

**TITLE 20****MISCELLANEOUS****CHAPTER**

1. FALSE FIRE ALARMS.
2. PUBLIC RECORDS POLICY.
3. PUBLIC PARKS, GROUNDS AND MUNICIPAL AREAS.

**CHAPTER 1****FALSE FIRE ALARMS****SECTION**

- 20-101. Definitions.
- 20-102. Notices and penalties.
- 20-103. First false emergency alarm.
- 20-104. Second false emergency alarm.
- 20-105. Third false emergency alarm.
- 20-106. Fourth and subsequent false emergency alarms.

**20-101. Definitions.** (1) "False emergency alarm" Any signal actuated by an emergency alarm to which the fire department responds which is not the result of fire or other actual emergency, and not caused by an extraordinary act of nature.

(2) "Owner and/or operator" A person or persons ,who resides,. owns, or operates a residence or business in which an emergency alarm is connected.

**20-102. Notices and penalties.** The following sections contain notices, warnings, penalties. and costs shall be assessed to the owners and/or operators of emergency alarm systems for false emergency alarms transmitted to the fire department within any continuous twelve (12) month period, beginning with the first false emergency alarm.

**20-103. First false emergency alarm.** Written notification by the fire chief informing the owner or operator of the alarm system of the provisions of this chapter.

**20-104. Second false emergency alarm.** Written warning informing the owner or operator of the alarm system o f the provisions of this chapter and of the occurrence of a second violation.

**20-105. Third false emergency alarm,** A fine of up to fifty dollars (\$50.00) shall be imposed.

**20-106. Fourth and subsequent false emergency alarms.** For each violation, a fine of fifty dollars (\$50.00) shall be imposed, and the actual costs of such response by the fire department including the costs of equipment, fuel, personnel, administration, and other such factors as determined by the fire chief may also be imposed.

**CHAPTER 2****PUBLIC RECORDS POLICY****SECTION**

20-201. Adopted.

**20-201. Adopted.** The Public Records Policy for the City of Algood<sup>1</sup> is available for inspection and duplication in the office of the city recorder and city administrator. Additionally, this policy is posted online at [www.algood-tn.com](http://www.algood-tn.com). This policy shall be reviewed periodically as needed. (Ord. #615-17, June 2017)

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<sup>1</sup>The public records policy and all pertinent forms are available in the office of the recorder.

## CHAPTER 3

### PUBLIC PARKS, GROUNDS AND MUNICIPAL AREAS

#### SECTION

- 20-301. Parks are open to the public at large; a special use event permit is required for special use of the Algood Community Center.
- 20-302. Operating hours of parks, city-maintained grounds, and public areas.
- 20-303. Rules and regulations for city parks.
- 20-304. Authority of park manager/director.

20-301. **Parks are open to the public at large; a special use event permit is required for special use of the Algood Community Center.** It is generally accepted that all park areas or municipal areas are open and accessible to, and maintained for, the general public at large. The following areas within parks may be made available for exclusive use by individuals or organizations for special use events by permit only: The Algood Community Center. A special use event permit may be issued for the pavilion on a first come, first served basis only. The City of Algood does not provide nor guarantee exclusive use of the area surrounding the pavilion structure. Prior to being issued a special use event permit for the pavilion, the person or organization must complete a rental agreement and pay the appropriate fees as outlined in the facility rental agreement.

**20-302. Operating hours of parks, city-maintained grounds, and public areas.** It shall be unlawful to loiter in or otherwise use any park or public area outside the hours established by this section. Opening and closure hours for all parks, city-maintained grounds and other public areas shall be established by the city manager and posted at each respective area. A list of hours of operation shall be located in the city clerk's office at Algood City Hall. Nothing in this section is to be construed as restricting any official work or activity in said areas during restricted hours by any department of the City of Algood.

**20-303. Rules and regulations for city parks.** The City of Algood provides parks, recreation and leisure service facilities for the recreational use of the public. To prevent abuse and misuse of the privileges and facilities provided, the following rules and regulations governing public uses are adopted:

(1) **Definitions.** The following definitions shall apply throughout this chapter:

- (a) "Department." The City of Algood Parks and Recreation Department."

(b) "Director." The Director of the Algood Parks and Recreation Department, or their designee.

(c) "City clerk." The City Clerk of the City of Algood.

(d) "City manager." The City Manager of the City of Algood, or their designee.

(e) "City code." A reference to, or a section of, the Algood Municipal Code.

(f) "City council." The elected five-member legislative body of the City of Algood.

