

ORDINANCE NO. 2011-02-864

**AN ORDINANCE OF THE CITY OF WHITE SALMON, WASHINGTON
REGARDING ESTABLISHING PARK USER FEES AND PROVIDING
FOR SEVERABILITY AND AN EFFECTIVE DATE**

WHEREAS, the City of White Salmon operates and maintains the City Parks; and

WHEREAS, the City of White Salmon makes the Parks available to the public; and

WHEREAS, periodically private parties wish to use the park facilities for events; and

WHEREAS, the City incurs costs to allow parks to be used for events, and the Council feels those users should contribute an additional sum toward the operations and maintenance of the park system for the special benefits provided by exclusive or semi-exclusive use of park facilities;

WHEREAS, the Council wishes the fee structure to be flexible and shall adopt the fees periodically by a separate Resolution;

NOW, THEREFORE, the City Council of the City of White Salmon, Washington does ordain as follows:

SECTION 1.

WSMC 12.____ EVENT PARK FEES

12.____.1 Definitions.

‘Event’. An organized gathering of not fewer than ten (10) people for a planned occasion.

‘Park’. Those areas of the City zoned as public parks, including, without limitation, White Salmon City Park, Fireman’s Park, Pioneer Park, Jewett Creek Park, and [name other parks].

12. ____2 Fees Established. The City of White Salmon hereby establishes fees to use public parks within its boundaries for events. The fees shall be adopted by Council Resolution and shall remain in effect until repealed or revised.

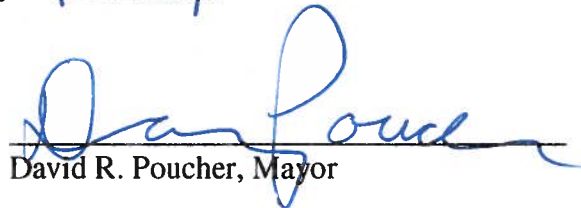
12.____.3 Permit Required. Event users shall first obtain a permit for such use and pay any required fees and deposits prior to the event. The City shall have discretion as to the scheduling of events.

12.____.4 Violation – Penalty. It shall be unlawful to conduct an event in a City Park with first obtaining a permit. Violation of this section shall be punishable as a civil infraction in the sum of not less than the greater of one hundred dollars (\$100) or twice the applicable user fee as established by Resolution.

SECTION 2. SEVERABILITY. If any section, sentence, or phrase of this Chapter is held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence or phrase of this Chapter.

SECTION 3. EFFECTIVE DATE. This ordinance shall become effective five days following passage and publication as provided by law.

ADOPTED by the City Council of the City of White Salmon, Washington, at a regularly scheduled open public meeting thereof this 2 day of February 2011.


David R. Poucher, Mayor

Attest:


Lori Kreps, Clerk-Treasurer

Approved as to Form:


Kenneth Woodrich, City Attorney