

CHAPTER XV. PUBLIC PROPERTY, PARKS AND RECREATION

Article 1.	Public Library
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Article 3.	Public Building Commission

ARTICLE 1. PUBLIC LIBRARY

15-101

REMOVAL OF BOOKS.

It shall be unlawful for any person to take from the Lawrence Free Public Library or any premises thereof any book, record, magazine, picture, map, pamphlet or other public or personal property belonging to or under the control of the Lawrence Free Public Library except with the permission of the librarian or person or persons in charge thereof, and in compliance with the rules of the library or to retain and thus unlawfully convert such book, record, magazine, picture, map, pamphlet or other public or personal property in his or her possession or keep the same out of the library for a longer period of time than that designated in each book on the date-due card. (Code 1979, 12-101)

15-102

PENALTY.

Any person violating this Article or any rule or regulation authorized by this Article shall upon conviction thereof be punished by a fine of not less than \$1 nor more than \$100. (Code 1979, 12-102)

ARTICLE 2. PARKS AND RECREATION

15-201

CONTRACT.

This Article shall constitute a contract between the Board of Education and the City, for the termination of the Lawrence Recreation Commission as of December 31, 1965, from which date the entire responsibility for the operation of a public recreation system in the City shall be vested in the City exclusively. (Code 1979, 15-101)

15-202

PARKS AND RECREATION ADVISORY BOARD.

(Ord. 9510)

- (A) The Governing Body of the City hereby endorses continued existence of the Parks and Recreation Advisory Board (“the Board”). Upon the effective date of this Ordinance No. 9510, the Board shall be composed of nine (9) members. The Mayor, with approval from the Governing Body, will appoint individual members of the Board.
- (B) In accordance with Resolution No. 7224, members of the Board shall serve three-year terms, except when appointed to fill out an unexpired term. Members may serve for two consecutive, three-year terms. If originally appointed to an unexpired term, the Board member may complete that term plus two consecutive three-year terms.
- (C) The Board shall adopt rules and by-laws in accordance with Resolution No. 7224.
- (D) The Board shall comply with the requirements of the Kansas Open Meetings Act.
- (E) The Board shall prepare and approve minutes of its meetings and forward the same to the City Commission.

- 15-203 **PROPERTY TRANSFERRED.**
All property of the Lawrence Commission shall be transferred and delivered to the City on the 31st day of December, 1965, and the City will budget for the next fiscal year for all recreational activities. (Code 1979, 15-103)
- 15-204 **POWERS AND DUTIES.**
Such Board shall make recommendations to the Governing Body of the City on all matters referred to it concerning recreational facilities and program including all major proposals for construction, reconstruction, acquisition and improvement to public parks. The Board shall make such further recommendations as deemed advisable.

The Parks and Recreation Department as established is responsible for the maintenance of all park facilities and development of new park areas, the care of all trees on public right-of-way including planting, trimming and treating of diseased trees and the organization and direction of a program of acceptable recreational and leisure time activities for all citizens. (Code 1979, 15-104)
- 15-205 **BOARD MEETING.**
The members shall meet at least once a month at a time and place as they may designate. One of their members shall be selected as Chairperson. A record shall be kept of the proceedings. (Code 1979, 15-105)
- 15-206 **PERSONNEL.**
The Parks and Recreation Department shall consist of the following employees:

(A) Director of Parks and Recreation;
(B) Such other employees that may be required by ordinance or may be deemed necessary by the City Manager to effectively carry out the work of that Department. (Code 1979, 15-106)
- 15-207 **PROHIBITED ACTS.**
The promotion of events designed for profit or to attract the public is prohibited in parks unless a permit is granted by the Parks and Recreation Department. (Code 1979, 15-107)
- 15-208 **PUBLIC PARKS; HOURS OF OPERATION.**
With the exception of Burcham Park, all public parks within the City limits shall be open daily to the public from 6:00 a.m. to 11:30 p.m. Burcham Park shall be open daily to the public from 5:00 a.m. to 10:30 p.m. It shall be unlawful for any person, or persons (other than city personnel conducting city business therein), to occupy or be present in any park during the hours of 11:30 p.m. to 6:00 a.m.; 10:30 p.m. to 5:00 a.m. for Burcham Park. Written request for variances from these closing hours may be granted through a permit issued by the Director of Parks and Recreation, City of Lawrence. (Code 1979, 14-708; Ord. 5937)
- 15-209 **HUNTING AND TRAPPING ANIMALS WITHIN PARKS PROHIBITED.**

