~

8.36.030 Penalties.

~~A. Any person who violates any of the provisions of this chapter shall be subject to the city's general penalty.~~

~~B. Any person who violates any of the provisions of this chapter may be excluded from the park from the time of such violation until such time as re-entry is authorized by either the city police department or the park and recreation department. (Ord. 1959 §1(part), 2012; Ord. 1856A §1(part), 2005).~~

Chapter 4.08 SKATE PARK GUIDELINES AND RULES

Sections:

4.08.010 General Guidelines and Policies.

4.08.020 Prohibited Acts/Regulations.

4.08.030 Penalties.

4.08.010 General Guidelines and Policies.

In addition to the rules generally applicable to city parks under CPMC 4.04, the following rules and guidelines apply to the use of the skate park:

A. This is an unsupervised park. All users of the skate park are deemed to use the park at their own risk. Inspect the surfaces before riding. Remove all trash, debris and objects that may prevent a smooth, safe ride. The City does not assume any responsibility for loss or injuries.

B. Users should refrain from using the park when the concrete skating/riding surfaces are either wet and slippery or damaged. Users observing damage should promptly notify city parks department at 664-3321 extension 265.

C. For the safety of park users, the city reserves the right to temporarily exclude users at such times as the city determines the park to be at full capacity.

D. The city reserves the right to subject the park to video surveillance at any or all times.

E. All organized events or formal contests must receive prior written approval from the city parks and recreation director or designee.

F. The city reserves the right to close the park in the event of violation of park rules or for any other circumstances deemed necessary including inclement weather.

4.08.020 Prohibited Acts/Regulations.

A. A safety helmet must be worn at all times by any person that is on the concrete skating/riding surface of the park. A "safety helmet" as used in this chapter means, at a minimum, a helmet carrying a sticker indicating that the helmet meets the standards established by the United States Consumer Product Safety Commission (CPSC). Higher levels of safety certification such as the American Society for Testing and Materials (ASTM) or Snell Certification are also permitted.

B. No person shall enter or be inside the concrete skating/riding surface of the park, unless such person is wearing a safety helmet.

C. No person shall use the concrete skating/riding surface area of the park with any type of motorized vehicle or device. Skateboards, nonmotorized scooters (like razor scooters), BMX bikes, and inline skates are permissible as long as the individual is wearing a safety helmet and abiding by the rules of the park.

D. No person shall modify or attempt to modify any element, surface or area within the park.

E. All spectators must stand, sit or observe outside the concrete skating/riding surface of the park.

F. Spectators and park users are prohibited from standing, trampling or injuring in any way the shrubs, trees and bedding plants that are around the park.

G. No person shall use the Skate Park in a manner which is unsafe, physically intimidating, which places others at risk of physical harm, or which interferes unreasonably with the safe and enjoyable use of others.

H. Profanity is prohibited.

I. Trash containers will be furnished and must be used for disposal of waste. Littering is prohibited.

J. No person shall bring into the park or possess within the park any glass containers.

K. No person shall bring into or possess within the park any alcohol or controlled substances.

L. Use of tobacco products, marijuana or other inhaling device is prohibited.

M. The city reserves the right to limit the number of persons allowed inside the concrete skating/riding surface of the park at any given time.

4.08.030 Penalties.

A. Any person who violates any of the provisions of this chapter shall be subject to the city's general penalty.

B. Any person who violates any of the provisions of this chapter may be ejected or expelled from the park per the provisions of Chapter 4.10.

Chapter 4.10

PARK VIOLATION – EJECTION OR EXCLUSION REMEDY

A. For the purposes of this Chapter, the following definitions apply:

- 1. Disruptive Activity.** Disruptive Activity is behavior, conduct or activity that obstructs, disrupts or interferes with the operation or business being conducted by the City, or authorized users, or other permitted activities at a Park.
- 2. Ejection.** An ejection is an order given by an authorized park officer directing a person to immediately leave a park and not to return for the remainder of the day.
- 3. Exclusion.** An exclusion is an order made by an authorized park officer prohibiting a person from entering or remaining at a park for a specified period of time.
- 4. Park Officer.** Any peace officer, park official, or city code compliance officer.
- 5. Park Violation.** Park Violation is behavior, conduct or activity at a park that would constitute a violation of:
 - a. Federal, state or local law.**
 - b. Provisions of the code applicable to parks, including but not limited to Chapters 4.04, 4.06 and 4.08.**
 - c. Any rule or regulation applicable to parks.**

B. In addition to other remedies provided for violation of CPMC Chapter 4 or any other provision of the municipal code, or of any of the laws of the State of Oregon, any park officer may issue an ejection to a person who engages in a disruptive activity or a park violation and direct that person to immediately leave the park for the remainder of the day. Nothing in this section shall be construed to authorize the ejection or expulsion of any person lawfully exercising free speech rights or other rights protected by the state or federal constitutions.

