

**BILL NO. 21-036**

**ORDINANCE NO. 4885**

**FIRST READING 12.21.2021**

**SECOND READING 01.04.2022**

**AN ORDINANCE OF THE CITY OF HANNIBAL AMENDING CHAPTER 20 - PARKS AND RECREATION, ARTICLE II - PARK RULES, OF THE ORDINANCES OF THE CITY OF HANNIBAL BY ADDING A NEW *SECTION 20-29 - CAMPING***

**WHEREAS**, the City Council has previously promulgated certain rules which govern all City Parks, and

**WHEREAS**, there are no sections of the Hannibal Parks system which provides facilities for camping, and it is therefore an inappropriate use within the parks system, and

**WHEREAS**, the council has determined that as there are no appropriate facilities for overnight camping that such use would be damaging to public property, would be an unreasonable burden on other citizens wishing to use the existing park facilities, it is therefore in the best interest of the citizens to prohibit such use, and

**WHEREAS**, if the City should at some point establish areas for camping that it is within the regular police power of the City to establish regulations to govern such areas.

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HANNIBAL:**

**SECTION ONE:** That Chapter 20, Article II shall be amended to include a new Ordinance 20-29, as follows:

**Sec. 20-29.- Camping.**

1. Camping is prohibited in any City Park except in areas specifically marked by signage and provided for such use.
2. The term “camping” shall include:
  - a) Parking of RV’s, Travel Trailers, camping trailers, pop up trailers with the intent to occupy such vehicle in the park. It shall be prima facia evidence of intent to occupy if the vehicle has any outriggers, jacks or other stabilizing devices extended.
  - b) Constructing any type of temporary shelter in the park, including tents, lean twos, shacks, or other temporary housing.

- c) Regardless of whether temporary shelter has been constructed, setting up an area with bedding, including mattresses, blankets, pillows, or other bedding materials.
- d) Any overnight occupancy of a Park after the hours designated for closure.
- 3. No person shall occupy an area designated for camping without first obtaining a permit from the parks department.
- 4. The parks department is authorized hereby to establish such rules and regulations which they deem appropriate for camping areas, and to charge a reasonable fee for such camping areas.

**SECTION TWO:** It hereby is declared to be the intention of the City Council that each and every part, portion and sub-portion of this Ordinance shall be separate and severable from each and every other part, portion, or sub-portion hereof and that the City Council intends to adopt each said part, portion or sub-portion separately and independently of any other part, portion, or sub-portion. In the event that any part of this Ordinance shall be determined to be or to have been unlawful or unconstitutional, the remaining parts, portions and sub-portions shall be and remain in full force and effect.

**SECTION THREE:** All ordinances and parts of ordinances in conflict with this ordinance, in so far as they conflict, are hereby repealed.

**SECTION FOUR:** That this Ordinance shall be in full force and effect from and after its adoption and approval.

**Adopted this 21<sup>st</sup> day of December, 2021**

**Approved this this 21<sup>st</sup> day of December, 2021**

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**James R. Hark, Mayor**

**ATTEST:**

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**Angelica N. Zerbonia, MRCC, CMO - City Clerk**

