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## CHAPTER 42: METRO-OWNED PROPERTIES

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#### ***PARKS***

**§§ 42.01 THROUGH 42.29 RESERVED.**

**§ 42.30 PUBLIC USE OF **PARKS**.**

Such park property in Louisville Metro as consists of all

connecting parkways and roads or drives between public parks, and all avenues, roads, ways, drives and walks outside of the boundaries of public parks, which were or are acquired for park purposes, are dedicated to public use and established and declared to be public ways.

(1994 Jeff. Code, § 42.01) (Jeff. Ord. 3-1998, adopted and effective 1-13-1998; Lou. Metro Am. Ord. No. 101-2003, approved 5-30-2003)

### **§ 42.31 RESTRICTIONS; PROHIBITED ACTIVITIES.**

#### *(A) Recreational activities.*

(1) *Golf.* It shall be unlawful for any person to play or practice golf in, or to hit a golf ball in, from, or into, any public park or playground within Louisville Metro, except in areas laid off and designated by the Director of Parks as public golf courses and practice areas.

(2) *Riding horses.* It shall be unlawful for any person to ride or drive a horse in any public park or on any public property except in those areas thereof laid off and designated as bridle paths. It shall further be unlawful for the owner or person having general care and custody, whether by contract for stabling or otherwise, of any horse to permit another person to ride or drive such horse in any public park or on any public park property except in those areas thereof laid off and designated as bridle paths. There is created a prima facie presumption that the owner or person having care and custody of a horse permitted such action whenever any other person is found riding or driving the horse in violation of this section. Provided, that this section shall not apply to: (a) horse patrols of the Louisville Metro Police Department, or others, as authorized by the Director of Parks and while performing informational, security, or search and/or rescue and other emergency services, or employees of the Parks Department, or other Metro Government agencies while performing official duties; (b) horse-drawn carriage companies holding proper permits,

who may apply to the Director of **Parks** for permission to use public rights-of-way through **parks**.

(3) *Hang-gliding.* It shall be unlawful for any person to launch or land (except for unplanned emergency landings) a hang-glider within the boundaries of any Metro Government park or playground area, except in areas specifically designated for such activity by the Director of **Parks**. For purposes of this section, a "Hang-glider" shall be defined as a sail plane or aircraft without an engine operated by an operator who hangs or is suspended from the craft.

(4) *Sledding and ice skating.* It shall be unlawful for any person to sled or ice skate within the boundaries of any Metro Government park or playground area, except in any areas specifically designated for such activity by the Director of **Parks**. Provided, that this section shall not apply to any person participating in search and/or rescue or other emergency operations, or to employees of the Louisville Metro **Parks** Department, the Louisville Metro Police Department, or other Metro Government agencies while performing official duties.

(5) *Swimming.* It shall be unlawful for any person to swim in any body of standing or running water, or to wade or swim in any **Parks** Department-operated fountain, reflecting pool, or similar facility, except for areas and facilities specifically designed, maintained, and designated for those purposes and authorized for such use by the Director of **Parks**. Provided, that this section shall not apply to any person participating in search and/or rescue or other emergency operations, or to employees of the Louisville Metro **Parks** Department, the Louisville Metro Police Department, or other Metro Government agencies while performing official duties.

(6) *Boating.* It shall be unlawful for any person to operate any boat, canoe, raft, or other similar water vessel on any body of standing or running water, or in any **Parks** Department-operated fountain, reflecting pool, or similar

facility, within the boundaries of any Metro Government park or playground, with the exception of areas specifically designated for such activity by the Director of **Parks**. Provided, however, that in no event shall a water vessel powered by a gasoline engine be operated in any Metro Government park, with the exception of Otter Creek Park. Provided, however, that this section shall not apply to any person participating in search and/or rescue or other emergency operations, or to employees of the Louisville Metro **Parks** Department, the Louisville Metro Police Department, or other Metro Government agencies while performing official duties.

(7) *Hunting, fishing, or trapping.* It shall be unlawful for any person to hunt, fish, or trap wildlife within the boundaries of any park or playground in Louisville Metro, except in areas specifically designated for such activities by the Director of **Parks**. Provided, that this section shall not apply to any person participating in search and/or rescue or other emergency operations authorized by the Director of **Parks** or the Louisville Police Department to locate, contain and remove sick and dangerous animals or other Metro Government agencies while performing official duties.

(8) *Operation of bicycles, skateboards or skates.* No person shall operate a bicycle, skateboard, or skates on any section of public park or playground, except on a roadway, in areas designed for parking, or on trails and in other areas specifically designated for such activities by the Director of **Parks**.

