

905. Parks and Open Space

§905.010 PARKS AND OPEN SPACE; PURPOSE. This chapter has been enacted to govern the conduct of members of the public during their use and enjoyment of the City of White Bear Lake Parks and Open Space System so as to further the safety, health, enjoyment and welfare of all persons and the use thereof, and to protect public property and resources for posterity. (Ref. Ord. No. 599, 7/12/77)

§905.020 PARKS AND OPEN SPACE; DEFINITIONS. For the purposes of this chapter, certain words and terms are defined as follows:

Subd. 1. Department. The City of White Bear Lake Public Works Department.

Subd. 2. Director. The City Manager or his duly authorized representative who is authorized by the City Council to direct the Department and administer the City of White Bear Lake Parks and Open Space System.

Subd. 3. Law Enforcement Officer. Any person duly deputized or commissioned by the Board of Ramsey County Commissioners, the State of Minnesota, or the City of White Bear Lake for the purpose of enforcing the laws, ordinances and regulations of their respective jurisdictions.

Subd. 4. Park Waters. Any lake, pond, river, stream or other body of water located wholly within the boundaries of an Open Space Site or any public shoreline owned or under the authority of the City of White Bear Lake, including those waters lying within three hundred (300') feet and immediately abutting such shoreline. "Park Waters" shall not include White Bear Lake, which is under the authority of the White Bear Lake Conservation District.

Subd. 5. Open Space Site. Any park, reserve, beach, open area, special use area, golf course or any other area owned, improved, maintained, operated or otherwise controlled by the City of White Bear Lake for recreation and natural resource preservation purposes.

Subd. 6. System. The City of White Bear Lake Parks and Open Space System which includes the sites and facilities owned, maintained and operated by or otherwise under the authority of the City of White Bear Lake. (Ref. §1004.010, Code, 1966; Ord. No. 599, 7/12/77)

§905.030 PARKS AND OPEN SPACE; CONSTRUCTION. In the interpretation of this chapter, all provisions contained herein shall be construed as follows:

1. Any requirement or prohibition by any provision herein, shall respectively extend to and include the causing, procuring, aiding or abetting, directly or indirectly, of such acts; and the permitting or allowing of any minor by the responsible parent, guardian or custodian to commit such acts.

2. No provision herein shall make unlawful any act necessarily performed by any law enforcement officer or Department employee in the line of duty or work as such, or by any person, his agents or employees, in the proper and necessary execution of the terms of any contract or agreement with the City of White Bear Lake.

3. Any act not prohibited by this chapter, provided it is not otherwise prohibited by statute, or by another chapter, section or ordinance, shall be lawful if performed under, by virtue of and strictly within the Provisions of a Department permit to do so, and to the extent authorized thereby. (Ref. Ord. No. 599, 7/12/77)

§905.040 PARKS AND OPEN SPACE; HOURS AND ACCESS. The recreation and education opportunities of the System shall be available to all members of the public regardless of race, sex, age, creed, national origin or place of residency. The System shall be open to the public between the hours of five (5:00) o'clock a.m. and eleven (11:00) o'clock p.m., prevailing time in the City of White Bear Lake. No person shall remain, stop, use or be present within the confines of any Open Space Site between the hours of eleven (11:00) o'clock p.m. and five (5:00) o'clock a.m. Exceptions may be made at the discretion of the Director in the case of emergency or when special use permits have been authorized or for other reasons the Director may determine necessary or desirable. Any section or part of any Open Space Site may be declared closed to the public by the Director at any time or for any interval of time, either temporarily or at regular and stated intervals, either entirely or for certain uses as the Director shall find necessary. (Ref. §1004.020, Code 1966; Ord. No. 599, 7/12/77)

§905.050 PARKS AND OPEN SPACE; PERMITS REQUIRED, LIABILITY, REVOCATION. Permits shall be required for the exclusive use of all or portions of specific areas, buildings and other system facilities and for conducting special events of a cultural, educational, political, religious or recreational nature; and for specific exemption from any provision of this chapter. Any person, group or association of persons required to obtain a permit shall file an application for such permit with the Director.

The grantee of a permit shall be bound by this chapter and any Department regulations in force as though the same were inserted in said permit. The grantee of a permit shall be liable for any loss, damage or injury sustained by the System or by any person whatever, by reason of the negligence of the person or persons to whom such permits are issued. The grantee of a permit shall not transfer nor relinquish said permit to another person or group of persons without the written permission of the Director.

