

## **CHAPTER 41.3**

### **DOWNTOWN PARKS**

**Adopted Ordinance No. 2022-45, December 5, 2022**

#### **1. DOWNTOWN PARKS.**

A. Central Park, the Transfer House, the Memorial Band Shell and Preston Jackson Park, all located in the Downtown Business District, shall be closed to all persons between the hours of 12:00 a.m. and 6:00 a.m.

B. It shall be unlawful for any person to walk, stand, or otherwise be present in or upon Central Park, the Transfer House, the Memorial Band Shell, and Preston Jackson Park, all located in the Downtown Business District, between the hours of 12:00 a.m. and 6:00 a.m. This section shall not apply to a person who obtained or is present under the authority of an approved Rental Agreement permitting the use of Central Park, the Transfer House, the Memorial Band Shell, and Preston Jackson Park during the hours the park is closed, to employees of the City of Decatur while engaged in their employment duties, law enforcement officials and fire and rescue officials.

**2. BICYCLES ON PARKS.** The operation and use of bicycles, roller skates, skateboards, scooters and all other similar devices propelled by human power, but excluding wheelchairs, strollers or baby carriages, and push carts, be and the same is hereby prohibited, and no person shall use, operate or ride on such vehicles or devices, at any point in that area commonly known as Central Park, the Transfer House, the Memorial Band Shell and Preston Jackson Park.

Amended November 2023

**3. STRUCTURES.** No person may build, construct, erect, place, utilize or place any structure, whether temporary or permanent, nor build, construct, cause or use any fire or incendiary device in any manner in the area commonly known as Central Park, the Transfer House, the Memorial Band Shell and Preston Jackson Park without the express permission from the City pursuant to their Administrative Policies and Procedures.

**4. CENTRAL PARK FOUNTAIN.** It is hereby prohibited to enter into or on the fountain located in what is commonly known as Central Park with the exception of City personnel or those at the direction of the City in the performance of their duties. (Amended, Ordinance No. 2007-63, July 16, 2007)

**5. PENALTY.** Any person, firm or corporation who shall violate any of the provisions of this Chapter shall, upon conviction, be fined not less than Twenty-Five Dollars (\$25) for each offense, and each day on which a violation occurs or continues shall be considered as a separate offense, and any license or permit issued hereunder may be suspended or revoked following notice and opportunity to be heard, by the City Manager or designee.

**6. NUISANCES.** Any violation of either Sections 1, 2, 3 and 4 is hereby declared to be a nuisance and may be abated as sch in addition to any fine or penalty imposed.

**7. SEVERABILITY.** If any provision of this Ordinance, or the application of any provision of the Ordinance is held unconstitutional or otherwise invalid, such occurrence shall not affect other provisions of this Ordinance, or their application, that can be given effect without the unconstitutional or invalid provision or it application. Each unconstitutional or invalid provision, or application of such provision, is severable, unless otherwise provided by this Ordinance.

**8. EFFECTIVE DATE.** This Ordinance shall be in full force and effect from and after its passage and approval and publication as required by law.