C. Oral Warning.

- 1. A park officer shall attempt to give a person who may be subject to an ejection or exclusion under this section an oral warning and a reasonable opportunity to stop engaging in the disruptive activity or park violation; provided, however, failure to give an actual oral warning does not nullify the effectiveness or enforceability of an ejection or exclusion.**
- 2. A park officer is not required to attempt to give an oral warning before issuing an ejection or exclusion where the behavior, conduct or activity constitutes one or more of the following:**

- a. A felony, misdemeanor, or motor vehicle offense.
- b. A violation of Chapter 7.01, which shall be governed by the rules set forth in that Chapter.
- c. Dangerous or threatening behavior. Behavior is dangerous or threatening if a reasonable person, exposed to or experiencing such behavior could believe that the person would be in imminent danger of physical harm. Actual bodily injury to a person is not required. The belief of a person engaging in self-harming behavior is not deemed reasonable.

D. Length of Exclusion.

1. Except as provided in subsection D.2 below, the length of exclusion from a park shall be for 30 days, unless:

- a. The person to be excluded has also been excluded previously from any park for any reason within three years before the date of the present exclusion, then the exclusion shall be for 90 days.
- b. The person to be excluded has also been excluded previously from any parks for any reason on two or more occasions within 3 years before the date of the present exclusion, then the exclusion shall be for 180 days.

2. The length of exclusion shall be:

a. For 60 days if the disruptive activity or park violation giving rise to the present exclusion:

(1) Constitutes child abuse under ORS Chapter 419B, elder abuse under Chapter ORS 124, or abuse of adults with mental illness or development disabilities under ORS Chapter 430, that may trigger mandatory reporting by a park officer or a “public or private official” under the mandatory reporting statutes;

(2) Constitutes any offenses against persons under ORS Chapter 163;

(3) Constitutes intimidation under ORS 166.155 or ORS 166.165; or

(4) Results in property damage to a park of \$1,000 or more.

b. For 120 days if the person to be excluded for a reason described in Subsection D.2.a has also been issued an exclusion for any reason previously from any park within 3 years before the date of the present exclusion.

c. For 270 days if the person to be excluded for a reason described in Subsection D.2.a has also been excluded from any parks for any reason on two or more occasions within 3 years before the date of the present exclusion.

E. Except as otherwise provided in this subsection, the place of exclusion shall be the Park where the disruptive activity or park violation occurred. Where the behavior giving rise to the expulsion is a violation under subsection D.2.a.1 or D.2.a.2, the place of exclusion may be one or more parks.

F. No person shall knowingly enter or remain in any park at any time in violation of a park expulsion order as issued and served upon the person in accordance to the provisions of this section.

G. Park Expulsion Process; Appeal.

1. Written notice shall be given to any person expelled from any city park(s). Such notice shall specify the dates and places of expulsion, a brief description of the disruptive activity or park violation resulting in the expulsion notice, and information on right to appeal. It shall be signed by the issuing party; warning of consequences for failure to comply shall be prominently displayed on the notice. Such written notice shall be delivered in person, or by certified mail along with an additional copy by first class mail to the last known mailing address of said individual.

2. A person issued such notice may appeal in accordance with CPMC 1.04.060 to have the written notice rescinded or the period shortened. The appeal notice shall specify the relief sought and the reason for said relief. Pending the date of the appeal hearing, the expulsion shall be temporarily stayed.

3. The Council shall uphold the expulsion if, upon de novo review, the preponderance of the evidence convinces the Council that, more likely than not, the person in fact committed the crime or violation, and that the expulsion is otherwise appropriate as to purpose and length of expulsion.

C. *Penalty.* Any person who violates any provision of this Chapter is subject to the general penalty under CPMC 1.16.010. Any violation of subsection F of this Chapter is deemed a Criminal Trespass II, a Class C misdemeanor.