The Director shall have the authority to revoke a permit upon evidence of good cause. No person shall in any manner disturb, harass or interfere with the grantee of a valid permit, nor with any of the grantees' property or equipment. (Ref. Ord. No. 599, 7/12/77)

§905.060 PARKS AND OPEN SPACE; PICNICKING. No person shall picnic in any Open Space Site except in those areas specifically designated and equipped for such use. (Ref. Ord. No. 599, 7/12/77)

§905.070 PARKS AND OPEN SPACE; SWIMMING. No person shall bathe, wade or swim in any Park waters or at any beach in any Open Space Site except in such areas as specifically designated for such use, and only at such times when a City of White Bear Lake or otherwise authorized lifeguard is on duty. No person shall bring into or use at any beach any inner tube, life raft or other inflatable or buoyant object intended to support a person except life belts or jackets approved by the U.S. Coast Guard. No person using Park waters shall swim outside of the marked area. No person shall possess, carry onto or scatter on any beach any glass bottle, broken glass, metal can or other debris which could be a safety hazard. No person shall use any beach area for purposes of picnicking. No person being in custody of any animal shall permit said animal to enter any beach area in an Open Space Site or Park waters during the swimming season so established by the Director, except within the boundaries of a "Designated Area" when under the active supervision of said person and obedient to person's command as defined in Section 701.090 of the Municipal Code. (Ref. §§1004.070, 1004.100, Code 1966: Ord. No. 599, 7/12/77, Ref. Ord. No. 1043, 8/28/07)

§905.080 PARKS AND OPEN SPACE; FISHING. No person shall take any fish, frog, turtle or crayfish by angling, spearing, archery, netting or trapping from any Park Waters or from any shoreline, pier or dock, under the jurisdiction of the City except in specifically designated areas, and then only in accordance with Minnesota Statutes chapters 98 and 101. No person shall fish in a reckless or careless manner so as to create a nuisance or to endanger the safety of said person, other fishermen or Open Space users. No person shall cut a hole in the ice of any Park waters except where ice fishing is specifically permitted, and then only when said hole is less than ten (10") inches in diameter. No person shall erect a permanent or portable ice fishing shelter on any Park Waters without the written permission of the Director. No person shall move an ice fishing shelter onto or off of the ice of any Open Space Site except from access points so designated by the Director. (Ref. Ord. No. 599, 7/12/77)

§905.090 PARKS AND OPEN SPACE; GOLF. No person or group of persons or organization shall play golf or hold a tournament or use the golf course under the jurisdiction of the City without having procured a permit or greens fee receipt from the Director or his representative. No person shall drive, putt or in any other manner play or practice golf except in areas specifically designated for such use. Valid permits or greens fee receipts issued by the City course operators shall be carried on the player, or group representative and shall be exhibited upon demand by the Director or his representative. Golfers shall be properly attired in accordance with socially acceptable standards. No person shall tamper with any irrigation system, tee marker, greens flag or maintenance equipment. No person shall sell any merchandise on the golf course except those concessionaires authorized by the City Council. Entrance to or exit from the golf course shall only be through designated access points. (Ref. Ord. No. 599, 7/12/77)

§905.100 PARKS AND OPEN SPACE; BOATING. No person shall operate any watercraft on any Park waters contrary to or in violation of Minnesota Statutes Chapter 361. No person shall launch or land any boat, canoe, raft or other watercraft on or from any shoreline under the jurisdiction of the city except at locations specifically designated for such purposes. No person shall operate, row or paddle a boat, canoe or other watercraft on any Park Waters unless able to handle the same with safety to himself, other occupants thereof, or in such manner as not to annoy or endanger the occupants of other boats. No person shall leave any watercraft unattended except in areas specifically designated for mooring, anchoring or beaching. No person shall operate any watercraft within an area which has been designated as a swimming area. No person shall drop or throw from any watercraft garbage, litter or other debris. All watercraft launched from a system facility or operating on City Park Waters shall have a Coast Guard approved life preserver for each occupant. No person shall stand up in, rock or operate any watercraft in a careless or reckless manner.

