ORDINANCE 58 DOCK AND PIER REGULATIONS

AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF LOG CABIN, TEXAS PROVIDING RULES, REGULATIONS AND PENALTIES PERTAINING TO THE CITY OF LOG CABIN'S DOCK AND PIER; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; PROVIDING A PENALTY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Log Cabin, Texas ("City") owns dock/pier; and

WHEREAS, City finds it necessary to provide regulations to ensure public health and safety when using dock/pier; and

WHEREAS, passage of this Ordinance is necessary to enhance public health, safety and general welfare.

NOW, THEREFORE, BE IT ORDAINED by the City Council for the City of Log Cabin, Texas as follows:

SECTION I: PURPOSE

The goal of this Ordinance is to protect and promote the health and safety of all citizens, patrons and the City's public property. This Ordinance also sets forth penalties for damages to City property. The City must maintain the dock and pier according to the Tarrant County Regional Water District's (TRWD) rules and regulations found in the Commercial Facilities Ordinance from TRWD. The City of Log Cabin is subject to fines not to exceed \$1,000.00 per violation per day for noncompliance with TRWD regulations.

SECTION II: RULES WHEN DOCK/PIER IS OPEN TO THE PUBLIC

The following are the rules to be followed during normal operating hours. The dock and pier are open 24 hours a day to anyone wanting to fish or launch their boat <u>only</u>. Anyone who wants to swim, occupy the park or picnic must do so between the hours of 8:00 am and 8:00 pm. The rules include but are not limited to the following (see diagram on p. 4):

- A. Swimming outside of the designated swimming area is strictly prohibited (see diagram on p. 4).
- B. Jumping off designated fishing areas (B), i.e., the floating dock, piers, outside of dock or handrails is strictly prohibited.
- C. No diving at all.
- D. No climbing, hanging or pulling on dock, handrails, poles.
- E. No pushing, horseplay or throwing anyone off the dock.
- F. No touching, pulling on or destroying of electrical wiring or casing around the wires, including the electrical boxes and GFCI boxes.
- G. No jumping or loitering on ladders in swimming area.
- H. No carving, cutting or damaging in any way of the wood planks of dock.
- I. No person may grab any part of the dock, pier, poles and/or light poles to brace themselves or their boat.
- J. No littering.
- K. No boat or watercraft shall hit, bump, gouge, scrape or damage the dock in any way.
- L. Climbing light poles, damaging lights and/or vandalism to lights in any way is strictly prohibited.
- M. No alcohol or glass of any kind on dock/pier.

- N. Children or adolescents fifteen (15) years of age or younger are not allowed on the dock or pier without a parent/guardian present at the park that is eighteen (18) years of age or older, and in accordance with Ordinance 27 Parks.
- O. Swimming or treading water in areas directly designated for other swimmers to jump off the dock into the swimming area is prohibited.
- P. Vandalism, defacement or actions that can be reasonably assumed to inflict or cause damage to the dock, pier or City property is strictly prohibited.

Anyone who violates these rules is subject to the fines and/or penalties found in Section V of this Ordinance.

SECTION III: RULES WHEN DOCK/PIER IS CLOSED TO THE PUBLIC

When the dock and/or pier is closed to the public due to damage and/or repairs, no unauthorized person(s) is allowed on the dock/pier or attached fixtures, at all, for any reason. This includes walking on, sitting on, climbing on, bracing, tying on and/or jumping off. The only exceptions are City officials and authorized contractors. Signs will be posted when the dock/pier is closed to the public. Anyone who violates these rules is subject to the fines and penalties found in Section V of this Ordinance.

SECTION IV: ALLOWANCES ON DOCK AND PIER

The following will be allowed on the dock and pier. Allowances can be changed or revoked at any time with just cause to protect citizens and patrons. The allowances are as follows (see diagram on p. 4):

- A. Patrons are allowed to jump off the inside access dock and right side of dock where there is an opening. These are the safe areas for jumping ONLY. Make sure area is clear of swimmers when jumping in (see diagram Letter A).
- B. Patrons may fish on tournament side of park, outside of dock, floating dock and small piers on large dock (see diagram Letter B).
- C. Boats must tie up to the dock/pier in designated areas, except when the dock or pier is closed (see diagram letter X).
- D. Patrons may lay and/or picnic on dock so long as they do not block the right of way for other patrons.
- E. All trash must be cleaned up on dock/pier. No trash shall be put in the water at any time for any reason. This applies to anyone fishing as well.
- F. Anyone fishing must properly dispose of fishing hooks and line in proper receptacles found at the end of the dock/pier (see diagram letter G).
- G. All citizens/patrons are subject to inspection of ice chest/bags for prohibited items at any time by a City of Log Cabin police officer should probable cause exist regarding unlawful items in ice chest and/or bags.
- H. Alcohol is permitted on the tournament side of park only.

