

**ORDINANCE NO. (O)14-16**

**AN ORDINANCE OF THE TOWN OF ORO VALLEY, ARIZONA  
AMENDING ORO VALLEY TOWN CODE, SECTION 16-1-2,  
PARK OPERATIONS, AND REPEALING ALL RESOLUTIONS,  
ORDINANCES AND RULES OF THE TOWN OF ORO VALLEY  
IN CONFLICT THEREWITH**

**WHEREAS**, on December 18, 1996, the Town Council adopted (R)96-54 that enacted the Parks and Recreation's Park Operations; and

**WHEREAS**, the Mayor and Council desire to amend the Oro Valley Town Code, Chapter 16, Parks and Recreation, Section 16-1-2 Park Operations in order to modify park hours at the discretion of the Parks Director, specifically for seasonal adjustments to park hours; and

**WHEREAS**, the Parks and Recreation Director will be given discretion to modify the hours of operation for all parks within in Town.

**NOW, THEREFORE BE IT ORDAINED** by the Mayor and Council of the Town of Oro Valley, Arizona, that certain document known as the "Oro Valley Town Code", Section 16-1-2, Park Operations is hereby amended and attached hereto as "Exhibit "A":

**SECTION 1.** Pursuant to ARS § 41-1346, the Town shall maintain efficient record management for local public records and it has been determined that this Ordinance is a public record with three copies of said Ordinance to remain on file in the office of the Town Clerk.

**SECTION 2.** All Oro Valley Ordinances, Resolutions, or Motions and parts of Ordinances, Resolutions, or Motions of the Council in conflict with the provisions of this Ordinance are hereby repealed.


**SECTION 3.** If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

**PASSED AND ADOPTED** by Mayor and Town Council, the Town of Oro Valley, Arizona, this 3<sup>rd</sup> day of December, 2014.

TOWN OF ORO VALLEY

  
\_\_\_\_\_  
Dr. Satish I. Hiremath, Mayor

ATTEST:

  
\_\_\_\_\_  
Julie K. Bower, Town Clerk

Date: 12/8/14

PUBLISH: DAILY TERRITORIAL  
DECEMBER 9, 10, 11, 12, 2014

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Tobin Sidles, Legal Services Director

Date: 12/5/14

POSTED: 12/9/14 - 1/9/15

# EXHIBIT "A"

Section 16-1-2 is amended to read as follows, with additions being shown in ALL CAPS and deletions being shown in ~~Strikethrough text~~:

#### 16-1-2 Park Operations

~~A.— Hours. No person shall trespass upon or be on the grounds, of any municipal park between the hours of 10:00 p.m. and 6:00 a.m. Sunday through Saturday, unless such person has received written permission from the Town. All activities sponsored or co-sponsored by the Town of Oro Valley are exempt. However, the park in question will close immediately upon completion of the activity. The total number of people admitted for any usage shall not exceed the capacity of the facility involved as determined by an official designated by the Parks and Recreation Director or the Fire District.~~

~~B.— Closing of Parks. Any park or portion of a park may be declared closed to the public by the Town or any agent of the Town, including the Police Department at any time and for any interval of time, either temporarily or at regular and stated intervals (daily or otherwise), and either entirely or merely to certain users, as the Town shall find reasonably necessary; no person shall enter any closed area of a park if such entry is prohibited; nor shall any person utilize any portion of a park if such utilization is prohibited.~~

A. THE DIRECTOR OR HIS OR HER DESGINEE MAY MAKE SUCH REASONABLE RULES AND REGULATIONS AS ARE NECESSARY TO MANAGE, USE, PRESERVE AND GOVERN PARK PROERTY AND ACTIVITIES, AND MAY DESGNATE HOURS OF OPERATION AND OPENING AND CLOSING TIMES OF THE MUNICIPAL PARKS. NO PERSON SHALL TRESPASS UPON OR BE ON THE GROUNDS OF ANY MUNICIPAL PARK DURING HOURS WHEN ANY MUNICIPAL PARK IS CLOSED TO THE PUBLIC, UNLESS SUCH PERSON HAS RECEIVED WRITTEN PERMISSION FROM THE TOWN.

B. ANY SECTION OR PART OF ANY PARK MAY BE DECLARED CLOSED TO THE PUBLIC BY THE DIRECTOR, AND/OR THE POLICE DEPARTMENT, AT ANY TIME AND FOR ANY INTERVAL OF TIME, EITHER TEMPORARILY OR AT REGULAR AND STATED INTERVALS (DAILY OR OTHERWISE), AND EITHER ENTIRELY OR MERELY TO CERTAIN USES, AS THE DIRECTOR MAY FIND IN THE PUBLIC HEALTH, SAFETY OR WELFARE, OR FOR PROPER OPERATION OF THE PARK. THE DIRECTOR MAY ALSO MODIFY SEASONAL PARK HOURS TO ALLOW FOR THE APPROPRATE USE OF TOWN RESOURCES AND CITIZEN USE.

C. Oro Valley Aquatics Center Hours of Operation. The Oro Valley Aquatics Center shall be open to the public from the hours of 5:00 a.m. to 10:00 p.m., Monday through Sunday. The Oro Valley Parks and Recreation Director shall have discretion to modify these normal hours for all programs and/or special events held at the Oro Valley Aquatics Center.