

ORDINANCE 22-467
**Ordinance Governing Public Conduct in Parks and
Cemeteries For The Town of Mentone, Indiana**

WHEREAS, on September 7, 2022 at 6:30 p.m. the members of the Town Council of the Town of Mentone, Indiana (“Town Council”) met for a duly called meeting; and

WHEREAS, the Town Council of the Town of Mentone, Indiana desires to enact and implement an Ordinance governing public conduct in its parks and cemeteries; and

NOW THEREFORE, be it ordained by the Town Council of the Town of Mentone, Indiana (“Town Council”) as follows:

Section 1. Penalties for violation of this Ordinance.

In addition to any other penalty as outlined herein, any person found to be in violation of any of the rules and regulations of this Ordinance may be subject to suspension from any or all cemeteries, park recreational grounds, facilities and privileges.

Section 2. Enforcement of article provisions.

- (a) The Mentone Police Department is hereby authorized to enforce the rules of this Ordinance.
- (b) The Mentone Police Department shall take such actions as may be necessary to protect patrons and users of the public parks and cemeteries from endangerment by actions of persons disregarding the rules of this Ordinance or engaging in activities which may expose other patrons and users of the parks and cemeteries located within the Town of Mentone.
- (c) Upon observing any violation of this article, the Mentone Police Department is authorized to evict any violators from any of the public parks in the Town of Mentone for the remainder of the park season. Upon observing any violation of this article, the Mentone Police Department is authorized to evict any violators from any of the cemeteries in the Town of Mentone for a reasonable period of time, not to exceed 90 days.
- (d) Any person on the premises of a Town park or cemetery who disregards the orders of a Mentone police officer may be immediately evicted from the park and, upon conviction, shall be guilty of an offense. Any person guilty of an offense may also be fined in an amount not to exceed \$100.00 for each violation.

Cross Reference: Ordinance §130.99-Penalty.

Section 3. Temporary closure or curtailment of activities.

The Mentone Town Council may temporarily close or curtail activities upon any park lands, cemetery lands when it has been deemed necessary to be in the best interest of public safety, conduct, health or order.

Section 4. Calendar seasons; hours of operation.

All parks and cemeteries shall be open for public use on a year round basis. All parks and cemeteries shall be open for public use beginning at sunrise and ending at sunset.

Section 5. Limitations on Town liability.

The Town of Mentone shall not be responsible for accidents involving property damage or personal injury resulting from activities in Town parks or cemeteries over which the Town has no control.

Section 6. Theft of items.

The Town shall not be responsible for the theft of items belonging to patrons of the Town's public parks or cemeteries.

Section 7. Use of alcoholic beverages.

There shall be no use of alcoholic beverages in the Town's public parks or cemeteries.

Section 8. Cleanliness; placement of trash and debris.

It shall be the responsibility of each individual to maintain cleanliness in the area which they have used. All trash or debris shall be placed in suitable containers provided for such use.

Section 9. Dangerous, hazardous or disturbing acts.

No park or cemetery patron shall perform any act which tends to create a danger, hazard or disturbance to other park or cemetery patrons.

Section 10. Driving and parking of vehicles.

No person shall drive any motorized vehicle on any park or cemetery land, except upon roads or areas which are designated and approved for such purposes. Parking of vehicles shall be permitted in designated parking areas only.

Section 11. Signs and circulars; posting and distribution.

No person shall erect, paint or distribute any sign, advertisement or circulars on park or cemetery property without receiving prior written permission of the Mentone Town Council. Such permission shall be given upon a showing that the signs, advertisements or circulars will not violate state law or city ordinances, or injure public property. It is,

however, acknowledged and accepted that certain signs, advertisements or circulars relating to approved park or cemetery activities are permitted on park or cemetery properties and do not require council approval.

Section 12. Exhibitions or entertainments.

No demonstration, exhibition or entertainment shall take place on park or cemetery property without permission of the Mentone Town Council, except when such activity is under the supervision of the council. Permission shall be given upon a finding that public health or safety will not be endangered and that public property will not be injured.

Section 13. Use of language.

Use of abusive, upsetting or threatening language is prohibited on park or cemetery property.


Section 14. Pets.

Pets shall only be allowed on park or cemetery property if attached to a leash.

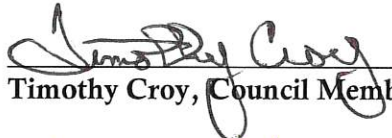
THIS ORDINANCE shall be in full force and effect on upon passage by the Mentone Town Council.

PASSED AND ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF MENTONE, INDIANA ON THE 7th DAY OF SEPTEMBER, 2022.

TOWN OF MENTONE, INDIANA TOWN COUNCIL




Jill Gross, President



Timothy Croy, Council Member



Shelly Krueger,
Council Member



ATTESTED by: Amanda Yaprak
Clerk Treasurer