

Chapter 80**PARKS**

§ 80-1. Definitions.

§ 80-2. Unlawful acts.

§ 80-3. Operating policy.

§ 80-4. Penalties for offenses.

[HISTORY: Adopted by the Board of Trustees of the Village of Montgomery 6-4-1974 by L.L. No. 2-1974. Amendments noted where applicable.]

§ 80-1. Definitions. [Amended 11-4-1985 by L.L. No. 17-1985]

For the purposes of this chapter, the following terms shall have the meanings indicated:

PARK or PARKS — Includes all parks, playgrounds, athletic fields, swimming pools, ponds, beaches, Village-owned lands and underwater land owned by the Village of Montgomery, Orange County, State of New York and other recreation areas, buildings and facilities being utilized by or under the jurisdiction of said Village, including all land under and space above the surface of the ground.

§ 80-2. Unlawful acts. [Amended 6-25-1984 by L.L. No. 3-1984]

In the park, the following acts are prohibited and no person shall:

- A. Injure, deface, disturb or befoul any part of the park or any building, sign, equipment or other property therein or remove, injure or destroy any tree, flower, shrub, rock or other mineral found therein.
- B. Interfere with any lamp, lamppost or electric light apparatus or extinguish the light therein except upon proper authority.
- C. Set fire or assist another to set fire to any timber, trees, shrubs, grass, leaves, growth or any other combustible material or suffer any fire upon other land to extend onto any part of the park.
- D. Throw, cast, lay, drop, discharge, deposit, bring into or leave in any part of the park any garbage, sewage, refuse, waste or other obnoxious material otherwise than in receptacles or pits provided for such purpose.
- E. Drive or propel or cause to be driven or propelled along or over any road within the park any vehicle at a greater rate of speed than 20 miles per hour.
- F. Park or store any motorcar, motorcycle, snowmobile, bicycle, wagon or other vehicle within the park except in places designated for such purposes or park or operate any such vehicle in the park after dark without lights or park any vehicle in the park after the hours prescribed in § 80-3, during the hours of darkness in areas other than those designated for such purpose.
[Amended 11-4-1985 by L.L. No. 17-1985]
- G. Gamble in the park or bring into the park or have in his possession while in there any implement or device commonly used or intended to be used for gambling purposes.
- H. Use loud, boisterous or indecent language or interfere with any officer of the park, Village, town, county or state in the performance of his duty.

**§ 80-4. Penalties for offenses. [Amended 11-4-1985
by L.L. No. 17-1985]**

Any violation of any provision of this chapter shall, upon conviction, be punishable by a fine not exceeding \$250 or a term of imprisonment for not more than 15 days or both for each offense.

- I. Drive or propel or cause to be driven or propelled along or over any grass area, playing field or sitting area any vehicle. **[Added 11-4-1985 by L.L. No. 17-1985]**
- J. Tent or camp or erect or maintain a tent, leanto, shelter or camp in any park except by special permit of the Village Board of Trustees. **[Added 11-4-1985 by L.L. No. 17-1985]**
- K. Use any park grounds for the purpose of a dog run, exercise pen or cause such properties to be used for any animals needs or functions. **[Added 11-4-1985 by L.L. No. 17-1985]**
- L. Conduct himself or cause others to behave in a disorderly manner nor shall he endeavor to cause discomfort or inconvenience to any other person or patron within the parks areas. **[Added 11-4-1985 by L.L. No. 17-1985]**

§ 80-3. Operating policy. [Amended 12-19-1978 by L.L. No. 4-4978]

- A. **[Amended 6-28-1984 by L.L. No. 3-1984]** Except by permission granted by the Board of Trustees or by acts of the Mayor in case of emergency, the park shall be open to the public every day of the year during the following hours.
 - (1) From 7:00 a.m., to 9:00 p.m., prevailing time, during the period from April 1 through September 30.
 - (2) From 7:00 a.m. to 7:00 p.m., prevailing time, during the period from October 1 through March 31.
- B. Any person found in the park at any time when it is not open shall be in violation of this chapter.