

ORDINANCE NO. 762

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COLUMBIA FALLS, MONTANA, AMENDING CHAPTER 12.40 PARKS OF THE COLUMBIA FALLS MUNICIPAL CODE.

WHEREAS, the City Council desires to amend Chapter 12.40 Parks to allow the consumption of alcohol at specially permitted events at designated City Park areas and providing for the specific permit requirements,

WHEREAS, the City Council has determined, upon conducting a hearing on March 7, 2016, that said amendments to the Columbia Falls Municipal Code are in the best interests of the City.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COLUMBIA FALLS, MONTANA AS FOLLOWS:

Section One. Section Amended: Chapter 12.40 Columbia Falls Municipal Code is hereby added as shown on Exhibit "A" attached hereto.

Section Two. Inconsistent Provisions: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section Three. Severability: The provisions of this Ordinance are severable. If any provision of this Ordinance is held invalid, such invalidity shall not affect other provisions or applications of this Ordinance which can be given effect without the invalid provision.

Section Four. Effective Date: This Ordinance shall become effective thirty (30) days after its final passage and approval by the City Council of the City of Columbia Falls, Montana.

PASSED AND APPROVED BY THE CITY COUNCIL OF COLUMBIA FALLS, MONTANA THIS 21st DAY OF MARCH, 2016, THE COUNCIL VOTING AS FOLLOWS:

AYES: Petersen, Piper, Shepard, Fisher, Lovering and Barnhart

NOES: None

ABSENT: Karper

\_\_\_\_\_  
City Clerk

APPROVED BY THE MAYOR OF COLUMBIA FALLS, MONTANA, THIS 21st DAY OF MARCH, 2016.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

## EXHIBIT A

### **12.40.030 Permits for use.**

The city council of the city may grant permits for use to responsible applicants during the hours prescribed in Sections 12.40.010 and 12.40.020 of this Code and hours otherwise closed. The city council of the city may grant permits for such use that includes the consumption and/or sale of alcohol if granted in conjunction with a special permit.

### **12.40.35 City Park Rules.** The following rules apply to conduct in City parks of Columbia Falls

- A. Camping is prohibited unless approved by City Council pursuant to §030 of this part.
- B. Pets.
  - (i) All pets must be kept on a leash. For purposes of this section the term "leash" is a chain, rope, or strap for leading or holding an animal in check and such leash must physically tether pets to a person or a stationary object.
  - (ii) Pet owners are responsible for removal of any waste deposited by their pets.
- C. Events. All scheduled events or groups of more than 25 people must complete an application for park use from city hall.
- D. No fireworks may be discharged in any city park.
- E. Pursuant to Ordinance 9.28 "Weapons", no firearm or other projectile weapons may be discharged in city parks.
- F. Open flame fires and recreational burning are prohibited in city parks, unless done so in an area specifically designated and marked as such by the City.
- G. No unauthorized motor vehicles are allowed beyond designated parking areas.
- H. Livestock is not allowed in City parks.
- I. It is prohibited to destroy, deface, injure, remove, or otherwise damage any natural or improved city park property. Willful or negligent cutting, destruction, or mutilation of any tree, shrub, or plant as well as any disturbance or removal of any topsoil cover is also prohibited.

- J. No person shall use city parks for any commercial purpose without first securing permission from City Hall.
- K. The sale and/or consumption of alcohol is prohibited unless approved by the City Council pursuant to Section 030 of this part.

Section 12.40.050

The City Parks in which events may be held, which include the sale and / or consumption of alcohol pursuant the City's granting of the permits and special permits required hereunder include Rivers Edge Park and Marantette Park.