The following horsepower restrictions shall be enforced at the Matoska Launching Area: Residents and nonresidents of the City of White Bear Lake must have a City Boat Launch Tag to launch any boat, including a sailboat or pontoon boat; however, nonresidents may not launch a boat with a motor more than twenty (20) horsepower at this site. (Ref. §1004.060, Code 1966, Ord. Nos. 599, 7/12/77; 610, 4/11/78; 616, 5/23/78)

§905.110 PARKS AND OPEN SPACE; WINTER ACTIVITIES. No person shall snowmobile, skate, toboggan, sled or ski in any Open Space Site except at such times and in such areas specifically designated for such use. (Ref. Ord. No. 599, 7/12/77)

§905.120 PARKS AND OPEN SPACE; SNOWMOBILING. Any person operating a snowmobile in the City of White Bear Lake, unless provided otherwise herein, shall be subject to the provisions of Minnesota Statutes sections 84.81 to 84.90, inclusive, and to the regulations of the Commissioner of Natural Resources, 6MCAR Sections 1.0051 to 1.0059 (1978 edition), inclusive, which are incorporated herein by reference.

No person shall operate a snowmobile within the City of White Bear Lake except in the following locations:

1. On public trails, waterways, streets and highways specifically designated for such use; or,
2. On private property, Independent School District No. 624 property or Lakewood Community College property, but only where lawful permission has been obtained from the property owner, occupant or lessee.

In addition to the above, the operation of a snowmobile in any Open Space Site on any public trail or public waters under the jurisdiction of the City shall comply with the rules and regulations governing Parks and Open Space set out in this chapter.

No person shall operate a snowmobile in any Open Space Site between the hours of eleven (11:00) o'clock p.m. and seven (7:00) o'clock a.m. Sunday through Thursday, and from one (1:00) o'clock a.m. to seven (7:00) o'clock a.m. on other days, including the day preceding a national holiday.

No person shall operate a snowmobile in any Open Space Site at a speed in excess of limits specifically posted for such use or at a speed in excess of fifteen (15) miles per hour within one hundred fifty (150') feet of any fisherman, fish house, pedestrian, skier, skating rink, sliding area, ski tow area or other area where such operation would conflict with or endanger other persons or property. No person shall operate a snowmobile within one hundred fifty (150') feet of a residential shoreline on public waters in the City of White Bear Lake except at a speed of fifteen (15) miles per hour or less for purposes of access to and egress from the public waters, or for the purpose of parking such vehicles near the shoreline. No person shall operate a snowmobile so as to tow any person, sled or other conveyance except by the use of a rigid tow bar attached to the rear of such snowmobile. Disabled snowmobiles shall be exempt. No person shall operate a snowmobile unless such vehicle is equipped with a headlight and taillight that are illuminated at all times during such operations but snowmobiles equipped with engines of five (5) horsepower or less shall be exempt. No person shall operate a snowmobile unless such vehicle is equipped, with a red or blaze orange pennant flag of at least forty (40) square inches in area and displayed at a height of not less than five (5') feet above the treadway. (Ref. Ord. Nos. 464, 12/10/68; 479, 1/13/70; 546, 12/18/72; 594, 2/8/77; 599, 7/12/77)

§905.130 PARKS AND OPEN SPACE; MOTORIZED RECREATIONAL VEHICLES. No person shall operate any motorized recreation vehicle within an Open Space Site except in such areas specifically designated for such use. No person shall operate a nonlicensed motorized recreation vehicle on any park drive or other roadway within an Open Space Site. (Ref. Ord. No. 599, 7/12/77)

§905.140 PARKS AND OPEN SPACE; EQUESTRIANS. No person shall ride or drive a horse in any Open Space Site except in areas, and on bridle paths, trails and roadways specifically designated for such use. No person shall ride or drive a horse in any Open Space Site between the times of thirty (30) minutes after sunset and thirty (30) minutes before sunrise, unless horse-drawn vehicles are adequately lighted. No person shall ride or drive any horse which cannot be held under such control that it maybe easily turned or stopped. No person who is a beginner shall ride or drive a horse in any Open Space Site unless accompanied by capable supervision. No person shall ride or drive a horse in a reckless or careless manner so as to create a nuisance or to endanger the safety or property of said rider, other riders, pedestrians or vehicles. No person shall mistreat, override, cruelly beat, mutilate or torture any horse. No person shall permit any horse to stray unattended or graze in any Open Space Site. All unbridled, unmounted or unattended horses shall be securely hitched or corralled at locations specifically designated and provided for such purposes. No person shall ride or drive a horse so as to obstruct in any way the use of riding trails or bridle paths by other riders. Pedestrians and vehicles shall have the right-of-way where an equestrian trail intersects other established trails or roadways. No person shall ride or drive a horse at a pace faster than a walk or slow trot when passing a pedestrian. No person shall ride or drive a horse at a pace faster than a trot when passing another rider going in the opposite direction. No person shall ride or drive a horse at a pace faster than a slow gait when passing another rider going in the same direction. (Ref. §1004.030, Code 1966: Ord. No. 599, 7/12/77)

