

CHAPTER 17

PARKS AND RECREATION

Article 1. Park Board.

Article 2. Miscellaneous Provisions.

Article 3. Penalty.

Article 1. Park Board

Section 17-1. Park Board Created.

(See Chapter 1, Section 1-57)

Sections 17-2 through 17-8. (Reserved for future use.)

Section 17-9. Camping at Elk Lake.

RV camping or tent camping at Elk Lake is permitted upon payment of \$15.00 per night provided, the use thereof shall be restricted to not more than ten consecutive days, whereafter the person or group shall not utilize that or another RV space at the Lake until the passage of thirty (30) consecutive days. Rotation between RV spaces by a person or group shall not be allowed as a means to extend use. (amended 04/20/2022)

Article 2. Miscellaneous Provisions

Section 17-10. Public Parks.

All places heretofore owned by the City and used as parks or lakes are hereby declared to be public parks or lakes within the meaning of this chapter, and are subject to all rules and regulations set out in this chapter.

Section 17-11. Defacing Property.

No person shall write upon or mark or deface in any manner or use in any improper way, any water closet, park seat, building, fence or other property in any park.

Section 17-12. Driving in Parks.

No person shall drive or ride upon the grass or footways or walks or elsewhere in a city park than upon roads provided for the use of automobiles and other vehicles.

Section 17-13. Speed.

No person shall drive or ride at a greater rate of speed than twenty (20) miles an hour within any city park.

Section 17-14. Injuring Trees,etc.

No person shall break, cut, mutilate or injure, remove or carry away any trees, shrubs, plants, flowers, stone, stone walk, bench, chair, seat, bower, stand, structure, fence, property or anything whatsoever in, upon, or near any park, or any street, avenue or highway around the same.

Section 17-15. Nuisance or Indecency.

No person shall commit any nuisance or any offense against decency and good morals in the parks.

**Section 17-16. Throwing Stones, Rubbish or Glass Containers;
Glass Beverage Containers Prohibited in Lake Areas.**

No person shall throw stones, rubbish or glass containers of any kind into any lake or pond or stream or other place in the parks, except into receptacles designated for that purpose. No person shall bring or use glass beverage containers within lake areas owned by the City designated "No Glass Containers."

Section 17-17. Molesting Animals.

No person shall chase, kill, set snares for, pet, or tease any rabbit, duck, goose, squirrel, bird, fish or any other animal or thing belonging to the park or kept therein.

Section 17-18. Bill Posting.

No person shall paste, affix or inscribe any handbill, poster, card, device or inscription to or upon or against any fence, structure or property of or on any park or highway, street or avenue surrounding the same.

Section 17-19. Disorderly Behavior.

No person shall curse, swear or use abusive language or fight, throw stones or behave in a riotous or disorderly manner in any park.

Section 17-20. Vending and Retailing.

No person shall set up any booth, table, stand or other device for vending or retailing any article or services, without prior approval of the City Manager. An itinerant occupation tax in the amount of twenty-five dollars (\$25.00) per day for a food truck engaged in operations on City of

Elk City property. This will require a special event permit from City of Elk City, Oklahoma. (amended 08/01/22)

Section 17-21. Fouling Water.

No person shall foul in any manner any pool, spring, drinking fountain or stream in any park.

Section 17-22. Keep to Right.

All automobiles, vehicles or equestrians, when meeting on the driveways in any park, shall keep to the right, and also comply with all other requirements of the traffic ordinances of the City in the use of the driveways by automobiles or other vehicles.

Section 17-23. Trespassing.

No person shall go or walk upon any space in the parks reserved for flowers or other plants or otherwise invade any plot reserved by the City for shrubbery or flowers or for any other purposes.

Section 17-24. Disturbing Picnics.

No person shall disturb or interfere with any picnic or social gathering or program of any group of persons in any City park.

Section 17-25. Domestic Fowls at Large.

No person shall permit any domestic fowls to run at large in the parks.

Section 17-26. Fishing Regulations.

That the Oklahoma Fishing Regulations presently in effect and as subsequently modified or amended, is hereby adopted and incorporated in the Code of Ordinances of the City of Elk City, Oklahoma, as if set out at length herein, for the purposes of establishing locally appropriate rules and regulations for the control of fishing in City lakes within said municipality; subject only to the following exceptions:

- a. No trotlines, throwlines, juglines, limb lines, or yo-yos shall be permitted; (amended 08/01/22)
- b. Length limit regulations shall be posted.
- c. Ackley Park allowed fishing age limit under 16 and over 69. (amended 08/01/22)
- d. Tournament or fishing derby require special event permit. (amended

08/01/22)

Section 17-27. Ackley Park/Ackley Park West Fishing Regulations.

No person shall engage in fishing activities within Ackley Park/Ackley Park West, without adhering to the regulations set forth in this Ordinance:

- a. Fishing shall be conducted in accordance with the rules outlined in Title 29 of the Oklahoma State Statutes, hereby adopted by the City of Elk City.
- b. The use of trotlines, throwlines, juglines, limb lines, or yo-yos is prohibited.
- c. Cast nets are not permitted for fishing activities.
- d. Fishing is permitted only for individuals under the age of 16 and 70 or over.
- e. Fishing at Ackley Park/Ackley Park West is considered a recreational activity. Fishing tournament and derbies are only permitted with prior approval from the City of Elk City.
- f. Any person engaging in fishing activities must comply with all posted signs, notices and instructions related to fishing at Ackley Park/Ackley Park West in the City of Elk City.
- g. Violation of the provisions of this Section may result in temporary or permanent removal from Ackley Park fishing activity by an Elk City official or officer.
- h. Any person found in violation of this provisions of this Section shall be subject to a fine of up to Fifty Dollars (\$50.00) for each offense. (Section added 5/6/2024)

Section 17-28. Prohibited Swimming Areas.

No person shall swim in lake areas designated "No Swimming Areas".

Section 17-29. Prohibited Boating Areas; Boating Regulations.

No person shall operate a boat or other motorized watercraft in areas designated "No Boating" areas. Watercraft shall be operated in accordance with Oklahoma Boating Regulations.

Section 17-30. No Wake Areas.

For purposes of this section:

1. Wake shall be defined as the tracks of waves left by a watercraft or other object moving through the water that are cresting and showing white water, or may cause injury or damage to any person or property.

2. Watercraft shall be defined as every description of watercraft on water used or capable of being used as a means of transportation on water.

3. It shall be unlawful to operate watercraft in a manner as such to create a wake in areas designated "No Wake" areas.

Section 17-31. Distances of Watercraft from Shoreline, Other Watercraft, Boat Ramps, Docks or Piers.

1. For purposes of this section:

a. Wake shall be defined as the tracks of waves left by a watercraft or other object moving through the water that are cresting and showing white water, or may cause injury or damage to any person or property.

b. Watercraft shall be defined as every description of watercraft on the water used or capable of being used as a means of transportation on water.

2. Persons operating a watercraft shall, at all times, maintain a safe distance from other watercraft.

3. Persons operating a watercraft shall not create a wake within 150 feet of any watercraft.

4. Persons operating a watercraft shall not create a wake within 100 feet of the shoreline.

5. Persons operating a watercraft shall not create a wake within 150 feet of any boat, ramps, docks, or piers.

Article 3. Penalty

Section 17-32. Penalty.

Any person, firm or corporation who shall violate any provision of this Chapter shall be guilty of any offense and, upon conviction thereof, shall be punished by fine and costs as provided for in Section 1-40 of this Code, unless a separate and distinct penalty is otherwise specifically set forth in this Chapter. Each day's continuation of any such violation shall constitute a separate offense.