CHAPTER 1

PARKS

SECTION:

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8-1-1: OPERATION OF CONCESSION: No person shall sell or offer for sale any food, beverage or candy, within a public park, except for persons operating under a concession agreement approved by the Council.

8-1-2: AMUSEMENTS: No person shall operate or cause to be operated any amusement ride, device, mechanical or electronic game or machine, carnival, show or exhibit of any kind, for pecuniary gain in any public park, except persons operating under a concession or lease agreement approved by the Council.

8-1-3: PLANTING OR REMOVAL OF SHRUBS: No trees, shrubs or vines shall be planted in the parks of the City, nor shall any trees, shrubs or vines be cut down or removed therefrom, without the consent of the City.

8-1-4: OPERATION OF MOTORIZED VEHICLES: No person shall operate any motorized vehicle within any public park, without the express written consent of the Mayor.

8-1-5: ALCOHOLIC BEVERAGES PROHIBITED:

(A) The terms defined below shall have the following meanings when used in this section:

ALCOHOLIC BEVERAGE: Beer, wine, or liquor.

BEER: Any beverage obtained by the alcoholic fermentation of an infusion or decoction of barley, malt or other ingredients in drinkable water.

LIQUOR: All kinds of liquor sold by and in state liquor stores of the State of Idaho.
STATE LIQUOR STORE: Any liquor store or distributor established under and pursuant to the laws of the State of Idaho for the package sale of liquor at retail.

WINE: Any beverage containing not more than fourteen percent (14%) alcohol by volume obtained by the fermentation of the natural sugar contents of fruits or other agricultural products containing sugar whether or not other ingredients are added.

(B) Any person who possesses any alcoholic beverage while in any public park, public outdoor recreation area or facility or any public parking lot adjacent thereto, is guilty of a misdemeanor.

(C) Notwithstanding section (B) hereof, beer may be possessed and consumed in any public park within the premises designated for any person holding a retail beer or wine license to sell or dispense beer or wine within such park. The boundaries of such premises shall be conspicuously posted by such licensee or by the City upon or near such premises. Nothing in this section shall prohibit such retail licensee or his agents, employees or suppliers from transporting beer or wine to the premises for sale or disposition (Ord. 166-15-12, 03/20/12).

8-1-6: HOURS OF OPERATION: Any person who enters or is found to be present in any public park between the hours of 12:00 o’clock midnight and 5:00 o’clock a.m. is guilty of an infraction (Ord. 166-15-12, 03/20/12).

8-1-7: ANIMALS IN PARKS PROHIBITED: It shall be unlawful for the owner or custodian of any domestic or feral animal, other than a domestic dog or cat, to permit or allow such animal to enter or be present upon or within any public park (Ord. 166-15-12, 03/20/12).