

## Chapter 14

### PARKS AND RECREATION\*

Art.	I.	In General 14-1-14-15
Art.	II.	Parks, 14-16-14-22
Art.	III.	Recreation Trail, 14-23-14-24

#### ARTICLE I. IN GENERAL

##### Sec. 14-1. Municipal swimming pool fees.

The Park Board may, from time to time, establish the fees for the Madison municipal swimming pool. Upon establishing the fees, the Park Board shall notify the City Commission of such action, in writing, at least ninety (90) days prior to the fee schedule going into effect. In the event the City Commission takes no action within ninety (90) days of said notification, the fee schedule as established by the Park Board shall become effective.

(Ord. No. 930, 3-16-85, Ord. No. 1008, 5-20-85, Ord. No. 1243, 07-21-97)

**Editor's note**-Ord. No. 930, adopted March 16, 1981, not specifically amendatory of the Code, has been codified herein as 14-1 at the discretion of the editor.

##### Sec. 14-2. Dog park.

- A. The City land legally described as Block 14 Smith and Trow's Summit Addition to Madison, SD is hereby declared a City Park and shall now be known as Woof-Land Park is hereby established as a dog park for the use of the public and their dogs. That the use of Woof-Land Dog Park be subject to the provisions set forth herein and the responsibility of each user of said park.
- B. Each dog owner, or person accompanying a dog in the dog park defined hereinabove, is responsible for the following within the park:
1. Owners are liable for damage or injury inflicted by their dogs.
  2. Owners and dog-walkers must be in control of their dogs at all times.
  3. Dogs that exhibit aggressive behavior must be muzzled.
  4. Biting, fighting and excessive barking are not allowed and any dog exhibiting such behavior shall not be allowed in the park after a verified report of such behavior.
  5. Owners must clean up the waste of their dogs, and must carry scoop equipment.
  6. All dogs must have current vaccinations.
  7. Female dogs in heat are not allowed in the park.
  8. Puppies under four months of age are not allowed in the park.
  9. Adults must closely supervise young children in the park.
  10. Leave bicycles outside the park.
  11. Unattended dogs are not allowed in the park.
  12. Owners who see unattended dogs or other problems should call 605-256-7531.
- C. Any person who shall be convicted of any such violation hereof shall be punished by a fine of not less than one dollar (\$1.00) nor more than five hundred dollars (\$500.00), or by imprisonment for not exceeding thirty (30) days, or by both such fine and imprisonment. Each instance any violation of this Ordinance continues shall constitute a separate offense.
- (Ord. No. 1492, 6-7-10)

**Secs. 14-3-14-15. Reserved.****ARTICLE II. PARKS****Sec. 14-16. Use generally.**

No entertainment, exhibition, or public speaking shall be given in any park or parkway, except those given under the direction and authority of the Park Board.

(Code 1953, 9.0104, Ord. No. 1243, 07-21-97)

**Sec. 14-17. Trespassing.**

A. No person shall go on foot or otherwise on the grass or curb of any park or parkway when any prohibitory sign is posted.

B. No cars, trucks, snowmobiles, ATV's, motorcycles, except for authorized service or emergency vehicle shall be allowed in any park or parkway other than parking lots.

C. No person(s) shall be within the park or parkway between the hours of 11:00 p.m. and 7:00 a.m. of each day unless authorized in writing by the Park Board.

(Code 1953, 9.0101, Ord. No. 1243, 07-21-97)

**Sec. 14-18. Defacing property.**

No person shall injure or deface any City property within any City park.

(Code 1953, 9.0105)

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\* **State law reference**-Power of City with reference to parks and recreational facilities, SDCL 1967, 9-38-1 et seq.

**Sec. 14-19. Destruction of plants.**

No person shall injure or destroy any plant, shrub, or tree in any park or parkway.

(Code 1953, 9.0102)

**Sec. 14-20. Signs.**

No person shall post, paste, paint or fix any placards, bills, notices, or signs upon any structure or thing within any park or parkway without written permission from the Park Board.

(Code 1953, 9.0103; Ord. No. 671, 11-27-67, Ord. No. 1243, 07-21-97)

**Sec. 14-21. Litter.**

Any person using any picnic areas, playground centers, or recreational facility and equipment belonging to and located upon park premises, shall be responsible for cleaning up all litter and refuse caused by their occupancy before leaving the area.

(Code 1953, 9.0106)

**Sec. 14-22. Speed limits.**

No person shall drive a vehicle in excess of twenty (20) miles per hour in any public park.  
(Code 1953, 14.0164(f))

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**State law reference**-Power of City to regulate speed in public parks, SDCL 1967, 32-14-4.

**ARTICLE III. RECREATION TRAIL**

**Sec. 14-23. Prohibitions.**

- A. No motorized vehicles as defined in Chapter 11, including but not limited to cars, trucks, snowmobiles, all terrain vehicles (ATV), motorcycles, mopeds or scooters except for authorized service or emergency vehicles, are allowed on or in a recreational trail or its boundaries other than parking lots.
- B. No person shall injure, damage or deface any property of the City or others within the boundaries of any recreational trail.
- C. No person shall cause litter to be disposed of or placed within the boundaries of any recreational trail other than in authorized trash receptacles placed therein by the City.
- D. No entertainment, exhibition or public speaking shall be committed within the recreational trail boundaries unless authorized in writing by the Park Board.
- E. No person(s) shall be within the recreational trail boundaries between the hours of 11 p.m. and 5 a.m. of each day unless authorized in writing by the Park Board.

**Sec. 14-24. Violation.**

Any person violating any section of this ordinance is subject to punishment as authorized by Section 1-8 as amended, of the Revised Ordinances of the City of Madison.

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