(A) No person shall maintain or engage any trap designed for the purpose of capturing any animal within any park, recreation or open space area owned by the City of Lawrence. (Ord. 7903)
(B) No person shall hunt any animal within any park, recreation or open space area owned by the City of Lawrence. "Hunt" means take, in any manner, any animal. "Take" means shoot, wound, kill or capture. (Ord. 7903)
(C) Nothing herein shall prevent any authorized health official from carrying out duties imposed by law in relation to the control of diseased animals or

- disease carriers. (Ord. 7903)
- (D) Any person violating this provision of this Chapter shall upon conviction thereof, be punished by a fine of not less than \$25.00. (Ord. 7903)

ARTICLE 3. PUBLIC BUILDING COMMISSION

15-301

COMMISSION CREATED.

There is hereby created a Public Building Commission which shall be a municipal corporation, the Governing Body of which shall consist of five (5) members, all of whom shall be the duly elected or appointed City Commissioners of the City of Lawrence. Each such elected or appointed City Commissioner of the City shall automatically become and be a member of the Governing Body of the Public Building Commission and shall so serve during the entire time, but only so long as he or she shall continue as a duly elected or appointed City Commissioner of this City. (Code 1979, 15-301)

15-302

FUNCTIONS, POWERS.

The Public Building Commission is hereby created for the following purposes and shall be and is hereby authorized to exercise the following functions and powers, to wit:

- (A) To acquire a site or sites for and construct, reconstruct, equip and furnish a building or buildings or other facilities of a revenue producing character, including parking facilities or purchase or otherwise acquire such building or buildings or facilities, and such building or buildings or facilities shall be maintained and operated for the housing and accommodation of City offices or such other purposes as are commonly carried on in connection with such facilities and general City buildings.
- (B) To rent all or any part of its buildings or other facilities to any federal, state or county governmental agency, or any municipal corporation, quasi-municipal corporation, political subdivision or body politic, or agency thereof, doing business, maintaining an office or rendering a public service in Douglas County, Kansas, and to rent any space as may be needed by such governmental agencies for such service facilities as the Public Building Commission may determine will primarily serve the comfort and convenience of the occupants of its buildings or other facilities.
- (C) To issue revenue bonds of the Public Building Commission to provide funds for the purpose of acquiring, erecting, equipping, repairing, maintaining and operating buildings and other facilities and to acquire sites necessary and convenient therefore, and to pay all costs and expenses incident thereto, or to refund its outstanding bonds.
- (D) To establish and fix rates, rentals, fees and charges, for the use of any and all buildings or space therein or other facilities owned and operated by the commission, sufficient at all times to pay maintenance and operation costs of such buildings, or facilities, the principal of and interest on all bonds issued by the Commission as the same shall become due and payable and to make all payments to any accounts created by any bond resolution.
- (E) To acquire the fee simple title to real property, including easements and reversionary interests in the streets, alleys and other public places and personal property required for its purposes, by purchase, gift, devise or by the exercise of the powers of eminent domain of the state, and title thereto

shall be taken in the corporate name of the Commission.

- (F) To enter into written leases with tenants of its buildings or facilities under such terms and conditions as it shall deem appropriate, not inconsistent with the provisions of this Article and the laws of the State of Kansas.
- (G) To convey title to real estate it shall hold title to and sell, assign, transfer, trade any of its interest in personal property.
- (H) To do all things necessary and incidental to the purpose of construction or acquiring or enlarging, furnishing and equipping, and operating and maintaining buildings to be made available for use by governmental agencies, together with all other powers afforded it by the provisions of K.S.A. 12-1757:1768, both inclusive, and amendments thereto (Code 1979, 15-302)