

## PART 11

### PARKS, RECREATION AND CULTURAL AFFAIRS

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#### Chapter 1

### PARKS AND RECREATION

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#### 11-101 Park and recreation board created.

There is hereby created a public recreation board which shall have all of the duties, obligations, powers and jurisdiction as is bestowed upon it by the statutes of the state and the power to provide, establish, conduct and maintain such recreation centers, facilities, playgrounds and parks as may now or hereafter be owned or operated by the city. (Ord. No. 11/3/80)

State Law Reference: Park and recreation programs, boards, 11 O.S. Sections 33-101 et seq.

#### 11-102 Terms--Members.

The present board of park commissioners is hereby appointed as the public recreation board. Each member shall continue in office for the remainder of the term of the present mayor, or until its successors are duly appointed and qualified. Thereafter, the public recreation board shall consist of five (5) persons, resident citizens of

the city, who shall serve without pay, and who shall be appointed by a majority of the members of this council. The first public recreation board so appointed shall serve for the following terms: two (2) for two (2) years, two (2) for three (3) years, and one for four (4) years. Upon the expiration of each term, their successors shall serve for four (4) years, and shall be appointed, all as provided by Section 33-106 of Title 11 of the Oklahoma Statutes. (Ord. No. 11/3/80)

#### 11-103 Park designated.

The following described lands owned by the city and located within the city limits:

The Southeast Quarter (SE ¼) and the South half (S ½) of the Northeast Quarter (NE ¼) of Section Twenty-five (25), Township Sixteen North (16N), Range Eight East (8E); and the West half (W ½) of the Southwest Quarter (SW ¼) of Section Thirty (30), Township Sixteen North (16N) Range Nine East (9E) except the lands in the South portion of the Eighty (80) acres which has previously been dedicated and designated for cemetery purposes, and Block 14, Johnson's Addition to the city,

are hereby designated and henceforth shall continue to be known as the "Bristow City Park." (Ord. No. 11/3/80)

#### 11-104 Rules and regulations.

The public recreation board is hereby authorized to adopt rules and regulations concerning the use, care and maintenance of the city park, and to operate, maintain and care for the city park. The rules and regulations and any amendments or additions thereto shall be filed with the city clerk, and if not overruled by the city council within thirty (30) days thereafter, shall have the force and effect of city ordinances, violation thereof being punishable by a fine as provided in Section 1-108 of this code. (Ord. No. 11/3/80)

#### 11-105 Annual budget--Expenditures.

The chairman of the board shall submit a budget request to the city council prior to the preparation of the city budget. The board shall thereafter, upon receiving notice of its budget allotment, prepare a plan for the expenditure of such allotment which shall be approved by the city council. Once this plan has been approved, prior approval of expenditures shall be obtained from the city council in the same manner as other purchases and expenditures of the city. Claims for such expenditures shall be submitted in regular form through the office of the finance director of the city. (Ord. No. 11/3/80)

#### 11-106 Board authority limited.

The authority of the board shall not extend to the municipal swimming pool, the municipal cemetery, the farm center building, the county fair buildings, or the rodeo arena, mens ball, girls softball or the country club. (Ord. No. 11/3/80)

#### 11-107 Outdoor events and gatherings--Permits required--Bond.

A. Each person, corporation or organization which sponsors any organized outdoor function, activity, or event on public property within the city shall obtain a permit for the activity, function or event from the director of finance for a fee of twenty-five dollars (\$25.00). The sponsoring organization at the same time shall post a cash bond of three hundred dollars (\$300.00) with the director. This bond of three hundred dollars (\$300.00) shall be retained until after the event, function or activity is completed. At that time, so much of the three hundred dollars (\$300.00) as is necessary shall be used by the city to fund the necessary clean-up of the area occupied by the activity, function or event. Should the sponsoring organization elect to be responsible for the clean-

up activity it may so inform the city at the time of the obtaining of the permit. In that instance upon completion of the event, function or activity, the sponsoring organization shall clean-up or cause to be cleaned up the premises and may then request a refund of the cash bond of one hundred fifty dollars (\$150.00) posted. This cash bond or a portion of the cash may be refunded by the city clerk upon authorization, after inspection of the premises by the director of public works.

