

**NOTICE OF MEETING  
CITY OF SOUTH PADRE ISLAND  
PARKS, RECREATION & BEAUTIFICATION COMMITTEE**

**NOTE: One or more members of the City of South Padre Island City Council may attend this meeting; if so, this statement satisfies the requirements of the OPEN MEETINGS ACT.**

NOTICE IS HEREBY GIVEN THAT THE PARKS, RECREATION & BEAUTIFICATION COMMITTEE OF THE CITY OF SOUTH PADRE ISLAND, TEXAS, WILL HOLD A REGULAR MEETING ON:

**WEDNESDAY, DECEMBER 14, 2016**  
9:00 A.M. AT THE MUNICIPAL BUILDING,  
CITY COUNCIL CHAMBERS, 2<sup>ND</sup> FLOOR  
4601 PADRE BOULEVARD, SOUTH PADRE ISLAND, TEXAS

1. Call to Order.
2. Pledge of Allegiance.
3. Public Comments and Announcements: *This is an opportunity for citizens to speak to Committee relating to agenda or non-agenda items. Speakers are required to address Committee at the podium and give their name before addressing their concerns. [Note: State law will not permit the Parks, Recreation & Beautification Committee to discuss debate or consider items that are not on the agenda. Citizen Comments may be referred to City Staff or may be placed on the agenda of a future Parks, Recreation & Beautification Committee meeting]*
4. Approval of the November 16, 2016 regular meeting minutes.
5. Update, discussion & possible action regarding SPI Christmas Events.
  - a. Christmas Parade (Rasmussen)
  - b. Breakfast with Santa (Huffman)
  - c. Holiday Lighting Contest (Greenwood)
6. Update regarding Kids Day at John L. Tompkins Park. *(Wall)*
7. Update, discussion and possible action regarding City Parks. *(Dr. Kim)*
8. Discussion and action regarding Chapter 25 Parks Recreation & Beautification of the Code of Ordinances. *(Dr. Kim)*
9. Set new meeting date/agenda items for next meeting.
10. Adjournment.

DATED THIS THE 8<sup>TH</sup> DAY OF DECEMBER 2016



Susan Hill, City Secretary

I, THE UNDERSIGNED AUTHORITY, DO HEREBY CERTIFIED THAT THE ABOVE NOTICE OF MEETING OF THE PARKS, RECREATION & BEAUTIFICATIN COMMITTEE OF THE CITY OF SOUTH PADRE ISLAND, TEXAS IS A TRUE AND CORRENT COPY OF SAID NOTICE AND THAT I POSTED A TRUE AND CORRECT COPY OF SAID NOTICE ON THE BULLETIN BOARD AT CITY HALL/MUNICIPAL BUILDING ON **DECEMBER 8, 2016** AT/OR BEFORE 9:00 A.M. AND REMAINED SO POSTED CONTINUOUSLY FOR AT LEAST 72 HOURS PRECEDING THE SCHEDULED TIME OF SAID MEETING.



Susan Hill, City Secretary



THIS FACILITY IS WHEELCHAIR ACCESSIBLE, AND ACCESSIBLE PARKING SPACES ARE AVAILABLE. REQUESTS FOR ACCOMMODATIONS OR INTERPRETIVE SERVICES MUST BE MADE 48 HOURS PRIOR TO THIS MEETING. PLEASE CONTACT BUILDING OFFICIAL, JAY MITCHIM; ADA DESIGNATED RESPONSIBLE PARTY AT (956)761-8103

**MINUTES  
CITY OF SOUTH PADRE ISLAND  
PARKS, RECREATION & BEAUTIFICATION COMMITTEE**

**Wednesday, November 16, 2016**

**I. Call to order.**

The Parks, Recreation & Beautification Committee Members of the City of South Padre Island, Texas held a Regular Meeting on Wednesday, November 16, 2016 at the Municipal Complex Building, 2<sup>nd</sup> Floor, 4601 Padre Boulevard, South Padre Island, Texas. Chairman Debbie Huffman called the meeting to order at 9:00 a.m. A quorum was present: Committee Member Pat Rasmussen, Kerry Schwartz, Stormy Wall, and Will Greenwood. Committee Members absent were: Carol Bolstad and Sally Scaman.

City staff members present were: Development Director Sungman Kim, City Manager Susan Guthrie, and Administrative Assistant Marta Martinez.

**II. Pledge of Allegiance.**

**III. Public Comments and Announcements**

Sherman Lee a participant in the flag program.

**IV. Approval of the October 19, 2016 regular meeting minutes.**

Motion to approve by Kerry Schwartz, second by Stormy Wall. Motion passed unanimously.