RESERVED FOR FUTURE EXPANSION

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§905.150 PARKS AND OPEN SPACE; CAMPING. No person shall establish or maintain any camp or other temporary lodging or sleeping place in any Open Space Site except by Permit and then only in areas specifically designated for such use. No person shall camp for a period longer than that authorized by the permit. All garbage or refuse of any kind shall be placed in receptacles provided for that purpose. No person shall install permanent camp facilities or physically alter the camp site. No person shall wash cooking and eating utensils, or clean fish except at locations designated for such use. No person shall cut or gather wood on any Open Space Site for fuel other than that provided by the Department and stored for such use. No person shall desert a camp site until the site is completely razed and is thoroughly cleaned. No person or group of persons shall use a park shelter unless a specific permit has been granted by the Director for such use. Permits for shelter use shall be issued to adults only, and said adults shall be on the premises at all times during the duration of the permit. (Ref. §1004.090, Code 1966; Ord. No. 599, 7/12/77)

§905.160 PARKS AND OPEN SPACE; DESTRUCTION OF PROPERTY. No person shall tamper with, climb on, injure, deface, destroy, disturb, damage or remove any part of any System building, structure, sign, light pole, drinking fountain, hydrant, table, grill, equipment, statue or other property found therein. No person shall deface, disturb or remove in any manner any soil, artifact, fossil, rock or other mineral resource. No person shall excavate any ditch, trench, tunnel or hole in any Open Space Site. (Ref. Ord. No. 599, 7/12/77)

§905.170 PARKS AND OPEN SPACE; PRESERVATION OF VEGETATION. No person shall injure, cut, destroy, mutilate, uproot, disturb or remove any flower, tree, shrub or other plant whether wild or cultivated, or any part thereof. No person shall plant or cause to be planted any wild, cultivated or exotic tree, shrub or plant except in specifically designated areas with the written permission of the Director. No person shall fell or climb any tree, pick any flowers, fruit or vegetables that are not self grown; or, trample any flowers, tree seedlings, flower beds, vegetable gardens or new turf seedlings. No person shall hitch any animal or fasten, anchor or otherwise attach any wire, rope, cable, signs, posters or other articles to any tree, shrub or plant. No person shall make any unauthorized use of any Open Space Site which is detrimental to the turf and soil conditions. No person shall remove any device, apparatus or material installed for the protection, support or preservation of any tree, shrub or plant. (Ref. §1004.120, Code 1966; Ord. No. 599, 7/12/77)

§905.180 PARKS AND OPEN SPACE; ANIMALS. No Person owning, being in custody or having control of any animal, whether wild, pet or domestic, shall cause or allow such animal to roam or be at large in any Open Space Site, unless the Site is otherwise designated by the City pursuant to Section 701.090 of the Municipal Code. No person being in custody of any animal shall permit said animal to enter any nature interpretive area, wildlife refuge, golf course or park building, whether leashed or otherwise, and when said animals are authorized they shall be restrained at all times by a suitable leash not more than eight (8') feet long or confined to a suitable cage. No person in custody of any pet or animal shall allow said animal to disturb, harass or interfere with other Open Space Site users or their property. Any unattended domestic animal or pet found roaming or at large within any Open Space Site shall be impounded. All state laws and local ordinances relating to the licensing and muzzling of animals and pets shall apply to same brought into any Open Space Site. No person shall release or introduce any exotic or wild animal in any Open Space Site without written permission of the Director. No person owning or in custody of any pet or domestic animal shall allow such animal to graze or browse in any Open Space Site. (Ref. §1004.030, Code 1966; Ord. No. 599, 7/12/77; Ref. Ord. No. 1043, 8/28/07)