B. Any person, firm or organization failing to comply with the provisions of this section shall be subject to a fine as provided in Section 1-108 of this code. (Ord. No. 8/16/82B)

#### 11-108 Closing hours.

There is hereby established closing hours for the city park described in Section 11-103 hereof. The city park shall be closed during the hours from eleven p.m. until six a.m. each and every day, and no one shall enter thereon during the times. Violators will be charged with trespassing and punished by a fine as provided in Section 1-108 of this code. The chief of police is authorized to issue permits for responsible parties, groups and organizations to use portions of the property during the closed hours for reasonable purposes. (Ord. No. 61785, 6/17/85)

#### 11-109 Name of lake.

The name of the lake located in the city park as described in Section 11-103 of this code shall be known as George Horany Lake. (Ord. No. 6-18-90A)

#### 11-110 Entering lakebed prohibited--Penalty.

Repealed by Ordinance Number 9-21-92, 9/21/92.

#### 11-111 Fishing regulations.

A. No person shall harvest, catch, retain, creel or remove from George Horany Lake:

1. Any large mouth bass whose length does not exceed fourteen (14) inches;
2. More than three (3) largemouth bass per day whose length exceeds fourteen (14) inches;
3. More than six (6) channel catfish per day; or
4. Any fish by any device or method other than by:
  - a. Rod and reel; or
  - b. Pole and line.

B. No person shall use, employ or fish with more than two (2) rods and reels or two (2) poles and lines upon George Horany Lake at one time, or one rod and reel and one pole and line in combination. (Ord. No. 6-18-90C)

#### 11-112 Wakes by motorized boats prohibited.

No person shall operate or cause a motorized boat to attain a speed upon George Horany Lake sufficient to cause a wake therein. (Ord. No. 6-18-90B)

#### 11-113 Tennis court regulations.

A. All persons entering or utilizing any tennis court owned, operated or maintained by the city of Bristow shall at all times during such entry or utilization wear tennis shoes or spikeless athletic shoes.

B. No person shall ride, operate or use upon any tennis court owned, operated or maintained by the city a motor vehicle, motorcycle, bicycle, inline skates, rollerblades, rollerskates, or any other apparatus with wheels except for

1. Officers or employees of the city doing work for the city;
2. Any contractor or subcontractor working under contract for the city. (Ord. 6-5-95B § 1)

#### 11-114 Penalty.

Any person violating any provisions of this chapter shall be deemed guilty of a misdemeanor and upon conviction shall be punished as provided in Section 1-108 of the code.

## Chapter 2

### LIBRARIES

#### Sections:

11-201 Library established.

11-202 Terms of office.

11-203 Organization and rules.

11-204 Expenditures, budget.

11-201 Library established.

There shall be maintained in the city a public library and reading room and adequate quarters provided therefor. There is hereby created a board of directors for the government and control of the public library, to consist of six (6) members to be appointed by the mayor and approved by the city council. (Prior Code, Chapter 14)

State Law Reference: Library boards authorized, membership, 11 O.S. Sections 31-101 et seq.

11-202 Terms of office.

The directors shall hold office for three (3) years, provided that only two (2) directors' terms of office shall expire each year and new directors appointed, effective the first day of May of each year. Vacancies in the board of directors shall be filled for the unexpired terms as hereinbefore provided for the original members. (Prior Code, Chapter 14)

11-203 Organization and rules.

The directors shall organize their own group and make such by-laws and rules for their own guidance and for the government of the library as they may deem expedient. They shall have authority to buy supplies, books, magazines and other materials, to establish rules for rentals, to provide for penalties and to do all other things necessary for the operation of the library. (Prior Code, Chapter 14)

Charter Reference: Library board, members, terms, Section 4-2 of the Charter.

11-204 Expenditures, budget.

A. All monies collected by the library, with the exception of donations given to the board of directors as trustees, shall be deposited in the treasury of the city and placed to the credit of the library fund of the city. Before the 1st day of July of each year the board of directors of the library shall submit to the city council, their proposed budget for the coming year and the budget as finally allowed shall be the operating budget of the library. All disbursements from the library fund of the city shall be made by the proper officers of the city upon

claims duly approved by the board of directors of the library which approval shall be certified by the president or secretary of the board.

B. The board of directors shall have the power to appoint a suitable librarian and necessary assistants, and shall also have power to remove such appointees. The board shall have such other and further powers as are granted to them by the statutes of the state governing city libraries. (Ord. No. 557, 4/6/70; Ord. No. 8-21-89)

## Chapter 3

### CEMETERIES

#### Sections:

- 11-301 Cemetery designated.
- 11-301.1 Cemetery board created.
- 11-301.2 Duties of board.
- 11-302 Opening, closing graves--Fees.
- 11-303 Lots--Price.
- 11-304 Grades not to be altered.
- 11-305 Trees--Shrubs--Approval required.
- 11-306 Curbing prohibited.
- 11-307 Flowers to be removed when.
- 11-308 Decorations--Approval.
- 11-309 Monuments plan to be submitted.
- 11-310 Cemetery rules.
- 11-311 Concrete box or vault required.
- 11-312 Penalty.

