

**BODY - #25632**

DRAFTER'S ANALYSIS: The Parks Division has begun the process of reorganizing their enforcement efforts and the Park Ranger program. As part of this process (wherein the Rangers will be more accountable to management than they have been in the past), the Division is seeking to increase the enforcement powers of the Rangers, along with the City Forester. This would eliminate the need to have the police write citations for many offenses or the City Attorney to issue long form complaints, and give the Rangers more direct and immediate control over park management and the City Forester better control over management of the City forest. The amendments to Sec. 1.08(4), MGO, expands the list of ordinances enforceable by the Parks Division to include most ordinances that regulate the use of the parks or management of the City forest, most of which should have already been included within the Division's authority. The amendments to the bond schedule in Sec. 1.08(3)(a), MGO, clean up some of the parks related bond schedules and add in schedules for violations that do not yet have a bond schedule but will be enforceable by the Parks Division under this ordinance.

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The Common Council of the City of Madison do hereby ordain as follows:

1. Subdivision (a) of Subsection (3) entitled "Schedule of Deposits" of Section 1.08 entitled "Issuance of Citations for Violations of Certain Ordinances and Providing a Schedule of Cash Deposits" of the Madison General Ordinances is amended by creating and amending therein the following:

<u>"Offense</u>	<u>Ord. No./ Adopted Statute No.</u>	<u>Deposit</u>
<u>Fishing in certain parts of Tenney Park prohibited.</u>	<u>8.22</u>	<u>\$50, 1<sup>st</sup></u> <u>\$100, 2<sup>nd</sup>, sub.</u>
<u>Bicycles in parks riding prohibited in Henry Vilas Zoo prohibitions.</u>	<u>8.31(4)(b)</u>	<u>\$50</u>
<u>Trimming, pruning, or removing a street tree without a permit.</u>	<u>10.101(3)(a)</u>	<u>\$300</u>
<u>Trimming, pruning, or removing a street tree beyond permit conditions.</u>	<u>10.101(3)(e)</u>	<u>\$300</u>
<u>Interference with City Forester Dutch elm, oak wilt and emerald ash borer protections.</u>	<u>23.40(9)</u>	<u>\$300"</u>

2. Subsection (4) entitled "Issuance of Citations" of Section 1.08 entitled "Issuance of Citations for Violations of Certain Ordinances and Providing a Schedule of Cash Deposits" of the Madison General Ordinances is amended by amending therein the following:

<u>"Enforcement Official</u>	<u>Ordinance Chapter or Section and Title</u>
Superintendent of Parks or her/his designee, and Park Rangers	<u>Section 7.32, Deposit of Rubbish and Refuse on Streets, Public Grounds, or in Lakes or in Any Manner to Create Any Stench or Nuisance; Section 7.321, Depositing Human Waste Products Regulated; Section 7.322, Animal Defecation on Public or Private Property Regulated; Section 8.11, Forest Hill Cemetery; Section 8.15, Regulation of Private Use of Greenways, Park Lands, and the Southwest Bike Path; Section 8.16, Unauthorized Vehicles on Public Lands; Section 8.17, Vending in Public Parks; Section 8.18, Parking Regulated in Certain Parks; Section 8.185, Watercraft and/or Other Boating Equipment Storage on City Property Regulated; Section 8.188, Anchoring and Mooring of Watercraft Regulated; Section 8.19, Animals Prohibited in Certain Areas; Section 8.21, Public Parks To Be Closed During Certain Hours; Section 8.215, Lake Access Permits; Section 8.22, Fishing in Certain Parks of Tenney Park Prohibited; Section</u>

8.23, Use Of Public Golf Courses Restricted To Golfing Purposes; Section 8.24, Alcohol Beverage Control and Container Control on Certain Public Property; Section 8.25, Trapping On Public Lands Prohibited Except By Permit; Section 8.26, Temporary Structure Prohibited without Permit; Section 8.265, Lodging in Parks Prohibited; Section 8.27, Snow Mobile and Cross-Country Ski Regulations; Section 8.29, Public Address Systems in Parks; Section 8.30, Radio-Controlled Toys Prohibited in Parks; Section 8.31, Bicycles in Parks; Section 8.36, Play Golf on City Lands Restricted to Golf Courses; Section 8.37(1), Play of Tournament Without Permit Prohibited; Section 8.40, Preservation of Conservation Parks; Section 8.42, Feeding Birds on Public Property Prohibited; Section 9.13, License for Selling on Public Streets; Section 9.54, Equipment Placement on Sidewalks and Terraces, Permits for Information Tables and Expressive Street Vending; Section 10.056, Street Use Permit; Section 10.101, Regulation of Tree Trimming, Pruning and Removal Within the Public Right-of-Way of Any Street, Alley or Highway; Sections 10.18(1) and (6), ~~garbage containers on terrace when prohibited;~~ Section 23.05(4)(d) and (f), Smoking Prohibited in Posted City Parks and Beaches and on Henry Vilas Zoo Property; Section 23.06, Damage to Property; Section 23.065, Scratchiti; Section 23.07(2), Unlawful Trespass; Section 23.19, Destruction of Birds Prohibited; Section 23.21, Pruning or Removing Trees in Public Highways or Public Places; Section 23.24(3), ~~Breaking, Damaging a City tree, or Injuring~~ Trees, Shrubs; Section 23.32, Regulation of Dogs and Cats Running at Large; Section 23.40, Dutch Elm, Oak Wilt and Emerald Ash Borer Protections; Section 24.04, Prohibition of Noises Disturbing the Public Peace; Section 25.05, Sparklers Prohibited in Public Parks; Section 38.07(4), Drink or Possess Alcohol Beverage in City Park after 10:00 pm.”

EDITOR’S NOTE: New bail deposits must be approved by the Municipal Judge prior to adoption. This deposit has been so approved, provided the penalty range is increased.