

ORIGINAL ORDINANCE NO.: 1963  
ENROLLED ORDINANCE NO.: 1730

INTRODUCED BY: GABRIEL

AN ORDINANCE AMENDING TITLE 12, CHAPTER 12.48 OF LARAMIE MUNICIPAL CODE FOR THE PURPOSES OF REMOVING LANGUAGE DECLARING PARK USE FEES AS NON-REFUNDABLE, SETTING THE PARK USE FEES AND SETTING DAMAGE DEPOSIT FEES AND INCORPORATING SAID ITEMS INTO THE PARKS & RECREATION MASTER FEE SCHEUDLE SET ANNUALLY BY RESOLUTION.

WHEREAS, 12.48.020 of the Laramie Municipal Code (LMC) states that any group of more than 25 individuals shall make application for a facilities use park permit; and,

WHEREAS, 12.48.050 of the Laramie Municipal Code (LMC) contains language declaring park use fees as nonrefundable; and,

WHEREAS, 12.48.050 of the Laramie Municipal Code (LMC) contains language setting park use fee amounts; and,

WHEREAS, 12.48.050 of the Laramie Municipal Code (LMC) contains language setting the required amount for damage deposits;

WHEREAS, 12.48.070 of the Laramie Municipal Code (LMC) contains language dictating the manner in which that damages are recovered and deposits are returned;

WHEREAS, the Parks & Recreation Department annually presents a Parks & Recreation Department Master Fee Schedule that is approved by resolution; and,

WHEREAS, by removing the nonrefundable language and placing fees in the Parks & Recreation Master Fee Schedule will enable one document to be updated annually by the Laramie City Council; and,

WHEREAS, these changes will provide for more frequent updates to fees to appropriately cover the cost of providing services to the public; and

WHEREAS, on April 12, 2017, the Parks, Tree & Recreation Advisory board affirmatively voted to recommend to the Laramie City Council adoption of amendments to the Laramie Municipal Code as shown in this ordinance; and

WHEREAS, the Laramie City Council shall hold a public hearing on May 2, 2017 to take and consider public comments.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LARAMIE:

**Section 1.** That LMC 12.48.020.A. is **amended** to read as follows: “Any group ~~of more than twenty-five individuals~~ which desires to use parks and related facilities for organized activities may ~~shall~~ make application to the director of the city parks and recreation or designee for a facilities use park permit. Any individual or group of any size desiring to consume alcoholic

beverages shall in addition to the application for a facilities use park permit make application to the city manager or designee for an open container permit in accordance with the procedures outlined in Chapter 12.60. Any individual or group of any size desiring to sell or dispense alcoholic beverages shall in addition to the application for a facilities use park permit make application to the city manager or designee for a catering or malt beverage permit special events in accordance with the procedures for a special event permit as outlined in Chapter 12.60.”

**Section 2.** That LMC 12.48.050.A. is **amended** to read as follows: “The director of the city parks and recreation or designee shall collect a ~~nonrefundable~~ park use fee from any person or group wishing to reserve city park facilities. Park use fees are applicable to each individual park facility as designated by the ~~director of the city parks and recreation or designee~~ Parks & Recreation Master Fee Schedule. ~~The fee for the first two hours use of all city park facilities with the exception of the Undine Park splash pad, and all athletic field facilities shall be twenty-five dollars and five dollars per hour for any additional hours reserved.~~”

**Section 3.** That LMC 12.48.050.B. is **deleted** in its entirety;

**Section 4.** That LMC 12.48.050.C. is **deleted** in its entirety;

**Section 5.** That LMC 12.48.050.D. is **deleted** in its entirety;

**Section 6.** That LMC 12.48.050.E. is **amended** to read as follows: “The director of the city parks and recreation or designee may ~~shall~~ collect the following damage deposits as designated by the Parks & Recreation Master Fee Schedule.:

~~1. With facility use park permit only:~~

~~a. One to twenty five persons, fifty dollars;~~

~~b. Twenty five persons up to fifty persons, one hundred dollars;~~

~~c. Over fifty persons, one hundred fifty dollars; and~~

~~d. One hundred fifty dollars for the 1st Street Plaza gas fire pit.~~

~~e. Reserved.~~

~~f. For any use of any city park that uses more than one facility or has an anticipated attendance of two hundred or more persons, the damage deposit is three hundred dollars.~~


~~g.a. The director of the city parks and recreation or designee may waive the damage deposit requirement required in subsections e. and f. of this section upon an assessment of the risk of damage and approval by the city manager or designee.~~

**Section 7.** That LMC 12.48.070.E. is **amended** to read as follows: “Once ~~Within twenty-four hours after~~ the event has concluded, the director of the city parks and recreation or designee shall cause an inspection to be made of the area used, and shall determine the extent of any damage to park property, or litter, and the amount of any costs or charges that are incurred ~~which has occurred~~ as a result of such use and shall thereafter and forthwith assess and/or retain that portion of the deposit necessary to restore the damaged property and return the balance, if any, of the deposit to the person from whom it was acquired. Nothing in this section ~~contained~~ shall

relieve the permittee of facility use park permit from the liability imposed by Section 12.48.100 and any amounts withheld by the director of the city parks and recreation or designee pursuant to this section shall be held as an offset against the total liability of the permittee holding the facility use park permit.”

**Section 8.** That this ordinance shall become effective on May 30, 2017.

Passed and approved this 16<sup>th</sup> day of May 2017.

By:   
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Andi Summerville, Mayor and President  
City of Laramie, City Council

Attest:   
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Angie Johnson,  
City of Laramie, City Clerk

Introduction & First Reading: April 18, 2017  
Public Hearing: May 2, 2017  
Second Reading: May 2, 2017  
Third and Final Reading: May 16, 2017

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