**V. Discussion and action on details of a park sign that will be the basis of rules and regulations for park facilities. (Dr. Kim)**

Presentation was given by Dr. Kim regarding a park sign. Committee Members expressed their comments/concerns regarding this matter. After some discussion Committee Member Huffman made a motion, second by Committee Member Schwartz to directed staff to draft up rules and regulations for the Tompkins Park and bring back for review. The motion carried unanimously

**VI. Update, discussion & possible action regarding SPI Christmas Events.**

**a. Christmas Parade (Rasmussen)**

**b. Breakfast with Santa. (Huffman)**

**c. Holiday Lighting Contest (Greenwood)**

Presentation was given by Committee Members Rasmussen, Huffman, and Greenwood. Motion made by Committee Member Greenwood second by Committee Member Rasmussen to allocate \$750 for the Holiday Lighting Contest. The motion carried unanimously.

- VII. Update, discussion and possible action regarding SPI City Parks.**  
**a. Update on Eagle Scout Project at Butterfly Park**  
**b. Update on maintenance of all existing City Parks**

No action taken on these items.

- VIII. Update regarding Kids Day at John L. Tompkins Party in the Park.  
(Wall)**

No action taken on this item.

- IX. Set new meeting date / agenda items for next meeting.**

Next meeting scheduled for December 14, 2016.

- X. Adjournment.**

There being no further business, Ms. Huffman adjourned the meeting at 9:42 a.m.

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Debbie Huffman, Chairman

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Marta Martinez, Secretary

1 **Chapter 25**

2 **Parks, Recreation and Beautification**

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5 **Sec.25-1. Definitions**

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7 "City" means the City of South Padre Island, Texas

8 "Director" means the Director of Development Services.

9 "Motor Vehicle" means a self-propelled vehicle intended to be driven on a  
10 roadway. Such vehicles include, but are not limited to, cars, trucks,  
11 motorcycles, scooters, recreational vehicles, or mopeds under motor power.

12 "Motorized Off-Road Vehicle" means any self-propelled, off the road or all-terrain  
13 vehicle, designed to be driven off a roadway. Such vehicles include, but are  
14 not limited to mini-bike, amphibious vehicle, motorcycle, go-cart, scooter, dune  
15 buggy, or all-terrain vehicle (ATV).

16 "Natural Resources" means all flora and fauna within parks and the physical factors  
17 upon which they depend; including air, water, soil, and minerals.

18 "Park" means any land or water area and all facilities thereon, including but not  
19 limited to trails, under the jurisdiction, control or ownership of the City.

20 "Person" or "Persons" means individuals, firms, corporations, societies or any group or  
21 gathering whatsoever.

22 "Pet" means any animal that is tamed and domesticated and kept as a companion.

23 "Pollutant" means any substance, liquid, or gas which could cause contamination of  
24 air, land, or water so as to create or cause a nuisance or render unclean or  
25 noxious or impure so as to be actually or potentially harmful, or detrimental or  
26 injurious to public health, safety, or welfare.

27 "Property" means any land, waters, facilities, or possessions of the City.

28 "Use Permit" means the written permission that must be obtained from the City to  
29 carry out a given activity.

30 "Weapon" means any device including, but not limited to, firearms, bows, electronic  
31 weapons, slings, and pellet or B-B guns from which a shot or projectile of any  
32 type is discharged or propelled by means of an explosive, gas, compressed air,  
33 or other means. An electronic weapon means a portable device, which is  
34 designated, used or intended to be used, offensively or defensively, to  
35 immobilize or incapacitate persons by the use of an electric current.

36 "Wildlife" means any living creature, not human, wild by nature, endowed with  
37 sensation, power of voluntary motion, including but not limited to mammals,  
38 birds, fish, amphibians and reptiles.

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**Sec.25-2. Park Hours**

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(A) Parks shall be open to the public daily from sunrise to sunset, unless otherwise designated by the City. It shall be unlawful for any person to enter or remain in a park at any other time without a use permit.

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(B) The Director or designee is authorized to close any park or portion thereof at any time for the protection of park property or for public health, safety or welfare.

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**Sec.25-3. Use Permits**

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(A) Use Permits shall be required for an exclusive or special use of all or portions of park areas, buildings or trails or for use of park areas and facilities when the park is otherwise closed to the public.

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(B) Use Permits shall be required for any entertainment, tournament, exhibition or any other special use, which can reasonably be expected to have fifty (50) or more persons involved.

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(C) It shall be unlawful for a person to violate any provisions of a use permit.

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**Sec.25-4. Use Fee, Failure to Pay**

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It shall be unlawful for any person to use, without payment, any facility or area for which a user fee is charged, unless the payment is waived by the City.

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**Sec.25-5. Vehicle Permits**

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It shall be unlawful for any person to bring a motor bike and/or vehicle into the city parks, except designated parking spaces. The City may issue Vehicle Permits if necessary.