(B) *Motor vehicles.*

(1) *Trucks and buses.* It shall be unlawful for any truck or bus weighing in excess of 30,000 pounds to enter the boundaries of any Louisville Metro park or playground area without a written permit from the Director of **Parks** and Recreation, with the exception of vans, tour buses, pick-up trucks and school buses.

(2) *Other motor vehicles.* No operator of a motor vehicle, which shall include all terrain vehicles, shall operate the vehicle in any public park except on a roadway or in a parking area, and no operator of a motor vehicle other than a golf cart shall operate the vehicle on any public golf course, except on a roadway or parking area authorized for that purpose. All golf cart operators must abide by cart policies as established by the Director of **Parks**. However, this prohibition shall not apply to an emergency vehicle, to **Parks** Department vehicles, or to those persons or firms who have been granted specific authority to operate a motorized vehicle off of a roadway or parking area within a public park by the Director of **Parks**.

(C) *Other restrictions.*

(1) *Removal of natural resources.* It shall be unlawful for any person to remove any natural resource including, but not limited to, plant material, animals, birds, soil, rocks, water, or other natural resources (but excepting fish where fishing is authorized by the Director of **Parks**) from any park, parkway or playground in Louisville Metro.

(2) *Burning.*

(a) For the purpose of this section "open fire" shall mean any intentionally ignited bonfire, recreational fire, or maintenance burn conducted in **parks** by the **Parks** Department, or those or any other similar burn conducted by any other person in the open air in **parks** within the boundaries of Louisville Metro. Any maintenance burn shall require a permit from the Air Pollution Control Board.

(b) No person shall kindle or maintain an open fire within any park or playground in Louisville Metro, with the exception of: (1) recreational fires in area specifically designated by the Director of **Parks** for such fires, and only if approved in advance by the Director of **Parks** and the Fire Chief of the Division of Fire or a Fire Protection District, as

the case may be, and; (2) maintenance burns conducted by the **Parks** Department. The Director of **Parks** shall designate to the Fire Chief of the Division of Fire or a Fire Protection District areas appropriate for recreational fires, and areas where the **Parks** Department proposes to conduct maintenance burns. The Fire Chief of the Division of Fire or of a Fire Protection District may authorize recreational fires only in areas specifically approved by the Director of **Parks**, and may authorize maintenance burns conducted by the **Parks** Department in areas proposed by the Director of **Parks**. Open recreational fires shall be attended at all times by a person not less than 18 years of age.

(1994 Jeff. Code, §§ 42.02, 42.04, 42.05) (Jeff. Ord. 3-1998, adopted and effective 1-13-1998; Lou. Metro Am. Ord. No. 101-2003, approved 5-30-2003) [Penalty, see § 42.99](#)

### **§ 42.32 CLOSING HOURS FOR **PARKS** AND PLAYGROUNDS.**

The **parks** and playgrounds of Louisville Metro shall close at 11:00 p.m. and shall remain closed until 6:00 a.m., and, with the exception of non-stop through traffic only, overnight camping in areas designated by the Director of **Parks**, or by written permit from the Director of **Parks**, it shall be unlawful for any person other than police, fire and other emergency service personnel, public utility personnel, and **Parks** Department and other Metro Government agency personnel, while on official business only, to enter upon any park or playground of Louisville Metro during hours when such park or playground is closed. Except in the case of an emergency, as determined by the Director of **Parks**, the Director of **Parks** shall provide notice to the public of closing hours of **parks** and playgrounds and may change the closing hours when necessary in consultation with representative(s) of the Council District(s) in which the park or playground is located.

(1994 Jeff. Code, § 42.03) (Jeff. Ord. 3-1998, adopted and effective 1-13-1998; Lou. Metro Am. Ord. No. 101-2003,

approved 5-30-2003) [Penalty, see § 42.99](#)

## **GOLF COURSES**

### **§ 42.40 DEFINITIONS.**

For the purpose of this subchapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

**ANNUAL PASS - 7-DAY.** Green-fee pass for adults, good any day of the week during the calendar year in which it is issued.

**ANNUAL PASS - WEEKDAY.** Green-fee pass good only Monday through Friday during the calendar year in which it is issued. Issued in three categories: Adult, Junior, or Youth Team.

