

# **CHAPTER 5**

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# **CHAPTER 5**

## **PARKS AND RECREATION**

### **ARTICLE 1. PARKS AND RECREATION IN GENERAL.**

#### **Sec. 5 – 1 Authority to Operate.**

The Town may establish, aid, maintain, and operate public parks, playgrounds, and recreation facilities and programs.

#### **Sec. 5 – 2 Administration of Parks and Recreations Programs**

(Reserved)

#### **Sec. 5 – 3 Hardy Park.**

The Town recognizes “Hardy Park” on Main Street as a public park in Hudson.

#### **Sec. 5 – 4 through Sec. 5 – 10 Reserves for Future Use.**

### **ARTICLE 2. RULES AND REGULATIONS.**

#### **Sec. 5 – 11 Use of Town Parks.**

a. The Hudson Town Board does hereby vest the authority in its Town Marshal to by letter restrict the use of the Hudson Park System by any person upon that officer's conclusion that the subject person has engaged in actions detrimental to the parks system and/or such that would be classified as vandalism, malicious destruction, or other crime.

b. The restriction which said Town Marshal shall place upon said person shall be that said person shall not utilize the Town Park without prior written consent of the Town Marshal, or if said person is a minor, said person must be accompanied to the Town Park by a custodial parent or guardian.

c. If any person shall feel aggrieved by any such action of the Hudson Town Marshal, such person, and/or his parent and/or legal guardian if such person is a minor, shall have an absolute right to petition the Hudson Town Board for review of this matter and actions consistent therewith.

d. This chapter and the rights and obligations therein bestowed shall be in addition to any and all other ordinances, laws or resolutions affecting or applying to any individual's actions within said parks and any other such legal consequences flowing from said actions.

**Sec. 5 – 12 Park Closing, Parking, and Curfews**

a. The Town Park in Hudson, Indiana, shall be closed to all persons, vehicles and uses from 9:00 p.m. until 6:00 a.m. each day, except for duly authorized personnel of the Town of Hudson, Indiana. It is further directed that from November 1st to March 31st of each year the park shall be closed to all persons, vehicles and uses from 8:00 p.m. to 6:00 a.m. each day.

b. By agreement the Park in Town of Hudson, shall be subject to and controlled by all of the Town Ordinances including the Town curfew, alcoholic beverage ordinance, park hours ordinance, noise ordinance, loitering ordinance and the present amendment

c. In the Park beginning May 1st of each calendar year through October 1st of each calendar year, there shall be a curfew for all individuals under the age of eighteen (18) without adult supervision. This curfew shall be 10:00 p.m. During the subject time frames, no individual under the age of eighteen (18) years shall be in either town park except when competing in an organized sporting event, after sunset without adult supervision.

d. The Town Marshal or any other duly authorized law enforcement officer is authorized to issue a citation to any violator of this Ordinance at a time specified to answer the charge.

e. Any person violating the provisions of this section commits a Class C infraction and shall, upon conviction thereof, be fined in an amount not to exceed fifty dollars (\$50.00) plus any and all attorney fees and costs of collection.

f. Any person receiving a written citation charging him, her or them with a violation of this Ordinance may, within seventy-two (72) hours from the date of said violation, appear at the office of the Clerk-Treasurer of the Town of Hudson at Town Hall and pay the prescribed penalty along with a copy of the citation with the Clerk-Treasurer, or such person within such time may mail such fine with the written notice to the Clerk-Treasurer of the Town of Hudson, P.O. Box 97, Hudson, Indiana, 46747. In the event that said seventy-two (72) hour period shall expire on a Sunday or legal holiday, said violator shall have up to 4:00 p.m. on the next following day to pay said fine.

**Sec. 5 – 13 Alcoholic Beverages on Town Property**

a. It shall be unlawful to possess or consume any intoxicating beverage in the Hudson Town park or on any town property within the Town of Hudson, Indiana.

b. It shall be unlawful to sell, offer for sale, barter or change any intoxicating beverage in a Town Park in the Town of Hudson, Indiana.

c. The term "intoxicating beverage" as used in this Ordinance shall be construed to mean and include any liquid intended for human consumption containing more than one percent (1%) of volume of alcohol.

d. This Ordinance is enacted pursuant to the provisions of Indiana Code 1971, 36-1-6-1 et seq, 34-28-5-1 et seq., as well as any and all other applicable statutes with respect to the control and regulation of the use of alcoholic beverages within the municipal corporations of this State.

e. Any person violating this ordinance shall be deemed to have committed a Class A Infraction and shall, upon conviction thereof, be fined in an amount not to exceed one hundred dollars (\$100.00) plus any and all attorney fees and costs of collection. A separate offense shall be deemed committed on each date during or on which a violation occurs or continues.

**Sec. 5 – 14 Written Permission Required.**

All use of the park without special permission of the Town Board of Hudson, Indiana, is limited to the hours between 6:00 a.m. and 9:00 p.m. Any individual within said park lands or outdoor recreational facilities between the hours of 9:00 p.m. to 6:00 a.m. without the written permission of the Town Board of Hudson, Indiana, shall be guilty of an ordinance violation.

**Sec. 5 – 15 Park Rental**

a. That the pavilion in the Hudson Town Park and the restrooms located therein may be rented through the Town Clerk-Treasurer for the sum of Twenty Five Dollars (\$25.00) per day plus sales tax.

b. That all checks concerning the leasing of Town Parks shall be made payable to the Town of Hudson and deposited with the Town Clerk.

c. All facilities should be locked before renter vacates the Park.

**Sec. 5 – 16 and Sec. 5 – 18 Reserved for Future Use.**