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78 **Sec.25-6. Regulation of General Conduct – Personal Behavior**

79

80 (A) Drug and Alcohol Use

81

82 It shall be unlawful for any person to:

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84 a. be under the influence of drugs or alcohol to the point of intoxication, or  
85 loss of motor skills or consciousness, or other factors that may injure the  
86 party or adversely affect other park visitors, or

87

88 b. use, manufacture, possess, constructively possess, sell, give away, barter,  
89 exchange, distribute, or otherwise transfer any controlled substance, except  
90 for the use of a lawful prescription prescribed by a person licensed by law  
91 to prescribe and administer controlled substances;

92

93 (B) Gambling

94

95 It shall be unlawful for any person to gamble or participate in any game of chance for a  
96 consideration of items of value; excepting private social bets not incidental to  
97 organized, commercialized or systematic gambling.

98

99 (C) Public Nuisance/Personal Safety

100

101 It shall be unlawful for any person to:

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103 a. engage in fighting or exhibit threatening, violent, disorderly or indecent  
104 behaviors;

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106 b. make unreasonable noise or coarse utterance, gesture or display; or

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108 c. engage in games or behavior which will interfere with the comport or  
109 convenience of the public.

110

111 (D) Littering

112

113 It shall be unlawful for any person to deposit, scatter, drop or abandon in a park;  
114 bottles, cans, glass, hot coals, ashes, sewage, waste or other material, except in

115 receptacles provided for such purpose. Usage of glass containers at the city parks is  
116 prohibited.

117

118 (E) Possession and Use of Firearms/Dangerous Weapons/Fireworks

119

120 It shall be unlawful for any person to:

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122 a. have in their possession, fire, discharge, or cause to be discharged across,  
123 in, or into any portion of a park, any weapon, except in areas and at  
124 times designated by the City for such use, or with a use permit; or

125

126 b. set off or attempt to set off or ignite any firecrackers, fireworks,  
127 smoke bombs, rockets, black powder guns or other pyrotechnics without  
128 authorization from the City.

129

130 (F) Interference with Employee Performance of Duty

131

132 It shall be unlawful for any person to impersonate an employee of the City or  
133 interfere with, harass, or hinder an employee in the lawful discharge of their  
134 duties.

135

136

137 **Sec.25-7. Regulations Pertaining to General Operation**

138

139 (A) Commercial Use/Solicitation/Advertising/Photography

140

141 It shall be unlawful for any person to:

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143 a. solicit, sell or otherwise peddle any goods, wares, merchandise,  
144 services, liquids, or edibles in a park except by authorized concession or  
145 written permission granted by a use permit;

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147 b. operate a still, motion picture, video or other camera for commercial  
148 purposes in a park without a use permit; or

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150 c. expose, distribute or place any sign, advertisement, notice, poster or  
151 display in a park without authorization from the City.

152

153 (B) Pets in Parks

154

155 It shall be unlawful for any person to:

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157 a. bring a pet into a park, unless caged or kept on a leash, except in a pet  
158 exercise or training area designated in the park;

159

160 b. allow a pet under his/her control to disturb, harass, or interfere with any  
161 park visitor or a park visitor's property;

162

163 c. allow a pet to disturb, harass, or interfere with wildlife or wildlife  
164 nesting areas; or

165

166 d. tether any animal to a tree, plant, building, or park equipment;

167

168 Any person having the authorized custody or control of any dog or domestic animal  
169 shall have the responsibility for cleaning up the feces of the animal and to dispose of  
170 such feces in a sanitary manner.

171

172 (C) Noise/Amplification of Sound

173

174 It shall be unlawful for any person to willfully make or continue, or cause to be made  
175 or continued, any loud, unnecessary or unusual noise which causes discomfort or  
176 annoyance to any reasonable park visitor of normal sensitivity.

177

178 (D) Fires

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180 It shall be unlawful for any person to:

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182 a. start a fire in a park, except in park-provided fireplaces;

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184 b. leave a fire unattended or fail to fully extinguish a fire; or

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186 c. scatter or leave unattended lighted matches, burning tobacco, paper or other  
187 combustible material.

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189 (E) Unlawful Occupancy

190

191 It shall be unlawful for any person to enter in any way any building, installation, or  
192 area that may be under construction or locked or closed to public use; or to enter or be  
193 upon any building, installation or area after the posted closing time or before the posted  
194 opening time, or contrary to posted notice in any park.

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197 **Sec.25-8. Protection of Property, Structures and Natural Resources**

198

199 (A) Disturbance of Natural Features

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201 It shall be unlawful for any person to:

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203 a. intentionally remove, alter, injure or destroy any tree, other plant, rock,  
204 soil or mineral;

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206 b. dig trenches, holes or other excavations in a park without a use permit;  
207 or

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209 c. introduce any plant or other agent within a park without a use permit.