§905.190 PARKS AND OPEN SPACE: HUNTING, FISHING AND MOLESTING WILDLIFE. No person shall kill, hunt, trap, pursue, injure, molest or unnecessarily disturb or have in possession any species of wildlife including birds, waterfowl, fish or other animals found within the confines of any Open Space Site or Public Waters except that fishing may be permitted in designated areas subject to laws and regulations established by the State of Minnesota. No person shall rob, disturb or molest the nest, eggs or young of any birds or other animals within the confines of any Open Space Site. (Ref. Ord. No. 599, 7/12/77)

§905.200 PARKS AND OPEN SPACE; FIRES. No person shall start or maintain a fire in any Open Space Site except small recreational fires in fireplaces, fire rings and grills provided for that purpose in areas specifically designated for such use. Private grills may be used in designated areas, provided that all ashes and residue therefrom be disposed of in containers provided for such disposal. Any person who starts or maintains a fire in an authorized area shall exercise continuous supervision from the time the fire is kindled until it is extinguished. No fire shall cause damage or constitute a threat to site vegetation and resources, nor shall it cause discomfort to other Open Space Site users. The Director may at his discretion prohibit fires for limited periods at any location for any purpose when it is necessary for the continued protection of System property and resources. (Ref. Ord. No. 599, 7/12/77)

§905.210 PARKS AND OPEN SPACE; WASTE AND LITTER. No person shall throw, cast, drop, pour, spill or discharge or permit to escape in or upon any land, pond, river, creek, stream, ditch, storm sewer or drain flowing into or through any Open Space Site or Public Waters any substance, matter or thing whether solid, liquid or gas, which shall result in the pollution of said waters, interfere with the conservation management of the water resource or endanger the health of the public. No person shall deposit, scatter, drop or abandon in any Open Space Site, any paper, bottles, cans, sewage, waste, trash or other debris except in receptacles provided by the Department for such purpose. No person shall deposit in any receptacle in any open Space site, any accumulation of waste or trash generated outside the boundaries of the site. No person shall drop, throw or otherwise leave unattended in any Open Space Site lighted matches, burning cigars, cigarettes, tobacco, paper or other combustible material. (Ref. §1004.080, Code 1966; Ord. No. 599, 7/12/77)

§905.220 PARKS AND OPEN SPACE; FIREARMS, WEAPONS, FIREWORKS. No person shall possess, fire, discharge or set off any firearm, missile, fireworks or explosives in any Open Space Site. No person except a law enforcement officer shall possess or carry a firearm of any description in any Open Space Site. No person shall possess or carry in any Open Space Site any air-gun, bow and arrow, knife with a blade greater than three (3") inches, slingshot, dart or projectile thrower or any other dangerous or illegal weapon. No- thing in this section shall be construed to prevent the recreational use of firearms and bow and arrows on officially established fields or target ranges. Any unauthorized or illegal weapon within an Open Space Site shall be subject to seizure by a law enforcement officer. (Ref. §1004.110, Code 1966; Ord. No. 599, 7/12/77)

§905.230 PARKS AND OPEN SPACE; DISTURBING THE PEACE. No person or group of persons shall disturb the peace and good order in any Open Space Site by either work or act. No person or group of persons shall use threatening, abusive, insulting, obscene or indecent language or commit, perform or engage in any lewd, lascivious, obscene or indecent act in any Open Space Site. No person or group of persons shall engage in fighting, quarreling, wrangling, riotous clamor or tumult in any Open Space Site. No person or group of persons shall disturb, harass or interfere, with any user or the user's property in any Open Space Site. No person shall solicit or ask anyone to commit, perform or engage in any lewd, lascivious, obscene or indecent act or behavior in any Open Space Site. (Ref. Ord. No. 599, 7/12/77)

§905.240

PUBLIC WAYS AND PROPERTY

§905.310

§905.240 PARKS AND OPEN SPACE; AUDIO DEVICES. No person shall operate or play any musical instrument, radio, television, record or tape player, loudspeaker, public address system or sound amplifying equipment of any kind in any Open Space Site in such a manner that the sound emanating therefrom is audible beyond the immediate vicinity of the set or instrument and subsequently interferes with the use of the Open Space Site by other users or disturbs the residents of the adjacent property. (Ref. Ord. No. 599, 7/12/77)