DEPARTMENT: Parks and Recreation **MEETING DATE:** November 7, 2024

STAFF CONTACT: Dave Jacob, Park Planner

SUBJECT: Don Jones Memorial Park - Playground Design Recommendation & OPRD Local Government Grant Application Approval

SUMMARY AND BACKGROUND:

Project Overview: Don Jones Memorial Park, covering 7.98 acres and completed in 2009, is the city's most popular park. Its amenities include the city's only spray park, tennis/pickleball courts, a basketball court, two large gazebos, a walking trail, a community garden, and open green space. The park also houses the Oregon Fallen War Heroes Memorial and the Dennis Richardson Memorial. The park's playground structures are outdated and due for replacement. Over time, several structures have been removed due to safety concerns and the unavailability of replacement parts. The new playground will feature equipment designed for two age groups: 2 to 5 years and 5 to 12 years. It will also include accessible elements tailored for children with physical limitations. Following a review of submitted designs and public feedback, staff met with a representative from Landscape Structures/Ross Recreation Equipment to discuss and modify the original design. The revised playground plan from Landscape Structures is recommended for the following reasons:

- **Accessible Elements:** Landscape Structures is a leader in creating accessible playground equipment that not only accommodates children with physical limitations but is also engaging for children of all abilities. Prioritizing accessibility will enhance inclusivity and strengthen the grant application.
- **Shade Structures:** A consistent theme in public feedback was the need for shade at the playground site. The Landscape Structures design incorporates shade structures throughout to improve comfort for users.
- **Surfacing Material:** Public feedback indicated dissatisfaction with the current wood fiber fall material, citing discomfort and maintenance needs. While wood fiber does help prevent fall-related injuries, it can be uncomfortable due to splinters and requires frequent upkeep to maintain its protective properties. The new design will use a turf fall material for most of the play area, which will not only enhance accessibility but will also stay cooler during hot summer months, providing a more user-friendly surface.

Funding: Staff plan to apply for approximately \$600,000 in grant funds from the Oregon Parks and Recreation Department's Local Government Grant Program to support the playground replacement project. The grant amount may vary depending on the final costs for playground equipment and installation. In 2024, the grant program awarded

\$32 million, with multiple \$1 million grants, and a similar funding level is anticipated in 2025. If the grant is awarded, the City is expected to contribute up to \$400,000 in matching funds, bringing the total project budget to around \$1 million. *City Council will approve the application by resolution next year and staff requests Park and Recreation Commission approval to move forward with the grant application.*

Schedule: Grant funds will become available after October 1, 2025. To minimize disruption to park activities, the existing playground structures will not be removed until after this date. Once removal is complete, installation of the new playground will begin, with completion expected by winter 2026.

Staff Recommendation: Staff recommends approval of the Landscape Structures/Ross Recreation Equipment playground design for Don Jones Memorial Park and that the Commission support submission of the grant proposal to the Oregon Parks and Recreation Department – Local Government Grant Program for project funding.

Recommended Motion: I move that the Central Point Parks and Recreation Commission approve the Landscape Structures/Ross Recreation Equipment playground design for Don Jones Memorial Park and that we also approve staff submitting a funding proposal to the Oregon Parks and Recreation Department – Local Government Grant program.

ATTACHMENTS/EXHIBITS:

1. Don Jones Memorial Park - Playground Design Images 11-7-24

Don Jones Memorial Park – Landscape Structures – Ross Recreation Equipment – Playground Design
Central Point Parks and Recreation Commission
November 7, 2024