(g) "Park" shall include any park, recreation area, or designated natural area of the City of Algood. The following buildings are excluded and are not a part of a park:

(h) "Special use permit." Required for rental use of the Algood Community Center, or any other property/facility as required by the Director, in order to hold/host special events.

(2) Penalties. Any violation of these rules and regulations for the care and management of the parks, recreation and leisure services facilities of the City of Algood shall constitute a civil offense and shall be punishable by a civil penalty under the general penalty provision of this code. Each day a violation shall be allowed to continue shall constitute a separate offense.

(3) Rules and regulations. The following rules and regulations shall apply for the parks, recreation and leisure services facilities of the City of Algood:

(a) Abandonment of any vehicle or other personal property for longer than twenty-four (24) hours is prohibited. Any property so left may be impounded. In the event unattended property interferes with a safe and orderly management of the park area, it may be impounded immediately.

(b) Commercial notices or advertisements shall not be displayed, posted or distributed on park area lands except in conjunction with a special use events and then only for the duration of that special use event.

(c) No person shall erect any structure, stand, or platform, with the exception of tents.

(d) The fastening of any showcard, poster, or other advertising device upon any park or park property is prohibited.

(e) Any concessionaire which through contractual agreement with the department operates any concession shall supply and provide any required permits for such operation.

(f) All concession areas staffed and operated by either the City of Algood, or approved rental users, shall be operated according to the *Concession Policy Manual* of the department.

(g) Consumption of alcoholic beverages within park and recreation areas is prohibited except as specifically allowed under other sections of Algood municipal code.

(h) Commercial peddling and commercial soliciting of any kind is strictly prohibited. However, distribution of expressive materials, including but not limited to materials or objects with expressive content such as newspapers, books, bumper stickers, pamphlets, handbills, leaflets, or writings, or visual art such as paintings, prints, drawings, photography, or sculpture is permitted. In the event a person or organization wishes to sell these items or provide these items in exchange for a donation (collectively hereinafter "vend"), such person or organization may do so upon issuance of a vending permit as provided in subsection (5) of this section. This section shall not apply to transactions with authorized concessionaires within the park or recreation facility. Nothing in this section shall be construed to prohibit communication of an expressive message orally or by tangible means.

(i) Bicycle riders must comply with all applicable traffic regulations. Bicycles shall not be ridden abreast of one another except on trails designated as bicycle trails.

(j) Camping, including tent, trailer, or other types of units, is prohibited in all parks. No camping or temporary residence shall be permitted.

(k) Construction of any building, structure, utility or any other entity upon, across, over, through, or under any park area, except in accordance with the provisions of a valid permit and contract is prohibited.

(l) Noise. (i) The playing of any radio, television sets, musical instruments, loud speakers, or other devices for amplification of sound, and noise producing devices such as electric generating plants or other equipment driven by motors or engines in such a manner and at such times so as to unreasonably interfere with use of the park by others is prohibited. This paragraph shall not be construed to prevent expressive activity, including a performance.

(ii) The operation or use of public address systems, whether fixed, portable, or vehicle mounted is prohibited except when such use or operation is in connection with special use events, or other public gatherings, including demonstrations.

(iii) Any artificial system, instrument, or device producing noise permitted in accordance with this Section shall comply with Tennessee State Law and/or Algood Municipal Code as applicable to a commercial use.

(m) No person shall disobey the lawful and reasonable order of a park employee in the discharge of their duties, or disobey or disregard the notices, prohibitions, instructions, rules or regulations on any park sign.

(n) Dogs, cats and other pets are prohibited unless they are crated, caged, on a leash, or otherwise under physical restrictive control at all times, except for dogs within the confines of designated dog parks.

(o) Dogs, cats, or other pets shall wear vaccination tags, and shall not be allowed to bark loudly or otherwise disturb the peace and quiet of the patrons of the park.

(p) All dogs, cats and other pets shall comply with the animal control ordinance<sup>1</sup> of The Algood Municipal Code.

(q) The use or possession of explosives is prohibited as outlined in current adopted fire code, except for events conducted by the City of Algood.

(r) The use or possession of fireworks and firecrackers is prohibited.

(s) It shall be unlawful for any person to carry in any manner whatever, with the intent to go armed, any razor, dirk, knife, blackjack, brassknucks, pistol, revolver, rifle, shotgun, air rifle, air gun, "BB gun", or any other dangerous weapon such as hand-thrown spears, bows and arrows or crossbows, or any other implements designed to discharge missiles in the air or under the water which are capable of destroying animal life, except as specifically permitted by, and in strict compliance with *Tennessee Code Annotated*, § 13-17-1311.