§905.250 PARKS AND OPEN SPACE; LOITERING. No person over the age of six (6) shall enter any comfort station or restroom, washroom or a toilet facility set apart or designated for the opposite sex. No person shall lurk or loiter in or around any toilet or other System structure except to use such facility for the purpose for which it is intended. (Ref. Ord. No. 599, 7/12/77)

§905.260 PARKS AND OPEN SPACE; ALCOHOLIC BEVERAGES. No person shall transport, possess, offer for sale, consume or be under the influence of any beer, wine, liquor or other alcoholic or intoxicating beverage at any Open Space Site except with a special permit or in such areas and at such times as may be designated by the Director, and except at such places where beverages are sold by licensees of the City Council. (Ref. Ord. No. 599, 7/12/77)

§905.270 PARKS AND OPEN SPACE; CONTROLLED SUBSTANCES. No person shall use, possess, consume, administer, dispense, sell, give away or be under the influence of any controlled substance except when such use, possession, influence and administration is authorized by law. (Ref. Ord. No. 599, 7/12/77)

§905.280 PARKS AND OPEN SPACE; GAMBLING. No person shall play, participate in, wager on or against any game of chance or activity or operate any gambling device or conduct any games of chance defined by Minnesota Statutes sections 609.75, 609.755 and 609.76. (Ref. Ord. No. 599, 7/12/77)

§905.290 PARKS AND OPEN SPACE: PARADES, ENTERTAINMENT, PUBLIC MEETINGS. No processions, parades, pageants, ceremonies, exhibitions, celebrations, training exercises, speeches, entertainment, tournaments or other public gatherings shall be allowed to pass through or take place in any Open Space Site or on any parkway except with written permission of the Director. (Ref. Ord. No. 599, 7/12/77)

§905.300 PARKS AND OPEN SPACE; GAMES. No person shall engage in any potentially dangerous games involving thrown or propelled objects such as footballs, baseballs, horseshoes, arrows, golf balls, model airplanes or similar objects, except in areas specifically designated for such usage. (Ref. §1004.050, Code 1966; Ord. No. 599, 7/12/77)

§905.310 PARKS AND OPEN SPACE; ADVERTISING. No person shall distribute or disseminate any leaflets, pamphlets, circular, handbills, advertisements or other written or printed material in any Open Space Site except with the written permission of the Director. No person shall post, display, affix or attach any sign, poster, placard, notice, banner or advertisement to any tree, building, shelter, fence, pole or other structure in any Open Space Site except with the written permission of the Director. No person shall use loudspeakers, sound amplifying equipment, musical equipment or cause any noise to be made for advertising purposes or for the purpose of attracting attention to any exhibition, performance, event, show or other purpose in any Open Space Site except with the written permission of the Director. (Ref. §1004.040, Code 1966; Ord. No. 599, 7/12/77)

§905.320 PARKS AND OPEN SPACE; UNLAWFUL SALES. No person shall sell, offer for sale, hawk, peddle or lease any object, merchandise or service or carry on any manner of business or commercial enterprise in any Open Space Site except those concessions authorized by the City Council. (Ref. Ord. No. 599, 7/12/77)

§905.330 PARKS AND OPEN SPACE; SOLICITING ALMS. No person shall beg or solicit alms, donations or contributions in any Open Space Site. (Ref. Ord. No. 599, 7/12/77)

§905.340 PARKS AND OPEN SPACE; PHOTOGRAPHY. No person shall take any photographs or motion or sound pictures for commercial purposes or for use in commercial advertising in any Open Space Site except with the written permission of the Director. (Ref. Ord. No. 599, 7/12/77)

§905.350 PARKS AND OPEN SPACE; UTILITIES. The location, construction or erection of any sewer, gas pipe, water pipe, hydrant, lamp post, telephone and electric power post, conduit, pump, lift station and other utility feature proposed in any Open Space Site shall be subject to the approval of the City Council. No person, firm or corporation shall construct or relocate any of these utility installations or fixtures without written permission of the Director. Every person, firm or corporation who shall receive a contract or permit to do work in an open Space Site shall after such work has commenced and until the same has been completed, isolate the construction area by security fencing, warning lights and signs or other appropriate measures that will protect the public from exposure to danger and prevent unnecessary accidents. (Ref. Ord. No. 599, 7/12/77)