Anyone who violates these rules is subject to the fines and penalties found in Section V of this Ordinance.

SECTION V: PENALTIES AND FINES

The City of Log Cabin authorizes the Log Cabin Police Department and all security officers that monitor the public areas to enforce these rules and penalties. Anyone that vandalizes or damages any public property of the City's, whether intentionally or unintentionally, will be subject to the following fines,

penalties and/or criminal charges. This applies to all patrons, citizens and/or boats/watercrafts. Vandalism or damages to the dock/pier include, but are not limited to, the defacement, destruction or material alternation of the appearance or function of the following:

- A. Reflectors.
- B. Boat tie downs.
- C. Wood planks.
- D. Lights, light poles and/or braces.
- E. Handrails.
- F. Electrical wiring including casing of wiring, electrical boxes and/or GFCI breakers.
- G. Signs.
- H. Anything temporarily or permanently affixed to the dock/pier/or their fixtures.

Violations of the above will result in a citation for destruction of property/vandalism, with a fine not to exceed \$500.00 issued to any person(s) per violation occurrence. In addition to the citation fine, anyone who commits the offense will be required to reimburse the City for replacement or repairs of damaged property. If the damage is \$100.00 or more and was intentional, the individual responsible could be held criminally liable and be subject to criminal charges as stated in the Texas Penal Code <u>28.03</u>.

Any person(s) on any part of the dock/pier when closed to the public will receive a criminal trespassing citation with a fine not to exceed \$500.00 per violation occurrence.

At any time, the City of Log Cabin and the Log Cabin Police Department reserves the right to eject from the dock/pier or park, refuse entrance and/or permanently ban anyone who continually commits these violations, continually vandalizes and/or causes an extreme number of costly damages for a certain period, up to lifetime banning. The City of Log Cabin's goal is to protect the citizens, patrons and employees to the best of our ability.

SECTION VI: SEVERABILITY

Should any sentence, clause, section or provision of this Ordinance be declared illegal or unenforceable by any court or tribunal having jurisdiction over the matters found herein, such findings shall not affect the validity and enforceability of the remaining sentences, clauses, sections or provisions of this Ordinance.

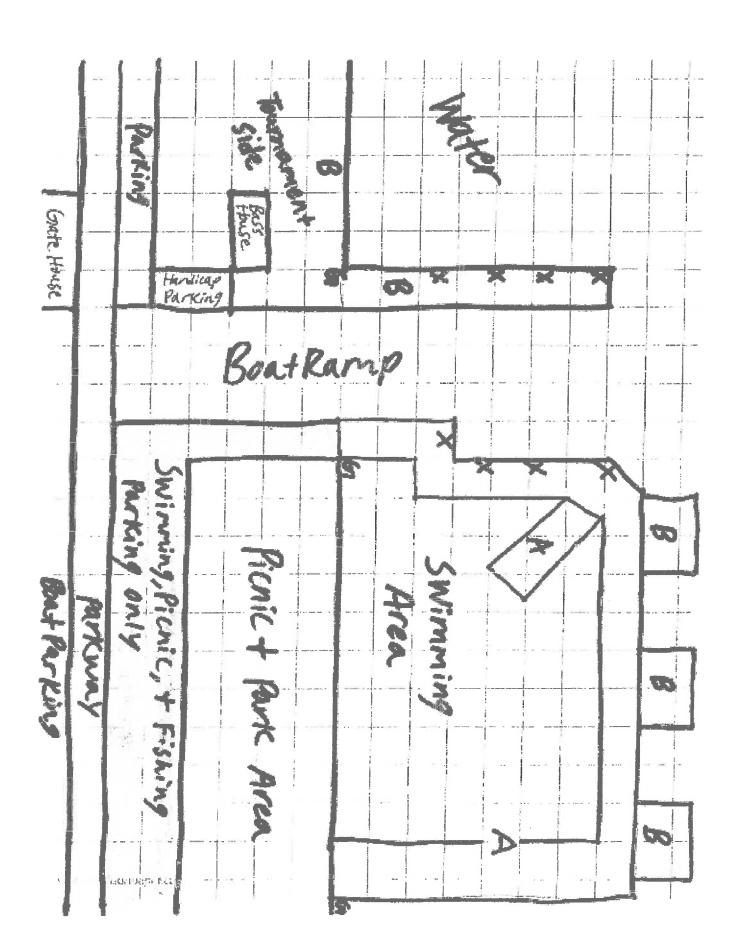
SECTION VII: REPEALER

All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of said conflict.

SECTION VIII: EFFECTIVE DATE

This Ordinance shall become effective immediately upon its passage and approval by the City Council for the City of Log Cabin, Texas.

This Ordinance passed and approved on this 10th day of Sloven ber, 2021.
Jennifer Williams, Mayor
Leara Thorp, City Secretary



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