

2010-18

**AN ORDINANCE ESTABLISHING POLICIES:
SMITH PARK and the SMITH PARK GUN RANGE
and amending Ordinances 1993-15 & 2003-02**

Section 1. This ordinance establishes policy for SMITH PARK and the SMITH PARK GUN RANGE. The attached five (5) pages are incorporated into the ordinance and established as policy for Miller County Arkansas.

Section 2. Ordinances 1993-15 and 2003-02 are hereby amended.

Dated: 19 July 2010.



County Judge Roy John McNatt



County Clerk Ann Nicholas

First Reading: July 19, 2010

PROHIBITED ACTS -- GENERALLY

It is hereby declared unlawful for any person to cause to be done any of the following acts within any park or recreational facility owned or operated by the County:

RIDING, DRIVING MOTORIZED VEHICLES.

To ride or drive a motor bicycle, automobile or any other type of motorized vehicle in any area other than a paved vehicular road or path designated for the purpose, except that vehicles used by the parks and recreation department or other official county vehicles are excepted from this provision. No vehicle, whether motor driven or not, shall be allowed in any pavilion or on any ball court.

PARKING.

To park in other than an established or designated parking area.

ALTERAIN VEHICLES.

To ride or drive any ATV in the park.

SPEED LIMITS.

To drive or operate any motor vehicle in excess of fifteen (15) miles per hour.

FIREARMS AND FIREWORKS.

To carry or discharge any fireworks.

FIRES.

To make a fire for any purpose except in places provided therefore.

QUIET HOURS.

Quite is observed from 10:00 p.m. to sunrise. Any undue disturbance will result in ejection from the park and loss of unused fees.

PETS.

Pets are welcome, but must be kept on a leash, caged, or otherwise restrained to protect the pets and to avoid disturbing visitors.

USE OF REST ROOMS.

To use rest rooms and washrooms designated for the opposite sex. No person over the age of ten (10) shall be permitted except in designated rest rooms.

RUBBISH, REFUSE.

To throw or leave paper, bottles, cans or other rubbish anywhere except in the receptacles provided for the purpose or the placing of any refuse therein brought from private property.

PICNIC AREAS.

To leave a picnic area before a fire is completely extinguished and before all boxes, papers, cans, bottles, garbage and other refuse is placed in the disposal receptacles provided.

INJURY, ETC. TO PARK ANIMALS.

To catch, injure, destroy or interfere in any way with any animal located in the park.

DAMAGE, REMOVAL, ETC. OF PROPERTY.

To damage, remove, cut, break, break into, injure, deface, or disturb any tree, shrub, plant, building, cage, pen, monument, fence, bench or other structures, apparatus or equipment; or to pluck, pull up, cut or remove any shrub, bush, plant, flower or sign.

DEFACING ETC. BUILDINGS, ETC.

To mark or write upon, paint or deface in any manner, any building, rest room, play apparatus or equipment, fence, bench, sign or any other structure.

POLLUTION OF WATERS, POISONING ETC., ANIMALS.

To pollute in any manner the water of any fountain, spring, pond, lake or stream, or to poison or feed animals, spoiled food.

ACTIVITIES CREATING DANGER OR NUISANCE.

To participate in any activity on any public park area when such activity will create a danger to the public or may be considered a public nuisance.

ALCOHOLIC BEVERAGES

Alcoholic beverages will not be permitted at Smith Park. No public intoxication will be tolerated.

PENALTY.

Any person who violates any of the provisions of above shall be guilty of a misdemeanor and shall be fined in an amount not to exceed two hundred dollars (\$200.00) for each offense.

Monies derived from fines shall be put back into the park operations budget.

CAMPING**CAMPSITES DEFINED/FEEES.**

Campsites located in Smith Park are available for a nominal fee. A majority of the campsites have picnic tables, grills, fire pits, and sufficient space to set up a tent, RV, or camper. Campsites have no water, electricity, or sewer hookups. Bathrooms are available near the main entrance of the park and are clearly marked.

Fees for the campsites will be \$4.00 per day. Cash or check.

Campsites may be used for a period of fourteen (14) days. After fourteen days a camper must move their campsite to another location.

Citizens 62 and over will be charged at one-half the regular campsite fee. A government issued photo identification with date of birth may be required as proof of age. Forms of ID include: Drivers License, U.S. Passport, U.S. Military ID Card, Military dependent or retiree ID card, or United States Permanent Resident Card.

PAVILLION

PAVILLIONS DEFINED/FEES.

Smith Park has a pavilion located in the park. It is available for day use by the public. Reservations shall be made through the Miller County Judge's Office.

"Per Day" will be 8:00 a.m. to 10:00 p.m.

Fees for use of the pavilion will be \$5.00 per day. Cash or check.

EXEMPTION OF FEES. Certain specified organizations or groups have been exempted from fees.

1. The Boys' Clubs of America or any local council or organization thereof.
2. The Girls' Clubs of America or any local council or organization thereof.
3. The Boy Scouts of America or any of the Scout Councils located in Arkansas or Texas.
4. The Girl Scouts of America or any of the Scout Councils located in Arkansas or Texas.
5. U.S. Governmental agencies.
6. 4-H Clubs and FFA Clubs located in Arkansas or Texas.
7. Orphans' homes or children's homes located in Arkansas which are not operated for profit and which are operated by a church, religious organization, or other benevolent, charitable association.
8. Habitat for Humanities.
9. The rental or lease of specialized equipment used in the filming of a motion picture which qualifies for the tax incentives provided by ACA 26-4-201 et seq.
10. Activity-oriented educational programs paid by an Arkansas Public School or Texas Public School.

SMITH PARK GUN RANGE

Miller County has a public gun range available for use at Smith Park. The Quorum Court sets forth the following rules and regulations.

HOURS OF OPERATION.

The gun range will be open from 8:00 a.m. to 5:00 p.m. for the months of October, November, December, January, February, March, and April. Hours are set at 8:00 a.m. to 7:00 p.m. for the months of May, June, July, August, and September.

PERMITS.

Permits shall be issued for the use of the Smith Park Gun Range. Permits shall be issued for shooters sixteen (16) years of age and older. Shooters under the age of sixteen (16) shall not be required to purchase a permit, but must be accompanied at the range by an adult with a permit. Permit fees shall be set at \$10.00 for Miller County residents and \$20.00 for out of County residents.

Permits may be purchased at the Miller County Sheriff's Department during regular business hours (8:00 a.m. to 5:00 p.m.) Monday through Friday, and must be renewed annually. Monies generated will be appropriated and budgeted in the Smith Park budget for use in upkeep of the Gun Range.

The Miller County Smith Park Caretaker will be responsible for verification of permits and identification of shooters.

TARGETS/TARGET HOLDERS.

Targets and target holders to be furnished by shooters. No cans, bottles, or boxes allowed on the range. Shooters will be responsible for clean-up and removal of debris and targets.

ALCOHOLIC BEVERAGES.

Alcoholic beverages will not be permitted at the Smith Park Gun Range. No public intoxication will be tolerated at the range.