§905.360 PARKS AND OPEN SPACE; LOST AND FOUND ARTICLES. Lost or mislaid articles or money or personal property which are found in any Open Space Site shall be delivered or turned over to the City of White Bear Lake Police Department. If the lawful owner of any article or money deposited with the City does not claim the same within a period of sixty (60) days, it shall be returned to the finder upon request. (Ref. Ord. No. 599, 7/12/77)

§905.370 PARKS AND OPEN SPACE; LAW ENFORCEMENT OFFICERS AND EMPLOYEES. No person shall willfully resist, refuse or fail to comply with any order, direction or request lawfully given by any law enforcement officer or Department employee acting under the authority of the City Council in accordance with this chapter. No person shall interfere with, or in any manner hinder any law enforcement officer or Department employee during the performance of his assigned duties, or any employee of a contractor or other City department engaged in construction, repairing or caring for any Open Space Site or part thereof or while in the discharge of duties conferred by this ordinance. (Ref. Ord. No. 599, 7/12/77)

§905.380 PARKS AND OPEN SPACE; POSTED REGULATIONS, DIRECTIONAL SIGNS AND GRAPHICS. No person shall disregard or fail to comply with any posted regulations, directional signs and graphics, barriers or other control devices located within any Open Space Site or on any parkway. (Ref. Ord. No. 599, 7/12/77)

§905.390 PARKS AND OPEN SPACE; TRAFFIC REGULATIONS. No person shall drive or operate a motor vehicle within any Open Space Site except upon roadways, parking areas, parkways or other areas designated for such use. Disabled vehicles may be moved off of a paved area to allow for the continued flow of traffic but the vehicle must be repaired or removed within two (2) hours, unless other arrangements are made with the Director. No person shall operate a motor vehicle within any Open Space Site or on any parkway in violation of posted regulations and directional signs, Minnesota Statutes chapter 169, County Traffic Ordinances, chapter 601 of this Code or orders or directions of law enforcement officers or Department employees. No person shall drive or operate a vehicle on or along any roads, drives or parking lots which have been restricted, closed or posted with appropriate signs or barricades. The Director shall have the authority to order roads, drives or parking lots within any Open Space Site or any parkway closed during the process of construction, reconstruction or repair or when in his opinion, weather conditions render travel unsafe or unduly destructive. No person shall operate a motor vehicle in a careless or reckless manner, or without due regard for the safety and rights of pedestrians and drivers and occupants of all other vehicles, so as to endanger the life, limb or property of any other person while in lawful use of an Open Space Site. No person shall park, stop or leave a vehicle in any Open Space Site or on any park drive between the hours of eleven (11:00) o'clock p.m. and five (5:00) o'clock a.m., unless arrangements are made with the Director. No person shall operate a vehicle in any Open Space Site which emits excessive or irritating noise, noxious fumes, dense smoke or other pollutants. No person shall wash, grease, change the oil, service or repair any vehicle in any Open Space Site. No person shall park a vehicle adjacent to a curb painted yellow in any Open Space Site. Vehicles illegally parked, disabled or abandoned may be towed away and impounded at the owner's expense. No person shall drink, consume or have in his possession an open bottle or container of an alcoholic or intoxicating beverage in any motor vehicle when such vehicle is in an Open Space Site or on a parkway. Vehicles shall yield the right-of-way at all times to pedestrians. No person shall participate in a drag race or test of unreasonable acceleration in any Open Space Site or on any park drive. No person shall cause any taxi, limousine or other vehicle for hire to stand in any Open Space Site or on any park drive for the purpose of soliciting or taking in passengers other than those who requested or were carried to the site by said vehicle unless licensed by the City Council. (Ref. Ord. No. 599, 7/12/77)

§905.400 PARKS AND OPEN SPACE; PENAL PROVISION. Any person violating any of the provisions of this chapter or rules of the Commissioner of Natural Resources shall be adjudged guilty of a misdemeanor. Furthermore, any person violating any of the provisions of this chapter may be expelled, ejected or ousted at such time from any Open Space Site at the discretion of a law enforcement officer. (Ref. Ord. No. 599, 7/12/77)