



Date December 6, 2021

APPROVAL OF RULES FOR FACILITIES AND PROGRAMS OPERATED BY THE PARKS AND RECREATION DEPARTMENT

WHEREAS, the Parks and Recreation Board is an advisory board to the Des Moines City Council; and

WHEREAS, pursuant to Section 74-26 of the Municipal Code of the City of Des Moines, the Parks and Recreation Board approves and advises on the necessary rules and regulations for the equipping, maintenance, conduct, supervision and control of the City parks, community recreation centers and recreation facilities, which rules and regulations must be reported to and approved by the City Council in order to be put into effect; and

WHEREAS, at its meeting on November 23, 2021, by Resolution No. 21-081, the Parks and Recreation Board voted unanimously to approve the proposed Rules, attached hereto, for facilities and programs operated by the Parks and Recreation Department.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa that the Rules previously approved by the City Council for Parks and Recreation facilities and programs are hereby rescinded and the attached Rules are hereby approved, with both such actions taking effect on January 1, 2022.

(Council Communication No. 21-525 )

Moved by \_\_\_\_\_ to adopt.

APPROVED AS TO FORM:

Ann DiDonato
Assistant City Attorney

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, BOESEN, GATTO, GRAY, MANDELBAUM, VOSS, WESTERGAARD, TOTAL.

CERTIFICATE

I, P. Kay Cmelik, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

MOTION CARRIED APPROVED

Mayor

City Clerk

City of Des Moines  
Parks and Recreation Department  
Parks and Recreation ~~Facility~~ Rules



**Review and Approval Dates**

Parks and Recreation Board Receive and File:

September 24, 2019 – Roll Call No: 19-074

Revised October 26, 2021 – Roll Call No: [REDACTED]

Parks and Recreation Board Approval:

October 22, 2019 – Roll Call No: 19-080

Revised November 23, 2021 – Roll Call No: [REDACTED]

City Council Approval:

November 4, 2019 – Roll Call No: 19-1733

Revised December 20, 2021 – Roll Call No: [REDACTED]

Effective Date of Rules:

November 5, 2019

Revised January 1, 2022

# Parks and Recreation Department

## Parks and Recreation Facility Rules

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~~Effective Date of Rules:~~

~~November 5, 2019~~

~~\*Appendix— All items in appendix are informational only and not part of the City Council approval.~~

# I. Purpose and Background –

The use of the City of Des Moines' Parks and Recreation System is governed by the City of Des Moines Municipal Code. The following chapters are directly applicable:

- Chapter 74, [Parks and Recreation](#)
- Chapter 18, [Animals](#)
- Chapter 34, [Cemeteries](#)
- Chapter 114, Article XV ~~→~~ [Municipally Owned Parks](#), [Article XIV - Bicycles and Pedicabs](#)
- Chapter 130, [Waterways](#)

In addition, there are both Rules ~~which that~~ apply to all Parks and Recreation park facilities and also specific Rules that apply only to specific for various Parks and Recreation facilities. ~~These, which~~ are outlined in this document and are usually typically posted at each facility ~~as well~~. All Rules must be approved by the Parks and Recreation Board and the Des Moines City Council before they become effective.

To better understand the process for establishing and implementing Parks and Recreation Department Rules, the explanation below is provided.

1. An Ordinance is a law enacted by the City Council, which becomes part of the Municipal Code of the City of Des Moines, that is enforceable and punishable as a Municipal Code violation.
2. A Rule becomes effective and therefore enforceable by Parks and Recreation Department staff after approval by the Parks and Recreation Board and then the City Council. Such a Rule is revoked only by action of the City Council upon recommendation of the Parks and Recreation Board.
3. Parks and Recreation Department staff and citizens residents may request Ordinance enforcement by contacting the Police Department.
4. Rules are enforceable in the same manner as an ordinance, if the Rule is posted at the site (see Chapter 74, Section 74-98).
5. If not posted at the site, Rules are enforceable by Parks and Recreation Department disciplinary action (see park Conduct Guidelines section).
6. Persons aggrieved by disciplinary actions by the Parks and Recreation Department regarding park Rules may voice their disagreements to the Parks and Recreation Director and follow the appeal process outlined in the Park Conduct Guidelines section.

## II. Park and Recreation Facility User Conduct Guidelines –

Persons visiting ~~the~~ City of Des Moines Parks and Recreation facilities are requested to observe a level of personal conduct that will help the City Parks and Recreation staff maintain its Parks and Recreation facilities in a safe, clean and beautiful condition so all may enjoy them. The following statements are representative of those kinds of behavior that are encouraged while visiting the City's Parks and Recreation facilities.