Don Jones Memorial Park

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Recreation Equipment

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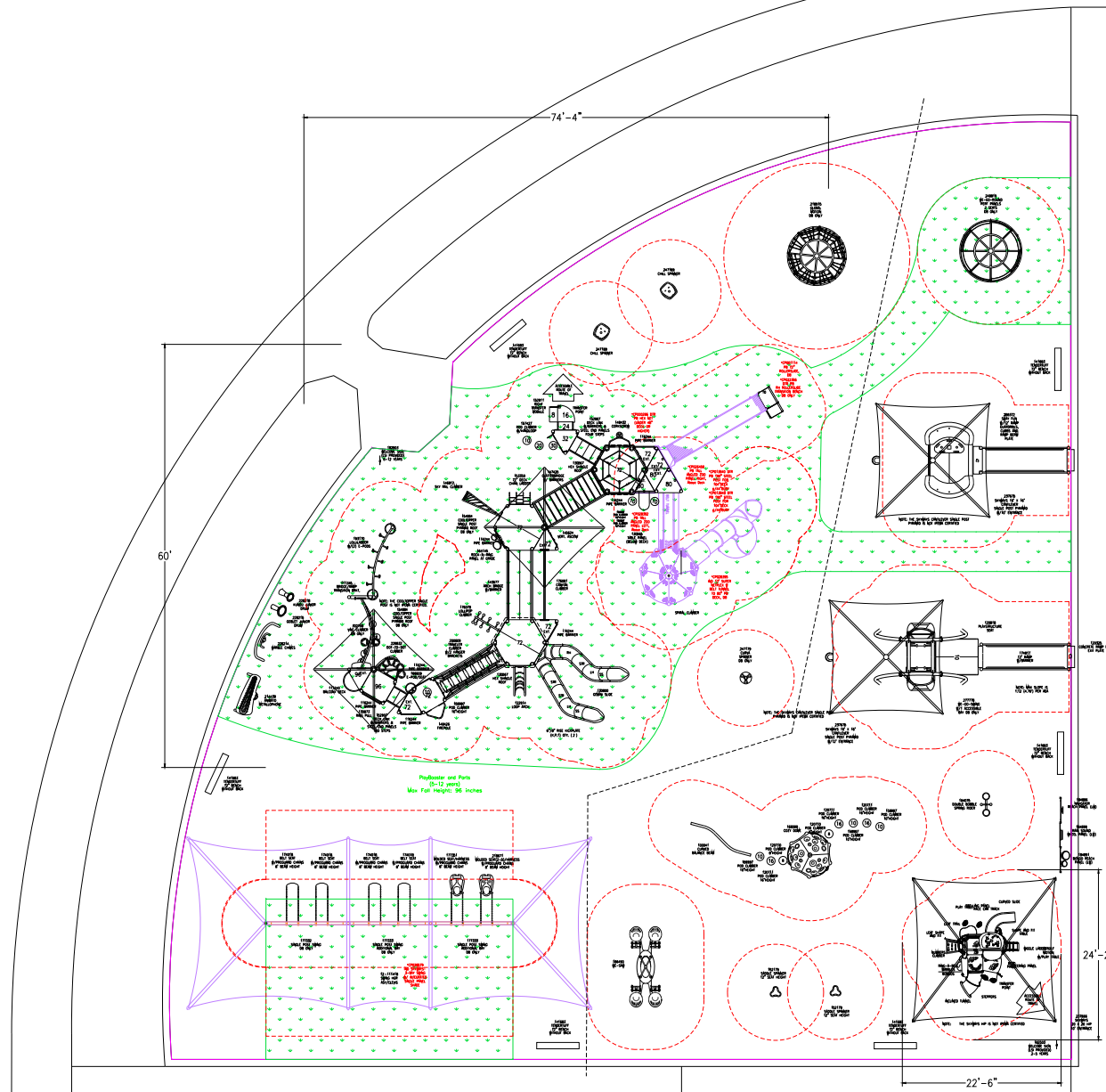
Don Jones Memorial Park

1187051-01-03-11 • 09.06.2024



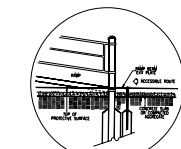
Recreation Equipment

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TOTAL SQUARE FOOTAGE
8,472 SQ.FT. - EWF

TOTAL SQUARE FOOTAGE
5,055 SQ.FT. - TURF



SUGGESTED RAMP BEAM EXIT PLATE
#7/12" DECK TO GRADE/DR/RESIDENT SURFACING INSTALLATION
REFER TO RAMP BEAM EXIT PLATE INSTALLATION SHEET



The play components identified on this plan are IPEMA certified. (Unless model number is preceded with *) The use and layout of these components conform to the requirements of ASTM F1487. To verify product certification, visit www.ipema.org

THIS PLAY AREA & PLAY EQUIPMENT IS DESIGNED FOR AGES 5-12 YEARS UNLESS OTHERWISE NOTED ON PLAN.

IT IS THE MANUFACTURERS OPINION THAT THIS PLAY AREA DOES CONFORM TO THE A.D.A. ACCESSIBILITY STANDARDS, ASSUMING AN ACCESSIBLE PROTECTIVE SURFACING IS PROVIDED, AS INDICATED, OR WITHIN THE ENTIRE USE ZONE.