#### 11-301 Cemetery designated.

The name of the cemetery located south of the city park shall be known as the Bristow City Cemetery. (Prior Code, Chapter 6; Ord. No. 11-15-88A, 11/15/88)

State Law Reference: Municipal cemeteries, organization and powers, 11 O.S. Sections 26-101 et seq.

#### 11-301.1 Cemetery board created.

A city cemetery board is hereby created. It shall consist of five (5) appointed members, all of whom shall be citizens of the city. The five (5) appointed members shall be nominated by the mayor and confirmed by the council. Each appointed member shall serve for a term of three (3) years, or until his successor takes office. Of the original appointed members, one shall serve a term of one year; two (2) shall serve a term of two (2) years; and two (2) shall serve a term of three (3) years, thereafter the terms of members shall be three (3) years. Vacancies occurring other than by expiration of the term shall be filled only for the unexpired terms by the mayor. The members shall serve without compensation. The council may remove a member of the cemetery board only for inefficiency, and neglect of duty or malfeasance in office. (Ord. No. 11-15-88B, 11/15/88)

#### 11-301.2 Duties of board.

The board shall act in an advisory capacity and its functions and duties shall be to assist the city in all operations, maintenance, management and development of the cemetery, including advice regarding improvements, equipment and other property used in connection with the cemetery. (Ord. No. 11-15-88B, 11/15/88)

#### 11-302 Opening, closing graves--Fees.

A. A grave may be opened or closed with the permission of the sexton by other than city employees in the case of burial of indigent persons in grave spaces owned by the decedent or his family prior to his death where the next of kin or legal representative of the decedent shall make and file with the city clerk a sworn affidavit to the effect that neither the estate of the decedent nor his surviving family is able to pay for such services by reason of their poverty; and provided further that any such grave opening or closing by other than city employees shall be done under the supervision and direction of the sexton.

B. Any person willfully swearing falsely in making the affidavit aforesaid, shall, on conviction, be deemed guilty of an offense and shall be fined as provided in Section 1-108 of this code, including costs, in addition to the usual fees for the opening or closing of the grave in question. (Prior Code, Chapter 6)

#### 11-303 Lots--Price.

A. Cemetery lots shall be conveyed by a certificate signed by the mayor and countersigned by the city clerk, under seal of the city after full payment of the purchase price has been received by the city clerk. The certificate shall:

1. Show the price for which the lot is sold;
2. Describe the lot by number as laid down in the plat;
3. Specify that the person to whom the certificate is issued is the owner of the lot; and
4. Vest in the person to whom the certificate is issued and his or her heirs a right to the lot for the sole purpose of internment under the ordinances, resolutions or regulations set forth by the city council.

B. The purchase price for each lot in the Bristow City Cemetery shall be three hundred fifty dollars (\$350.00).

C. No certificate shall be reissued or transferred until a fee of thirty-five dollars (\$35.00) has been received by the city clerk for each lot's certificate which has been reissued or transferred.

D. The sexton shall keep a complete record of all lots sold and certificates issued. (Ord. No. 11-15-88C, 11/15/88; Ord. No. 12-20-93; Ord. 27-061603 § 1)

#### 11-304 Grades not to be altered.

A. No person shall alter the grades or elevation of any lot in the cemetery without obtaining prior written approval of the cemetery board.

B. No person shall construct any ditch or drain upon, within or near any lot in the cemetery without obtaining prior written approval of the cemetery board.

C. Any person aggrieved by the decision of the cemetery board under this section may appeal such decision to the city council. All appeals must be made in writing and delivered to the city clerk within fifteen (15) days after the cemetery board issues its decision. (Prior Code, Chapter 6; Ord. No. 11-15-88E, 11/15/88; Ord. 2-22-96H § 1)

#### 11-305 Trees--Shrubs--Approval required.

A. No person shall plant or place any trees, shrubs or plants on or near any lot in the cemetery without obtaining the prior written approval of the cemetery board.