(t) The creation of any fire in any park outside a specifically designed picnic grill, fireplace or other similarly designed enclosure installed by the City of Algood is prohibited. Only approved material may be used in the creation of such fires. No live plant material may be used for the creation of any fire.

(u) Throwing or dropping a lighted cigarette, cigar, pipe heel, match or other burning material is prohibited.

(v) Digging for bait or for any other purpose is prohibited within all park areas.

(w) Anyone not removing all trash and debris which accumulate during any activity shall be guilty of littering.

(x) Flea markets, garage sales, rummage sales, and all other such sales by a person, persons, or organizations for either private or nonprofit purposes are prohibited in park and recreation areas unless

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<sup>1</sup>Municipal code reference  
Animal control: title 10.

approved on an individual basis by the city administrator or park director.

(y) Horses and other saddle animals are allowed only on trails so designated as "horse trails."

(z) Opening and closure hours for all parks and recreation areas shall be established by the city manager upon recommendation of the director and posted at each site, and shall be on file in the office of the city clerk and the director. Nothing in this section shall restrict any official work or activity in said areas during restricted hours by any department of the City of Algood.

(aa) Entering or leaving any park or recreation facility except at established entranceways or exits at established times is prohibited.

(bb) The installation and planting of any memorial tree, or any memorial tree marker, without the permission of the director is prohibited.

(cc) Memorial trees may be planted in designated areas as established by the director at that time. Flush to the ground markers may be purchased and will be installed by park crews upon approval by the director.

(dd) The City of Algood Parks and Recreation Department shall have the authority to make additional rules and regulations as is necessary to insure the orderly growth and protection of the park, recreation and natural resource areas under its control.

(ee) The director shall enforce rules and regulations relating to the park, recreation, natural resources, historical, and cultural areas of the City of Algood. The city manager shall be the appeal authority in cases where the decision of the director is in dispute.

(ff) The creation or maintenance of a nuisance upon City of Algood properties is prohibited.

(gg) Interfering with, encumbering, obstructing or rendering dangerous any part of a park is prohibited.

(hh) The intentional or wanton destruction, defacement, or removal of any natural or cultural feature or non-renewable natural resource is prohibited without specific written permission from the director.

(ii) The intentional or wanton destruction, injury, defacement, removal or disturbance in any manner of any public buildings, signs, equipment, monument, marker, or other structure or of any relic, artifact, historic structure or of any other similar public property is prohibited. The intentional or wanton possession of park equipment is prohibited.

(jj) The gathering or collecting of natural products of a renewable living resource such as plant material for personal use or



for commercial sale is prohibited. The destroying, digging, cutting, removing, or possession of any tree, shrub, or other plant is prohibited.

(kk) No person shall molest, kill, wound, hunt, or remove any animal, reptile, bird, or the eggs of such animals.

(ll) Persons, corporations, or organizations conducting public gatherings of any type, including but not limited to events, activities, entertainment, meetings, assemblies, worship services, demonstrations, protests or political rallies, within the general confines of a park or municipal area involving twenty-five (25) or more persons must notify the director in writing a minimum of three (3) business days in advance of the intended use whenever practicable. This notice provision is not intended to require a permit or restrict use, but is to enable the City of Algood Parks and Recreation Department to be aware of planned activities that may affect staffing or services within the park, such as lawn maintenance or custodial services. This advance notice requirement shall not apply to any gathering that is not expected to involve twenty-five (25) or more persons and also shall not apply to gatherings for which notice is not reasonably possible. This advance notice requirement shall not be construed under any circumstance to prohibit spontaneous or other rapidly developing gatherings, in response to developing events, such as demonstrations, protests, or counter-protests in response to other activities.

(mm) No park or facility within a park with the exception of The Algood Community Center may be reserved. All play equipment, athletic facilities, parking areas, and other amenities are for the use of the public at large.

(nn) Picnic tables/areas, playgrounds, and other park facilities are available for use free of charge on a first come, first served basis, with the exception of ball fields that may be reserved for official league play as approved by the director. Approved leagues will have priority use of ball fields only during approved game and practice times. This priority does not apply to the parking areas which are open for park users on a first come first served basis.

(oo) All garbage, papers, cans, bottles and waste material of any kind must be disposed of only in provided trash receptacles, or removed from site.