THIS CONCEPTUAL PLAN WAS BASED ON INFORMATION AVAILABLE TO US. PRIOR TO CONSTRUCTION, DETAILED SITE INFORMATION INCLUDING SITE DIMENSIONS, TOPOGRAPHY, EXISTING UTILITIES, SOIL CONDITIONS, AND DRAINAGE SOLUTIONS SHOULD BE OBTAINED, EVALUATED, & UTILIZED IN THE FINAL DESIGN. PLEASE VERIFY ALL DIMENSIONS OF PLAY AREA, SIZE, ORIENTATION, AND LOCATION OF ALL EXISTING UTILITIES, EQUIPMENT, AND SITE FURNISHINGS PRIOR TO ORDERING. SLIDES SHOULD NOT FACE THE HOT AFTERNOON SUN.

CHOOSE A PROTECTIVE SURFACING MATERIAL THAT HAS A CRITICAL HEIGHT VALUE TO MEET THE MAXIMUM FALL HEIGHT FOR THE EQUIPMENT (REF. ASTM F1487 STANDARD CONSUMER SAFETY PERFORMANCE SPECIFICATION FOR PLAYGROUND EQUIPMENT FOR PUBLIC USE, SECTION 8 CURRENT REVISION). THE SUBSURFACE MUST BE WELL DRAINED. IF THE SOIL DOES NOT DRAIN NATURALLY IT MUST BE TILED OR SLOPED 1/8" TO 1/4" PER FOOT TO A STORM SEWER OR A "FRENCH DRAIN".

ACCESSIBLE/PROTECTIVE SURFACING TO BE A COMBINATION OF UNITARY AND LOOSE FILL MATERIALS.

DESIGNED BY:
DTG

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LANDSCAPE STRUCTURES INC.
601 7th STREET SOUTH
DELANO, MINNESOTA 55328
PH: 888-438-6574
playlsi.com

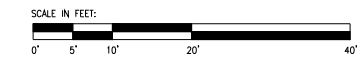
6/13/24	1187051-01-01	DTG
Date	Previous Drawing #	Initials

5-12 EQUIPMENT

TOTAL ELEVATED PLAY COMPONENTS	19		
TOTAL ELEVATED COMPONENTS ACCESSIBLE BY RAMP	0	REQUIRED	0
TOTAL ELEVATED COMPONENTS ACCESSIBLE BY TRANSFER	15	REQUIRED	10
TOTAL ACCESSIBLE GROUND LEVEL COMPONENTS SHOWN	17	REQUIRED	6
TOTAL DIFFERENT TYPES OF GROUND LEVEL COMPONENTS	6	REQUIRED	6

2-5 EQUIPMENT

TOTAL ELEVATED PLAY COMPONENTS	10		
TOTAL ELEVATED COMPONENTS ACCESSIBLE BY RAMP	0	REQUIRED	0
TOTAL ELEVATED COMPONENTS ACCESSIBLE BY TRANSFER	9	REQUIRED	5
TOTAL ACCESSIBLE GROUND LEVEL COMPONENTS SHOWN	17	REQUIRED	3
TOTAL DIFFERENT TYPES OF GROUND LEVEL COMPONENTS	13	REQUIRED	13



Don Jones Memorial Park
Cetral Point, OR

Ross Recreation
Equipment Co.
Len Fransen

SYSTEM TYPE:
PlayBooster

DRAWING #:
1187051-01-03





DEPARTMENT: Parks and Recreation

MEETING DATE: November 7, 2024

STAFF CONTACT: Dave Jacob, Park Planner

SUBJECT: Election of Officers & Review of Commissioner Terms

SUMMARY AND BACKGROUND:

As per Central Point Municipal Code 2.18.010, each year, before the first regular meeting of the parks and recreation commission, the mayor shall appoint a commission chairperson. The chairperson shall hold office for one year. The commissioners will nominate and elect a chairperson and vice chairperson who will be approved by the Mayor in January. New terms will start in February. Park Commissioner terms are as follows:

	First Name	Last Name	Term Start Date	Term End Date
Chair	Patricia	Alvarez	3/9/2016	12/31/2024
Vice-Chair	Ronald	Woodhead	11/19/2021	12/31/2025
	Fran	Cordeiro-Settell	9/11/2017	12/31/2024
	Stephanie	Hendricks	5/14/2020	12/31//2026
	Eden	Foster	2/18/2022	12/31/2026
	Deanna	Casey	10/1/2023	12/31/2025
	Connie	Moczygamba	1/25/2024	12/31/2026

ATTACHMENTS/EXHIBITS:

None