

TITLE 12

PARKS AND RECREATION

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- 12.08 Park Property
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CHAPTER 12.04

PARKS COMMISSION

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12.04.01 Established There is hereby established a Parks and Recreation Commission for the city of Briarcliff, Arkansas, to operate, manage and control all recreational facilities in the city.

12.04.02 Membership The Commission shall consist of up to five (5) qualified electors of the city, to be appointed by the Mayor and confirmed by a majority of the duly elected and qualified members of the City Council. Each commissioner shall be appointed for a term of five (5) years; a vacancy on the Commission shall be filled for the unexpired term in the same manner hereinabove prescribed. Each commissioner shall file the oath required of public officials by the laws of this state; any such commissioner may be removed upon a two-thirds (2/3) vote of the members of the City Council.

12.04.03 Powers The Commission shall have full and complete authority to build, manage, operate, maintain and repair the grounds and improvements under its jurisdiction; shall have complete charge of its buildings and grounds, including the right to control the use thereof and to permit or refuse to permit the use of such facilities by an individual or group; and shall have the right to employ or remove any of its employees, and to fix and regulate the salary of each such employee.

The Commission shall have the exclusive authority to purchase supplies, apparatus, etc., necessary or desirable, including all construction, repairs, alterations and additions to the property within the jurisdiction of the Commission.

The Commission shall also have the exclusive authority to enter into contracts for the use of park facilities; shall adopt its own rules and regulations for the proper operation and management of all property within its respective jurisdiction; and shall have full authority to repeal or amend its rules and regulations as it sees fit.

12.04.04 Reports The Commission shall submit quarterly reports, beginning three (3) months after they take their oath of office and each three (3) months thereafter, reporting in full on the operations of the Commission, including an accounting of receipts and disbursements and furnishing such other reports, data and information as may be required by the Mayor and City Council. The quarterly report, with respect to receipts and disbursements, shall be certified by the commissioners as correct. They shall further submit an annual audit of the operations of the parks and recreational programs to the Mayor and City Council.

12.04.05 Use of revenues The Commission shall have the exclusive authority to utilize all revenues derived from their respective operations; separate accounts shall be maintained and all monies shall be segregated and used exclusively for the operation of parks and recreation programs. The commissioners shall receive no salary, but shall be reimbursed for actual expenses incurred in the performance of their duties.

12.04.06 Appropriation of funds The City Council may, at any time, appropriate funds from the General Revenue Fund or other available funds to provide the necessary monies for the operation of the Commission's parks and recreation programs.

12.04.07 Exclusive jurisdiction The Parks Commission shall have sole and exclusive jurisdiction, power and control over the recreational facilities and programs as assigned to it by the Mayor and Council, and shall abide by rulings approved by a majority Council vote.

CHAPTER 12.08

PARK PROPERTY

Sections:

12.08.01	Park property
12.08.02	Vehicles
12.08.03	Fine
12.08.04	Protected preserve

12.08.01 Park property It shall be unlawful for a person or person to destroy park and nature trail property. This shall include signs, fishing docks, picnic tables and the nature trail around fishing pond. (Ord. No. 3-13-2002)

12.08.02 Vehicles This shall include riding motorized vehicles such as motorcycles, trail bikes, and all terrain vehicles on nature trail. This does not include motorized personal assist vehicles, such as wheel chairs, etc. (Ord. No. 3-13-2002)

12.08.03 Fine The fines for destroying park property shall be a minimum of Fifty Dollars (\$50.00) and up to Two Hundred and Fifty Dollars (\$250.00), plus cost of repairs for damages. There shall be an additional Two Hundred and Fifty Dollar (\$250.00) fine plus cost of repairs for damages for each subsequent offense or offenses. (Ord. No. 3-13-2002)

12.08.04 Protected preserve

- A. All city park areas shall constitute a protected preserve for all wildlife/fowl.
- B. The trapping, shooting or otherwise harming of any wildlife/fowl in a protected preserve shall constitute as a misdemeanor and be punishable by a fine of up to Five Hundred Dollars (\$500.00) and not less than Two Hundred Fifty Dollars (\$250.00) per occurrence.
- C. Exceptions: Fishing regulations (Ord. No. 12-20-2000) concerning fishing regulations, or the trapping of or elimination of poisonous snakes or beavers or any other varmint as declared nuisances by the Mayor or Council of the city of Briarcliff.
- D. A reward of One Hundred Dollars (\$100.00) for information leading to the arrest and conviction of anyone committing an infraction of this ordinance will be paid by the city of Briarcliff as it will constitute a destruction of city property. (Ord. No. 4-7-2005)

CHAPTER 12.12

FISHING REGULATIONS

Sections:

- 12.12.01 Regulations
- 12.12.02 Enforcement
- 12.12.03 Fine

12.12.01 Regulations All state of Arkansas fishing regulations are to be enforced, i.e., daily, length and possession limits, except as stated herein:

- A. Arkansas fishing license required.
- B. No limb-lines, trotlines, or jugs.
- C. 15” minimum length on all bass including all large mouth, small mouth, and Kentucky spotted.
- D. 12” minimum length on catfish.
- E. Daily limit of three (3) bass with a daily combined limit of six (6) fish, with no more than three (3) bass. (Ord. No. 12-20-2000)

12.12.02 Enforcement Enforcement of this ordinance to be carried out by Arkansas Game and Fish Officer, the Briarcliff City Marshal, or by the city of Briarcliff’s Mayor. (Ord. No. 12-2-2000)

12.12.03 Fine Penalty to be imposed is Fifty Dollar (\$50.00) per incident. (Ord. No. 12-2-2000)

CHAPTER 12.16

BRIARCLIFF WATER AND RECREATIONAL IMPROVEMENT

DISTRICT #1 FACILITIES

Sections:

12.16.01	Purpose
12.16.02	Utilization
12.16.03	Rules
12.16.04	Denial of use
12.16.05	Appeal

12.16.01 Purpose The recreational facilities are available in order to encourage conduct that is conducive to family-oriented activities and to uphold the moral standards of the Briarcliff community. (Ord. No. 2-16-2010)

12.16.02 Utilization The recreational facilities are available to those property owners/residents and their guests who are in good standing in the community. (Ord. No. 2-16-2010)

12.16.03 Rules The rules and regulations of the Briarcliff Water and Recreational Improvement District #1, aka BID, are hereby adopted by reference in their entirety as the rules and regulations for the facilities utilization of the city of Briarcliff, Arkansas. (Ord. No. 2-16-2010)

12.16.04 Denial of use The Mayor may deny or restrict the use of facilities to any individual when in his judgment, or upon the recommendation of the Parks and Recreation Commission, the individual's conduct or actions are contrary to family-oriented activities or to the standards of the Briarcliff community. (Ord. No. 2-16-2010)

12.16.05 Appeal The City Council may override by a two-thirds' vote the denial or restrictions of an individual's use of city facilities. (Ord. No. 2-16-2010)