(pp) Polluting or contaminating in any manner any watershed or water supply is prohibited.

(qq) Depositing of any bodily waste in or on any portion of any restroom facility or other public structure except into fixtures provided for that purpose is prohibited. Placing any item in any of the plumbing fixtures in such a station or facility for the purpose of interfering with or blocking the plumbing is prohibited. All restroom facilities shall be used in a clean and sanitary manner.

(rr) Using the public waste containers for dumping of household or commercial garbage or trash brought as such from private property is prohibited.

(ss) Smoking, vaping or any other tobacco use is prohibited in any City of Algood building/facility or park grounds

(tt) In certain instances, it may be in the best interest of the City of Algood to co-sponsor a special event or sporting event with an outside entity. This shall be done via written agreement which spells out responsibilities for all parties involved.

(uu) Swimming and bathing are prohibited except in designated aquatic facilities specifically designed for such.

(vv) Violators of posted rules governing the use of aquatic facilities will be subject to removal from the premises if the violation is flagrant or repeated or the continued presence of the violator would create a hazardous condition in the area.

(ww) Specific rules governing the usage of municipal aquatic facilities in the City of Algood can be found in a posting at Algood City Hall as well as near aquatic facilities.

(xx) Motorized vehicles shall be limited to roadways and parking lots within parks. Motorized vehicles are prohibited on grass, designated trails and park sidewalks, with the exception of maintenance vehicles of the City of Algood or authorized contractor.

(yy) All operators of motor vehicles in parks must conform to all traffic rules and regulations of the City of Algood and the State of Tennessee.

(zz) The speed limit in all parks and recreation areas is fifteen (15) m.p.h.

(aaa) No driver shall stop, park, or leave any vehicle, whether attended or unattended, upon the paved or maintained surface of a road or parking area so as to leave less than ten feet (10') of the width of the same traffic lane for the free or unobstructed movement of other vehicles, except in the event of an accident or as otherwise directed by an authorized person.

(bbb) Pedestrians have right-of-way over motor vehicles in all parks.

(ccc) Operating a motor vehicle in areas other than established roadways, parking areas, or designated routes is prohibited.

(ddd) All operators of motorcycles, trail bikes, off-road vehicles and other motorized vehicles must conform to the same rules and regulations as those of any other motor vehicle.

(eee) No person shall grease, lubricate, or make repairs to any vehicle, except those of a minor nature, and then only in case of emergency.

(4) Special use event permit. (a) The Algood Community Center is available for rent upon approval and agreement with the City of Algood. That structure will be exclusively available to the permit holder for the duration indicated on the permit. The seating, parking, grass and other facilities around the community center may not be restricted for exclusive use and must remain open to the public at large for any lawful purpose.

(b) A permit holder may not restrict any lawful activity within the area of the community, including but not limited to any demonstration or protest consistent with the provisions of this chapter.

(c) Park areas. Other park areas are open to the public at large, and a special use event permit, and exclusive use, will not be provided.

(5) Vending permit. (a) Persons or organizations may distribute (other than vending) expressive matter as discussed by subsection (3)(h) of this section without a vending permit.

(b) Persons or organizations may vend expressive matter as discussed in this section, but a vending permit is required.

(c) A vending permit may be obtained by submitting an application to the City of Algood. An application must be received three (3) business days prior to the proposed vending activity to provide the department ample processing time to review the application and determine the applicability of this section. The advance application period may be waived by the parks and recreation director if the applicant indicates a hardship, that the proposed use is in response to a rapidly developing circumstance, or other good cause. A vending permit will not be denied unless it appears that the purpose is purely commercial in nature unconnected to the distribution of an expressive matter.

(d) A vending permit may be issued for up to thirty (30) days at a time.

(i) There will be no charge for the issuance of a vending permit.

(ii) All materials and any tents, temporary structure, or stand, must be removed from the park during the park's closing hours.

(iii) A vending permit will not be issued for purely commercial peddling or solicitation unconnected to the distribution of an expressive matter.

(6) Purpose. It is intended that all rules under this code be prescribed and enforced in a content-neutral manner with regard to every person, organization, or expressive message. The City of Algood makes a finding that the restrictions herein are narrowly-tailored to permit free and

open expression, and to preserve the open and peaceful public use of the city of Algood parks for all persons and entities.

**20-304. Authority of park manager/director.** The park manager/director employed by the City of Algood shall have the authority to issue citations to city court to any individual violating the provisions of Algood Municipal Code related to all parks and recreation directives, activities and regulations.