

SPECIAL CALL

AGENDA

SHAWNEE BEAUTIFICATION, PARKS, AND RECREATION COMMITTEE

SEPTEMBER 7, 2023 AT 4:00 PM

COMMISSION CHAMBERS AT CITY HALL

16 WEST 9TH STREET

SHAWNEE, OKLAHOMA

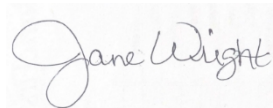
Official action can only be taken on items which appear on the agenda. The public body may adopt, approve, ratify, deny, defer, recommend, amend, strike, or continue any agenda item. When more information is needed to act on an item, the public body may refer the matter to Staff or back to Committee or the recommending body. Under certain circumstances, items are deferred to a future date or stricken from the agenda entirely.

CALL TO ORDER

DECLARATION OF QUORUM

1. Discussion and Approval of recommendation of change to Section 21-6 to park hours.
2. Discussion and Approval of recommendation of addition to Section 21-9 to add "services" to the vendor list.
3. Discussion and Approval of recommendation of addition to Designated Health Zone adding "City of Shawnee Parks and Recreation Facilities".
4. Discussion and Approval of sub-committee for Woodland Park Opening.
5. Adjournment

Respectfully submitted,



Jane Wright, Secretary

The City of Shawnee encourages participation from its citizens in public meetings. If participation is not possible due to a disability, notify the City Clerk, in writing, at least forty-eight hours prior to the scheduled meeting, and necessary accommodations will be made. (ADA 28 CFR 36)

Sec. 21-6. - Hours.

The city commission shall by resolution determine the hours public parks and recreation areas are closed to the public. If, in the opinion of the city manager, it is necessary to limit the hours the parks and recreation areas should be open, and it is impossible or impractical to obtain approval of the city commission, the city manager shall have the authority to make the changes in hours until approved by the city commission.

(Code 1986, § 19-21; Code 2002, § 21-6; Ord. No. 2598NS, § 2, 3-20-2017)

Sec. 21-7. - Entering when closed, signs.

(a)

It shall be unlawful for any person to be in any public park or recreation area during hours such public park or recreation area is closed to the public. Appropriate signs shall be erected in conspicuous places notifying the public of the hours such public park or recreation area is closed to the public.

(b)

The city manager may grant special permission to groups of persons to use public parks and recreation areas after closing hours when, in his judgment, such groups are properly supervised and will be engaged in lawful activities.

(Code 1986, § 19-22; Code 2002, § 21-7)

We will be proposing of adding hours for parks to be as written:

Parks with lighting for sports and fields, the hours are 7:00 am-11:00 pm. For all parks and green spaces without activity lighting, the hours are sunrise to sunset. The Parks and Recreation Department can approve event groups to host activities before and/or after these hours with prior approved permit.

Sec. 21-9. - Vendors in recreational areas.

(a)

The term "vendor," as used in this section, shall mean any person who sells, regardless of the character of property sold.

(b)

It shall be unlawful for any vendor to engage in the business of vending or to sell property of any kind in any of the city's recreational areas, without first obtaining a permit from the city clerk.

(c)

The city manager is authorized to designate city recreation areas where vendors may operate. The city clerk is authorized to issue space designation permits for vendors who desire to operate in such city recreational areas. Vendors holding such space permits shall operate in only those spaces designated by such space permits. Such permits shall be issued on a daily basis. However, permits may be issued to cover specific events held in the recreational areas. The city clerk shall charge a fee in an amount as described in the city fee schedule adopted and updated from time to time by the city commission per day for each of such permits issued on a daily basis or a fee in an amount as described in the city fee schedule adopted and updated from time to time by the city commission for each specific event.

(d)

Permit fees for vendors that are charitable organizations may be waived by the city commission. The term "charitable organization" is defined as an organization that has no capital stock and no provision for making dividends or profits, but derives its funds mainly from public and private charity, and holds them in trust to be expended for charitable purposes.

