

ORDINANCE NO. 461

Use of Mackay City Tourist Park

AN ORDINANCE OF THE CITY OF MACKAY, CUSTER COUNTY, STATE OF IDAHO, DECLARING OWNERSHIP OF THE MACKAY CITY TOURIST PARK AND ASSOCIATED FACILITIES; DEVELOPING MACKAY CITY TOURIST PARK RULES AND REGULATIONS; USE APPLICATION; TOURIST PARK FEES; PROVIDING THAT VIOLATION OF THIS ORDINANCE IS TRESPASSING; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF MACKAY, CUSTER COUNTY, IDAHO:

SECTION 1: The City of Mackay (City), Custer County, Idaho owns and maintains the Mackay City Tourist Park and adjacent facilities, for the use and benefit of all citizens.

SECTION 2: The City of Mackay shall develop Rules and Regulations as minimum standards for the Mackay City Tourist Park.

SECTION 3: The City of Mackay has entered into agreements with various organizations, which have provided grant money for construction, maintenance, and improvements to the Tourist Park.

SECTION 4: The City of Mackay will not consider any use of the Tourist Park for any activity, event, or use other than considered as normal use of a city park.

SECTION 5: The Tourist Park will open for use on Memorial Day and will close following Labor Day weekend. The Mayor may authorize changes to these dates.

SECTION 6: The Camp Host is hereby Authorized by the Mayor in accordance with Idaho Code 60-509 to Enforce this Ordinance as written to ensure the health and safety of those using the City of Mackay Tourist Park. This includes issuing of Citations.

SECTION 7: Use of the Gazebo/Pavilion/Band Stand shall be for only those purposes for which is was designed. Camping, cooking in, or enclosing (putting up temporary walls with any material) is strictly PROHIBITED.

SECTION 8: Camping spots in the Tourist Park may be used without fee for two (2) days and two (2) nights provided the spots used have not been reserved.

SECTION 9: Camping spots in the Tourist Park may be reserved for up to five (5) consecutive days by paying a reservation fee established by Resolution of the City Council. A camp spot is reserved for the applicant's licensed vehicle only. Additional RV(s) must pay a reservation fee for another camping spot.

ORDINANCE NO. 461

Use of Mackay City Tourist Park

SECTION 10: The City of Mackay hereby establishes the following rules and regulations for use of the Tourist Park:

- A. All campers must check in with the Camp Host (if provided-see signage).
- B. Dry camping only is provided at the Tourist Park. No water, sewer, or electrical connections are provided.
- C. The City Tourist Park shall be closed for watering, mowing, and maintenance on Tuesday and Wednesday of each week.
- D. A fire ring and a picnic table are provided in each camp spot. Moving of a fire ring or table is prohibited.
- E. Building a fire pit or rock fire ring is prohibited.
- F. The loop road is to provide access to the camp spots. Continuous driving of any motorized vehicle around the loop road is prohibited.
- G. All dogs must be on a leash. Roaming dogs or dogs left unattended are prohibited. Owners are required to remove and dispose of any pet waste immediately!

SECTION 11: Portions of the City of Mackay Tourist Park may be reserved for events, such as family reunions, provided camping spots are not reserved. Campers with previous reservations will not be asked to leave.

SECTION 12: In order to reserve the Tourist Park for any event, the Tourist Park Use Application form must be completed. Form is available online or at the City Hall during normal business hours.

SECTION 13: Any individual, group, organization, etc. desiring to reserve any Tourist Park Facility other than a camping spot shall provide the City with proof of insurance for their event, activity, etc. in the amount of five hundred thousand dollars (\$500,000.00), In lieu of insurance a notarized document holding the City of Mackay blameless for any damages to personal property, incident, accident, etc. Documentation must be provided with the Application form and any deposits or fees.

ORDINANCE NO. 461
Use of Mackay City Tourist Park

SECTION 14: A damage/cleaning fee shall be included with the request for use application. This fee will be determined by Resolution of the City Council.

SECTION 15: The City of Mackay retains the right to reserve the entire Tourist Park for events as deemed necessary. The City also retains the right to close the Park if needed for safety/health reasons. Those with reservations will be notified by email and fees paid refunded.

SECTION 16: Any violation of the terms of this Ordinance shall be deemed Trespassing and subject to injunction under the Laws of the State of Idaho and the Ordinances of the City of Mackay.

SECTION 17: This Ordinance shall be in full force and effect immediately upon its passage and publication according to law, the Council dispensing with the rule that ordinances must be read on three different days, all as provided by law.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MACKAY,
CUSTER COUNTY, IDAHO, THIS 10th DAY OF NOVEMBER 2020.

CITY COUNCIL OF THE CITY OF MACKAY, CUSTER COUNTY, IDAHO A
MUNICIPAL CORPORATION OF IDAHO

By Wayne Olsen

Wayne C. Olsen, Mayor

ATTEST: /S/ Natalie Perez

Natalie Perez City Clerk