### 1. Conduct Guidelines:–

- ~~b.~~a. Persons using the City's Parks and Recreation facilities shall conduct themselves in an orderly and respectful manner observing and being considerate of the rights of others with whom they may be sharing the facilities.
- ~~d.~~b. The City of Des Moines Municipal Code requires that the City of Des Moines Parks and Recreation Department not discriminate with regard to race, color, sex, national origin, creed, religion, gender identity, sexual orientation, age, disability, ancestry, and familial status.
- ~~f.~~c. Visitors to the City's Parks and Recreation facilities should make every effort to abide by the posted Rules and signs provided throughout. Verbal warnings or disciplinary actions from Parks and Recreation staff should be respected; and, where disagreement with the violation or disciplinary action may exist, review of the matter should proceed through the Appeal Process described on the following page.

### 2. Disciplinary Action for Rules or Ordinance Violations:

- a. Parks and Recreation Department staff are encouraged to handle first offenders of park ordinances and Rules by giving warnings and helpful reminders of expected and desired future behavior or conduct. Repeat offenders of Ordinances will be handled by the Police Department. Unless specified otherwise in these Rules, ~~r~~Repeat offenders of Rules ~~will~~may receive a written warning. Further offenses by the offender may result in banishment from the park system for a period of time commensurate with the offense or other appropriate action. The latter action may be handled by a program or facility supervisor and is appealable to the Parks and Recreation Director.

### 3. Appeal of Parks and Recreation Department Disciplinary Action:

Any person aggrieved by a disciplinary action of the Parks and Recreation Department against them may appeal such decision to the Parks and Recreation Director:

- a. By filing a written appeal, stating the basis for the appeal and the facts of the circumstance (date, facility, Rule violation, disciplinary action, etc.), and the appellant's physical address, email and phone contact information.
- b. The appeal must be received in the office of the Parks and Recreation Director by email or U. S. Mail by no later than 10 days after the date of such disciplinary action.
- c. The Director will provide written or phone notice of the time of a phone or in-person informal hearing.
- d. The appellant will be notified, in writing, of the result of the appeal within 10 days of the hearing.
- e. All decisions of the Director are final.

### III. Parks and Recreation Facility-Rules and Municipal Code Sections of General Applicability –

#### 1. Rules:

Rules that apply to all parks and recreation facilities managed and operated by the City of Des Moines Parks and Recreation Department are as follows:

- ~~b.a.~~ All pets must remain on leash unless not allowed in park or facility or are specially allowed off leash.
- ~~b.~~ Illegal activity including drug use or gambling are not permitted. No use of illegal drugs or gambling
- c. Staff will not be responsible for holding any patron's personal items, except an ID or license for equipment checkout/rental.

#### 2. Municipal Code:

Much of the conduct expected of parks and recreation facility users is covered in Chapter 74 of the Des Moines Municipal Code generally apply to most parks and recreation facilities; and have been placed in this document for ease of understanding.

#### Sec. 74-92. Consumption of alcohol; intoxication.

- ~~(a) — It is unlawful for any person to use, possess or consume beer, wine or alcoholic liquor in any city park, including all park roads and parking areas in parks, except by issuance of a permit or pursuant to a concession agreement and either:
  - ~~(1) — Approval of the parks and recreation board; or~~
  - ~~(2) — Such use, possession or consumption is in an enclosed park shelter; or~~
  - ~~(3) — Such use, possession or consumption is within the Clare and Miles Mills Rose Garden or the Lilac Arboretum; or~~
  - ~~(4) — Such use, possession or consumption is within specified areas of the Principal Riverwalk including the Hub Spot plaza, Hub Spot River Plaza, Hub Spot building, Long Look Garden, Brenton Skating Plaza and plaza adjacent to World Food Prize building; or~~
  - ~~(5) — Such use, possession or consumption is within the Robert D. Ray Asian Garden; or~~
  - ~~(6) — Such use, possession or consumption is during an adult event at the Carney Softball, James W. Cownie Soccer and Baseball Parks, or Greater Des Moines Softball sports complex. Such use, possession, or consumption is allowed on fields at James W. Cownie Soccer Park and Savage Softball Complex in use for adult events when other fields are in use for youth events; or~~
  - ~~(7) — Such use, possession or consumption is within the park between Tenth and Fifteenth Streets and Grand Avenue and Locust Street a/k/a "Western Gateway Park"; or~~
  - ~~(8) — Within Riverview Park and in conjunction with the Prairie Meadows Stage.~~~~
- ~~(b) — The permit must be obtained from the parks and recreation director or his or her designee.~~
- ~~(c) — Use, possession or consumption of beer, wine or alcoholic liquor is allowed pursuant to a concession agreement covering:
  - ~~(1) — Gray's Lake Park Christine Hensley Terrace and Terrace building and designated outdoor areas; or~~
  - ~~(2) — Birdland Marina service building and designated outdoor areas.~~~~
- ~~(d) — In addition to the above requirements, a state liquor control license and approval of the parks and recreation board is required in order to use, possess or consume keg beer or alcoholic liquor, except that parks and recreation board approval is not required for use, possession or consumption within "Western Gateway Park," Birdland Marina and Christine Hensley Terrace and Terrace building and designated outdoor areas.~~
- ~~(e) — No person shall be intoxicated or simulate intoxication in a city park.~~