**JUNIOR.** Persons age 18 and younger.

**MATINEE.** Weekdays from 4:00 p.m. to 6:00 p.m., during the summer season only.

**SENIOR.** Persons age 62 and older.

**SUMMER SEASON.** March 1 through November 30.

**TWILIGHT.** Begins 6:00 p.m. on weekdays during the summer season; begins at 4:00 p.m. on weekends during the summer season; and begins at 2:00 p.m. every day during the winter season.

**WINTER SEASON.** December 1 through February 28.

(Lou. Metro Ord. No. 15-2006, approved 2-10-2006)

### **§ 42.41 GREEN FEES.**

(A) All golfers must pay the established green fee, start

in the order designated by the duly-appointed starter at the clubhouse, and have the green fee receipt in his or her possession at all times while playing on the course. The golf pro or his or her designee shall have the authority to restrict usage of all golf practice facilities to those having paid for a green fee for that day, if overcrowding occurs.

(B) Green fees shall be established at the rates set forth herein, effective March 1, 2006. Thereafter, upon review every two years, the fees may be increased, based on the most recently-published Consumer Price Index (CPI). The increase shall be instituted only when the amount equals or exceeds \$.25, and shall be made in increments of \$.25. If costs require rate increases above this level, the Director of **Parks** may request a higher increase upon approval by the Metro Council.

(C) Fee schedule.

(1) Annual passes shall be issued on a calendar year basis, and are not prorated. Additionally, an annual pass fee shall be assessed each time the pass is used, as set forth herein.

- |     |                                |       |
|-----|--------------------------------|-------|
| (a) | 7-day pass:                    | \$375 |
| (b) | Weekday pass:                  |       |
|     | Adult:                         | \$270 |
|     | Junior:                        | \$ 90 |
|     | Youth Team: (team season only) | \$ 60 |

(2) Daily fees.

(a) Seneca and Charlie Vettiner Courses.

### **Summer Season Rates**

Weekday	\$12.00
Weekend	\$14.00
Matinee	\$11.00

Junior, Senior, Twilight \$8.00

**Winter Season Rates**

Weekday \$10.00

Weekend \$11.00

Junior, Senior, Twilight \$7.00

**Annual Pass Fee**

Adult \$4.00

Junior \$1.25

(b) Crescent Hill, Iroquois, Long Run, Shawnee,  
Sun Valley Courses.

**Summer Season Rates**

Weekday \$11.00

Weekend \$13.00

Matinee \$10.00

Junior, Senior, Twilight \$7.00

**Winter Season Rates**

Weekday \$9.00

Weekend \$10.00

Junior, Senior, Twilight \$6.00

**Annual Pass Fee**

Adult \$4.00

Junior \$1.25

(c) Cherokee, Bobby Nichols Courses.

**Summer Season Rates**

Weekday \$10.00

Weekend \$11.00

Matinee \$8.00

Junior, Senior, Twilight \$6.00

**Winter Season Rates**

Weekday \$8.00

Weekend \$8.00

Junior, Senior, Twilight \$5.00

**Annual Pass Fee**

Adult \$2.00

Junior \$1.25

(Lou. Metro Ord. No. 15-2006, approved 2-10-2006)

**§ 42.42 GOLF CART AND TRAIL FEES.**

(A) Effective March 1, 2006, persons operating user-owned carts shall pay a \$4.00 trail fee for each round of golf.

(B) Golf cart discount cards are available at a charge of \$75 per year, and each cardholder will be assessed a \$9.00 fee per round.

(C) Persons wishing to have trail-cart privileges must have a valid registration card issued by the Department of **Parks**.

(Lou. Metro Ord. No. 15-2006, approved 2-10-2006)

**§ 42.98 SEVERABILITY.**

If any provision of this chapter as now or later amended or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions that can be given effect without the invalid provision or application.

(1994 Jeff. Code, § 10.07) (Jeff. Ord. 36-1994, adopted and effective 12-20-1994; Lou. Metro Am. Ord. No. 39-2007, approved 3-26-2007)

**§ 42.99 PENALTY.**

(A) Any person who violates any of the provisions of §§ [42.31](#)(A) or (B) or [42.32](#) shall be fined not less than \$50 nor more than \$250 for each offense. Each day's continued violation shall constitute a separate offense.

(B) Any person who violates any of the provisions of § [42.31](#)(C) shall be fined not less than \$100 nor more than \$500 for each offense.

(1994 Jeff. Code, § 42.10) (Jeff. Ord. 3-1998, adopted and effective 1-13-1998; Lou. Metro Am. Ord. No. 101-2003, approved 5-30-2003; Lou. Metro Am. Ord. No. 15-2006, approved 2-10-2006)

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