

## CHAPTER XII. PUBLIC PROPERTY

- Article 1. Repealed by Ord. 2005-24
- Article 1a. Fishing, Hunting, Boating, Swimming, Glass Container and Discharge of Firearms on Public Property
- Article 2. City Parks

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### ARTICLE 1A. FISHING, HUNTING, BOATING, SWIMMING, GLASS CONTAINER AND DISCHARGE OF FIREARMS ON PUBLIC PROPERTY

#### 12-101. DEFINITIONS.

- a) **City Lake.** Shall include Spring Hill Lake and any other public waters of the City and all real property adjacent thereto or thereat owned in fee simple by the City of Spring Hill, Kansas. (Ord. 2005-24)
- b) **Person.** Shall include all persons, firms, partnerships or corporations; PROVIDED, HOWEVER, any license, permit or rights herein granted shall be to an individual and shall not include or be granted to a partnership, firm or corporation. (Ord. 2005-24)
- c) **Ordinances.** Shall be construed to mean the ordinances of the City of Spring Hill, Kansas, as now in effect or hereafter enacted. (Ord. 2005-24)
- d) **Law of Kansas.** Shall be construed to mean the Kansas Statutes Annotated or any supplement thereof or the regulations of any department of the State of Kansas authorized to issue the same. (Ord. 2005-24)
- e) **Lake Patrolperson.** Shall be construed to include the regularly appointed custodian, his assistant or assistants. (Ord. 2005-24)
- f) **City.** Shall be construed to mean the City of Spring Hill, Kansas, and its authorized employees and elective officials. (Ord. 2005-24)
- g) **Boat or Vessel.** Shall be construed to mean any watercraft designed to be propelled by machinery, oars, paddles or wind action upon a sale for navigation on the water. (Ord. 2005-24)
- h) **Public Property.** Shall be construed to mean city lakes, city parks, or any other city property owned or leased by the City. (Ord. 2008-06)

**12-102. PERMITS.** It shall hereafter be unlawful for any person to fish upon a city lake without first having obtained a permit or license to do so, as hereinafter provided for by this Ordinance. (Ord. 2005-24)

**12-103. FISHING.** Before any person shall fish in a city lake they shall first obtain a State License if required to do so by the laws of the State of Kansas in order to fish in any of the public water of the said State. (Ord. 2005-24)

**12-103.1. COMPLIANCE WITH REGULATIONS AND RESTRICTIONS.** All persons granted a permit or license hereunder to fish in a city lake shall be required to observe the following restrictions on fishing as provided for in the Laws of the State of Kansas and the regulations and restrictions thereof, including any regulations or rules of the State Fish and Game Commission, and all ordinances of the City of Spring Hill, Kansas. (Ord. 2005-24)

**12-103.2. UNLAWFUL USE OF CITY LAKES.** It shall be unlawful for any person to seine, net or trap any minnows from the waters of the Spring Hill Lake, and it shall be unlawful for any person to dump or dispose of any kind of live bait, garbage or refuse in a city lake. It shall be unlawful to use trout lines, bank lines, jugs and no more than two (2) fishing lines per fishing license in a city lake. There shall be no

limit on size of channel catfish, but daily creel limit of ten (10). The minimum limit on size of largemouth bass of fifteen (15) inches long and a daily creel limit of five (5). The minimum limit on size of walleye of fifteen (15) inches long, a daily creel limit of five (5). It shall be unlawful for any person to remove from a city lake or have in their possession any size grass carp. There shall be a daily creel limit of no more than fifty (50) on crappie. There are no length or creel limits on sunfish or bullhead catfish. (Ord. 2005-24)

**12-103.3. LAKE PATROLPERSON.** The Governing Body of the City of Spring Hill, Kansas, be, and it is hereby authorized to appoint or employ a lake Patrolperson, custodian, caretaker or city marshal, who shall be empowered to enforce the rules and regulations herein provided. (Ord. 2005-24)

**12-104. HUNTING.** It shall be unlawful for any individual to hunt, shoot, kill, trap, injure, pursue or molest any bird, water fowl or any animal upon public property. (Ord. 2005-24)

**12-105. FIREARMS.** It shall be unlawful for any person to discharge any firearms of any kind upon any public property and it shall be unlawful for any person to have in their possession any firearms on public property; excepting that nothing herein shall be construed to prohibit the discharge or possession of firearms upon public property by the Spring Hill Police Department personnel. (Ord. 2008-06)

**12-106. BOATS OR VESSELS PROHIBITED; EXCEPTION.** It shall be unlawful for any person to place, keep or maintain any boat or vessel upon a city lake; excepting that nothing herein shall be construed to prohibit the use of boats or vessels by the City of Spring Hill, Kansas, or its agents for the purpose of maintaining and operating a city lake or water treatment facilities. (Ord. 2005-24)

**12-107. SWIMMING.** It shall be unlawful for any person to wade, bathe or swim in a city lake. However, the use of a recognized float tube for fishing is permitted. Hip boots or chest waders without a float tube are prohibited. (Ord. 2005-24)

**12-108. GLASS CONTAINERS.** It shall be unlawful for a person to possess a glass container of any type or nature within public property, public parks and city lakes of the City of Spring Hill, Kansas. (Ord. 2005-24)

**12-109. GENERAL PENALTY PROVISIONS.** Violations of any of the provisions of this ordinance shall be subject to the general penalty provisions of Section 1-1101 and amendments thereto, of the Spring Hill Municipal Code. (Ord. 2008-03)

## **ARTICLE 2. CITY PARKS**

**12-201. PARK CURFEW.** The Governing Body of the City of Spring Hill, Kansas, now deems it advisable to establish a curfew at all city parks during the hours between 10:00 o'clock p.m. and 6:00 o'clock a.m. between which time no one shall use or occupy said park without the written permission from the Governing Body of the City of Spring Hill, Kansas. (Ord. 93-10)

**12-202. CURFEW PERMIT.** Any individual or group requesting use of a city park during the hours between 10:00 o'clock p.m. and 6:00 o'clock a.m. shall submit a request in writing to the City Clerk and said request shall be considered by the Governing Body at its next regular meeting or at a special meeting called for that purpose. (Ord. 93-10)

**12-203. PENALTY.** Any individual violating the curfew established herein shall be deemed guilty of a misdemeanor and shall be fined and/or sentenced under the general penalty provisions of the ordinances of the City of Spring Hill, Kansas. (Ord. 93-10)