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211 (B) Disturbance of Wildlife

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213 It is unlawful for any person to:

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215 a. kill, trap, hunt, remove, harass, annoy, pursue or in any manner disturb  
216 or cause to be disturbed, any species of wildlife, except as permitted in  
217 designated areas; or

218

219 b. release or abandon any animal within a park without a use permit.

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221 (C) Destruction/Defacement of Park Property/Signs

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223 It shall be unlawful for any person to:

224

225 a. intentionally deface, vandalize, or otherwise cause destruction to park  
226 property; or

227

228 b. intentionally deface, destroy, cover, damage, or remove any placard, notice  
229 or sign, or parts thereof, whether permanent or temporary, posted or  
230 exhibited by the City.

231

232 (D) Release of Harmful or Foreign Substance

233

234 It shall be unlawful for any person to:

235

236 a. place any debris or other pollutant in or upon any body of water in or  
237 adjacent to a park, or any tributary, stream, storm sewer, or drain flowing  
238 into such waters; or

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240 b. discharge waste water or any other wastes in a park, except into  
241 designated containers, drain, or dumping stations.

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244 **Sec.25-9. Regulation of Recreation Activity**

245

246 (A) Camping

247

248 It shall be unlawful for any person to:

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250 a. camp in a park, except in areas provided and designated for that purpose;

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252 b. camp without a use permit from the City;

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254 c. camp overnight in a park, if under 18 years of age, unless accompanied by  
255 parent or legal guardian or as part of a sponsored outing conducted by a  
256 scout, church, or other youth organization where the leader of the organized  
257 outing is age 21 or older.

258

259 (B) Picnicking

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261 It shall be unlawful for any person to set up temporary shelters, tents, tarps,

262 canopies and other such devices without authorization;

263

264 (C) Horseback Riding

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266 It shall be unlawful for any person to ride, lead or allow a horse within a park except  
267 in designated areas or on designated trails;

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269 (D) Other Special Activity Use

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271 It shall be unlawful for any person to participate in or conduct any non-routine activity  
272 without a use permit, except those uses for which a park area or facility has been  
273 planned or promoted by the City.

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276 **Sec.25-10. Regulation of Motorized Vehicles, Traffic and Parking**

277

278 (A) Motorized Off-Road Vehicles

279

280 It shall be unlawful for any person to operate a motorized off-road vehicle within a  
281 park, except in such areas and at times as designated by the City.

282

283 (B) Motor Vehicles

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285 It shall be unlawful for any person to:

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287 a. operate a motor vehicle at a speed in excess of the posted speed limit, or  
288 if not posted, in excess of 15 miles per hour;

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290 b. operate any motor vehicle within a park except upon roadways,  
291 parking areas or other designated locations;

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293 c. operate a motor vehicle in a careless or reckless manner;

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295 d. operate a motor vehicle which emits excessive or unusual noise,  
296 noxious fumes, dense smoke or other pollutants; or

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298 e. fail to yield right of way to pedestrians and other trail users.

299

300 (C) Parking Vehicles

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302 It shall be unlawful to:

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304 a. park or leave a vehicle standing except in a designated parking space  
305 or designated overflow parking area, and then only in a manner so as not to  
306 restrict normal traffic flow;

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308 b. leave a vehicle standing after posted closing hours without having a valid  
309 use permit for camping,

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311 c. park in a space designated for handicapped parking only unless the vehicle  
312 has a valid handicapped license or permit;

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314 d. park or leave a vehicle without a boat trailer in a parking space  
315 designated for vehicles with boat trailers;

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317 e. park or leave a vehicle to which an empty boat trailer is attached  
318 anywhere except in spaces designated for such purpose; or

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320 f. park or leave a boat trailer in a standard parking space at the boat launch.

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322 (D) Maintenance of Personal Vehicles

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324 It shall be unlawful for any person to wash, grease, change oil, or perform other  
325 maintenance on any vehicle.

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**Sec.25-11. Enforcement**

**(A) Officer Authority**

The City of South Padre Island Police Office and the employees shall have the authority to enforce the provisions of this ordinance.

**(B) Penalty Provisions**

- a. A person guilty of violating general provisions of this Ordinance shall be governed by Sec.21-1; and
- b. A person guilty of violating public health and safety shall be governed by Sec.21-2.

**(C) Additional Rules and Regulations**

The City shall have the right to issue rules and regulations relative to these Ordinances.

**(D) Impoundment of Pets**

The City shall have the authority to impound pets found running at large and collect fees from the owner of the pet.

**(E) Use Permit Revocation**

The City shall have the authority to revoke any use permit for good cause. Any permit or reservation may be revoked upon violation of any ordinance, rule, or regulation of the City of South Padre Island by the permittee.

**(F) Employee Performance of Duty**

Nothing in this Ordinance shall prevent employees or agents of the City from performing their assigned duties.