B. Any person aggrieved by the decision of the cemetery board under this section may appeal such decision to the city council. All appeals must be made in writing and delivered to the city clerk within fifteen (15) days after the cemetery board issues its decision. (Prior Code, Chapter 6; Ord. No. 11-15-88E, 11/15/88; Ord. 2-22-96G § 1)

11-306 Curbing prohibited.

A. No person shall construct any curbing around, on, in or about any lot or lots in the cemetery without first obtaining the approval of the cemetery board.

B. Any person aggrieved by the decision of the cemetery board under this section may appeal such decision to the city council. All appeals must be made in writing and delivered to the city clerk within fifteen (15) days after the cemetery board issues its decision. (Prior Code, Chapter 6; Ord. No. 11-15-88D, 11/15/88; Ord. 2-22-96I § 1)

11-307 Flowers to be removed when.

It is the duty of any person placing any real or artificial flowers in the cemetery to immediately remove the flowers upon their becoming withered or dead. It is the duty of any person placing artificial flower arrangement(s) to remove such arrangement(s) when they become faded, tattered or unsightly. It is the duty of any person placing holiday decorations to remove such decorations within ten (10) days from the date of the holiday. In the event that such flower arrangements or decorations are not removed as provided above, employees or authorized agents of the city may order the removal and destruction of the flower arrangements or decorations. (Prior Code, Chapter 6; Ord. No. 11-15-88G, 11/15/88; Ord. No. 4-5-93A)

11-308 Decorations--Approval.

No decorations except flowers shall be placed on or near any grave in the cemetery unless the decorations have been first exhibited to the sexton, and determined to be dignified and proper. Any person feeling aggrieved by the determination of the sexton may appeal the sexton's decisions to the city council. The decision of the city council regarding the placement or appropriateness of any decoration shall supersede the determination of the sexton. All appeals shall be mailed by certified mail or delivered to the city clerk. The city council shall hear the appeal within twenty-five (25) days of the city clerk's receipt of the appeal. (Prior Code, Chapter 6; Ord. No. 9-17-90; Ord. No. 4-5-93B)

11-309 Monuments plan to be submitted.

A. No monument, tombstone or foundation thereof shall be placed within the cemetery until the person or entity desiring to set such monument, tombstone or foundation thereof has:

1. Tendered a ten dollar (\$10.00) application fee to the city clerk; and
2. Submitted a written application to the sexton setting forth:
  - a. The name, address, and phone number of the applicant; and
  - b. A description of the size and weight of the proposed monument, tombstone or foundation thereof.

B. No monument, tombstone or foundation thereof shall be placed within the cemetery until the sexton:

1. Has specified in writing the required dimensions for the foundation of the proposed monument or tombstone;
2. Has marked the site where the monument and tombstone shall be placed; and
3. Has given written authorization to commence placement, installation and construction of such monument, tombstone and foundation.

C. All tombstones or monuments shall be placed upon a concrete foundation which has been constructed in accordance with the sexton's specifications.

D. The city shall not be liable or responsible for the placement, modification, improvements or damage to any monument, tombstone or foundation thereof. (Prior Code, Chapter 6; Ord. No. 11-15-88H, 11/15/88; Ord. No. 4-5-93C; Ord. No. 2-22-94)

#### 11-310 Cemetery rules.

A. No person shall loiter upon the grounds of the city cemetery or be about the premises when closed or when entry is unauthorized.

B. No person shall drive or permit a three-wheel vehicle or all-terrain-vehicle within the confines of the city cemetery.

C. No person shall possess or consume alcohol or alcoholic beverages within the confines of the city cemetery. (Ord. Nos. 11-15-88I, 11-15-88J, 11-15-88K, 11/15/88)

#### 11-311 Concrete box or vault required.

A. Upon the opening of any grave space within the confines of the city cemetery, there shall be placed within such opening a concrete box or vault prior to the interment of any remains of sufficient size and diameter to contain the same.

B. Prior to the closing of any grave space within the confines of the city cemetery, there shall be securely affixed to the concrete box or vault a concrete lid whose dimensions shall be commensurate in length and width as that of the concrete box or vault. (Ord. No. 1-24-89)

#### 11-312 Penalty.

Any person violating any of the provisions of the sections of this chapter or violating any of the provisions, restrictions, regulations and limitations contained in any section of this chapter shall be deemed guilty of a misdemeanor and upon conviction shall be punished as provided in Section 1-108 of this code. (Prior Code, Chapter 6; Ord. No. 11-15-88L, 11/15/88)