

ORDINANCE NO. 723-24

AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF PAGE, COCONINO COUNTY, ARIZONA AMENDING THE CITY OF PAGE CODE OF ORDINANCES, CHAPTER 93, PARKS AND RECREATION, ADDING CAMPING REGULATIONS, ESTABLISHING PARK HOURS, AND AMENDING THE DEFINITIONS AND PENALTY.

WHEREAS, public places and parks in the City of Page provide common areas for residents and non-residents to meet, relax, and take part in recreational, cultural, social, and other activities; and

WHEREAS, it is in the best interests of residents and nonresidents of the community for the City regulate parks, and other public places in a way that makes such areas accessible to the public, clean, safe and sanitary.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF PAGE, COCONINO COUNTY, ARIZONA, AS FOLLOWS:

SECTION 1. That all ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 2. Chapter 93, Parks and Recreation, of the City of Page Code of Ordinances is hereby amended as follows:

§ 93.01, DEFINITIONS.

For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

CAMP. TO RESIDE IN OR USE A PUBLIC PLACE FOR TEMPORARY OR PERMANENT LIVING ACCOMMODATION PURPOSES INCLUDING, BUT NOT LIMITED TO, ACTIVITIES SUCH AS ERECTING TENTS OR ANY OTHER STRUCTURE PROVIDING SHELTER, LAYING DOWN BEDDING FOR THE PURPOSES OF SLEEPING, USING CAMP PARAPHERNALIA, STORING PERSONAL BELONGINGS, STARTING A FIRE, REGULARLY COOKING OR PREPARING MEALS, OR LIVING, EVEN TEMPORARILY, IN A PARKED VEHICLE, INCLUDING A CAMPER VEHICLE. SUCH ACTIVITIES CONSTITUTE CAMPING WHEN IT REASONABLY APPEARS UNDER THE CIRCUMSTANCES THAT THE PARTICIPANTS ARE USING THE AREA AS A LIVING ACCOMMODATION, NO MATTER HOW TEMPORARY.

CAMP PARAPHERNALIA. INCLUDES, BUT IS NOT LIMITED TO, TARPS, COTS, BEDS, SLEEPING BAGS, HAMMOCKS, BLANKETS, AND SIMILAR EQUIPMENT.

PARKS-RECREATION AREA. Any open or enclosed tract of land owned by the city, adopted for, set apart (whether by dedication or otherwise), maintained at public expense and devoted to the purposes of pleasure, recreation, ornament or light and air for the general public. By way of illustration, but not limiting, the definition includes John C. Page Memorial Park, Golliard Park, Children's Park, Vermillion Park, Page Sports Complex, Amphitheatre, or tennis courts, AND THE PAGE MUNICIPAL GOLF COURSE.

SPIRITUOUS LIQUOR. Includes alcohol, brandy, whiskey, rum, tequila, mescal, gin, wine, porter, ale, beer, any malt liquor, malt beverage, absinthe or compound or mixture of any of them, or of any of them with any vegetable or other substance, alcohol bitters, bitters containing alcohol, and any liquid mixture or preparation, whether patented or otherwise, which produces intoxication, fruits preserved in ardent spirits, and beverages containing more than 0.5% of alcohol by volume.

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§ 93.06 CAMPING ON CITY PROPERTY.

CAMPING PROHIBITED. NO PERSON SHALL CAMP IN ANY PARKS-RECREATION AREA, EXCEPT WHERE SPECIFICALLY AUTHORIZED BY THE CITY. CAMPING IS ALSO PROHIBITED ON CITY OWNED PROPERTY IN THE FOLLOWING AREAS:

- (A) WITHIN FIVE HUNDRED FEET (500') OF THE EDGE OF PAVEMENT OF HIGHWAY 98;**
- (B) WITHIN ONE THOUSAND FEET (1000') OF ANTELOPE VALLEY ROAD.**

§ 93.07 PARK HOURS.

UNLESS OTHERWISE POSTED OR BY PERMIT ISSUED BY THE CITY, PARK HOURS FOR PUBLIC USE OF ALL PORTIONS OF ANY PARKS-RECREATION AREA, INCLUDING OFF-STREET PARKING AREAS FOR THE PARKS-RECREATION AREA, SHALL BE FROM SUNRISE UNTIL ELEVEN P.M. NO PERSON MAY ENTER, OCCUPY OR USE A PARKS-RECREATION AREA, INCLUDING THE OFF-STREET PARKING AREA, OUTSIDE OF PARK HOURS.

§ 93.99 PENALTY

Any person, firm or corporation violating any of the provisions of this chapter, shall be deemed guilty of a misdemeanor and each person shall be deemed guilty of a separate offense for each and every day a portion thereof during which any violation of the provisions of this chapter is committed, continued or permitted and upon conviction of any such violations, such persons shall be punishable by a fine of not more than \$300, or by imprisonment for not more than 90 days or by both such fine and imprisonment CLASS 2 MISDEMEANOR AND UPON CONVICTION THEREOF SHALL BE PUNISHED BY A FINE AND/OR IMPRISONMENT CONSISTENT WITH THE PENALTY FOR A CLASS 2 MISDEMEANOR AS PROVIDED FOR IN A.R.S. TITLE 13. EACH DAY THAT A

VIOLATION CONTINUES SHALL BE A SEPARATE OFFENSE PUNISHABLE AS HEREIN ABOVE DESCRIBED.

SECTION 3. That the effective date of this Ordinance shall be 30 days from the adoption of this Ordinance.

SECTION 4. If any section, subsection, sentence, clause, phrase or portion of this Ordinance or any part of the Code adopted herein by reference 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.

SECTION 5. That the City Clerk is authorized to correct typographical and grammatical errors, as well as errors of wording and punctuation, as necessary; and that the City Clerk is authorized to make formatting changes needed for purposes of clarity and form, if required, to be consistent with the Page City Code of Ordinances.

SECTION 6. Any person violating any provision of this Ordinance shall be guilty of a class 2 misdemeanor as set forth above.

PASSED AND ADOPTED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF PAGE, COCONINO COUNTY, ARIZONA this 14 day of February, 2024, by the following vote:

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| Ayes | <u>7</u> |
| Nays | <u>0</u> |
| Abstentions | <u>0</u> |
| Absent | <u>0</u> |



CITY OF PAGE

By William R. Deak
Mayor

ATTEST:

APPROVED AS TO FORM:

[Signature]
CITY CLERK

[Signature]
CITY ATTORNEY