(e)

Any vendor who operates within any of the city's recreational areas without first securing a permit as provided for in this section, along with his merchandise, vending equipment and other property relating to such vending, shall be subject to immediate removal from such place by the police department, and such vendors shall be deemed guilty of a misdemeanor and, upon conviction, shall be fined up to an amount as described in the city fee schedule adopted and updated from time to time by the city commission, plus costs.

(Code 1986, § 19-6; Code 2002, § 21-9; Ord. No. 2598NS, § 1, 3-20-2017)

Proposed Changes:

The term "vendor," as used in this section, shall mean any person who sells or offers services regardless of the character of property sold or service provided.

It shall be unlawful for any vendor to engage in the business of vending or to sell property of any kind in any of the city's recreational areas, without first obtaining a permit.

- **ARTICLE V. - DESIGNATED HEALTH ZONE[4]**

Footnotes:

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Editor's note— Ord. No. 2683NS, § 1, adopted Dec. 16, 2019, set out provisions intended for use as art. V, §§ 15-153—15-159. To preserve the style of this Code, and at the editor's discretion, these provisions have been included as art. V, §§ 15-175—15-181.

- **Sec. 15-175. - Purpose.**

The purpose of the establishment of a **designated health zone** is to provide a **designated** area within the municipal limits of the City of Shawnee that promotes the **health**, safety, and wellness of the city's constituents and prevents certain activities that are deemed to be contrary to the **health**, safety, and welfare of the public.

(Ord. No. 2683NS, § 1, 12-16-2019)

- **Sec. 15-176. - Definitions.**

Health zone shall refer to the **designated** areas within the municipal limits of the City of Shawnee that are subject to the regulations adopted and contained in [chapter 15](#), article V that pertain to the **health**, safety, and welfare of the public.

Public place shall refer to any enclosed indoor area where individuals other than employees are invited or permitted; the term is synonymous with the phrase any indoor place used by or open to the public.

Vapor product shall mean noncombustible products, that may or may not contain nicotine, that employ a mechanical heating element, battery, electronic circuit, or other mechanism, regardless of shape or size, that can be used to produce a vapor in a solution or other form. "Vapor products" shall include any vapor cartridge or other container with or without nicotine or other form that is intended to be used with an electronic cigarette, electronic cigar, electronic cigarillo, electronic pipe, or similar product or device and any vapor cartridge or other container of a solution, that may or may not contain nicotine, that is intended to be used with or in an electronic cigarette, electronic cigar, electronic cigarillo or electronic device. "Vapor products" do not include any products regulated by the United States Food and Drug Administration under Chapter V of the Food, Drug, and Cosmetic Act.

(Ord. No. 2683NS, § 1, 12-16-2019)

- **Sec. 15-177. - Designated area.**

The following entities shall constitute the designated health zone, which shall include the real property upon which each entity sits:

(1)

SSM Health Hospital;

(2)

Oklahoma Baptist University;

(3)

Oklahoma Baptist University Green Campus;

(4)

Shawnee Early Childhood Center;

(5)

Shawnee Regional Airport;

(6)

Shawnee High School;

(7)

Pottawatomie County Department of Human Services;

(8)

Oklahoma Gas & Electric.

The boundary of the designated health zone shall be marked on a map that is contained in appendix A to [chapter 15](#), article V and is labeled "Designated Health Zone Boundary Map." Said map shall be updated if additional entities or properties are added to the designated health zone by amendment.

(Ord. No. 2683NS, § 1, 12-16-2019)

- **Sec. 15-178. - Prohibited activities.**

The following activities shall be prohibited within the designated health zone to protect the health, safety, and welfare of the public:

(1)

The possession of vapor products;

(2)

The sale of vapor products;

(3)

The utilization or consumption of vapor products.

(Ord. No. 2683NS, § 1, 12-16-2019)

Proposed addition:

Add City of Shawnee Property (such as Parks and Facilities). "Named under Designated Area"