#### Sec. 74-95. - Firearms, weapons, fireworks and explosives.

- ~~a) No person shall use firearms or other weapons within any city park, community recreation center or recreational facility unless permitted under section 70-86 of this Code. No person shall carry firearms or weapons within any city park, community recreation center or recreational facility except pursuant to a valid permit to carry weapons.~~
- ~~b) No person shall use or possess explosives or fireworks as defined in article VI of chapter 46 of this Code and novelties as defined in American Pyrotechnics Association Standard 87-1, Chapter 3, in any city park, community recreation center or recreational facility.~~

**Sec. 74-96. - Glass containers and waste material.**

~~No person shall bring into, use or possess in any park a bottle, jar, drinking cup or other container made of glass, except by approval of the parks and recreation director by permit for a special event or when a liquor control license has been obtained.~~

~~No person shall litter the ground with any form of waste material. All waste material shall be deposited in receptacles provided for that purpose. Park waste receptacles shall not be used for dumping trash or rubbish introduced in that form to the park.~~

**Sec. 74-99. - Dogs.**

~~No dog shall be allowed to run at large in any city park or multi-use recreational trail or other hard or soft surface trail. Any dog shall be deemed to be found running at large, unless the owner carries such dog or leads such dog by a chain, strap or rope not exceeding six feet in length or keeps any such dog confined in an automobile in compliance with section 18-55 of this Code. However, a service dog, except for a vicious dog, as defined in section 18-41 of this Code, and accompanying such person shall not be deemed to be running at large, even though restraints as described in this section are not used. Such person shall keep the service dog under control and shall be liable for any damage done to the premises or facilities by the dog. No dog in a designated off leash area in any public park shall be deemed at large if such dog and owner or person given charge of the dog are in compliance with section 18-55(a)(6) of this Code. Vicious dogs must be on a leash while in such designated off leash area in compliance with section 18-56 of this Code.~~

**Sec. 18-55. Running at large.**

~~(a) A dog, properly licensed as required by law, shall not be deemed at large if:~~

- ~~(2) The dog is off the premises of the owner and is:
 
  - ~~a. On a leash, cord, or chain or other similar restraint not more than six feet in length and under the control of a person competent to restrain and control the dog; or~~
  - ~~b. Properly restrained within a motor vehicle.~~~~
- ~~(6) The dog and owner, or a person given charge of the dog by the owner, are in a designated off leash area of a city park or other city property, or in other non-city park property, provided:
 
  - ~~a. The owner or person in charge of the dog and dog are at all times abiding by all the Rules and regulations of such designated off leash area; and~~
  - ~~b. The dog is in the actual physical presence of the owner or person given charge of the dog.~~
  - ~~c. The dog has a current:
 
    - ~~1. dog park permit which is visible on the owner or person given charge of the dog; and~~
    - ~~2. City of Des Moines or other valid government issued dog license from the dog owner's place of residence; and~~
    - ~~3. rabies vaccination. The license and rabies vaccination tags must be visible on the dog or the owner or person given charge of the dog has such license and proof of rabies vaccination in their possession.~~~~~~

~~d. In addition to the requirements in subsection 6(a) – (c) of this section, high risk dogs must be on a leash in compliance with section 18-56(d) of this chapter and the owner or person given charge of a high risk dog must have a certificate of insurance in their possession which meets the requirements of section 18-44 of this chapter.~~

~~(7) The annual license fee for a dog park permit shall be in the amounts set in the Schedule of Fees adopted by the city council by resolution.~~

~~(d) No owner of any dog shall permit such dog to be at large at any time.~~

#### **Sec. 74-1001. Park facility hours.**

~~The hours of operation for all public parks, community recreation centers, aquatic centers, pools, wading pools, splash pools and spray grounds, and city recreational facilities, except for the Botanical Center, Zoo, and Principal Park, Riverview Park Prairie Meadows Stage and Brenton Skating Plaza and support pavilion, shall be established by the Des Moines parks and recreation board by vote at one board meeting. The parks and recreation director shall thereafter have authority to adjust such hours, for a period of one season, unless otherwise directed by the Des Moines parks and recreation board. The hours of the Brenton Skating Plaza and support pavilion shall be established by the parks and recreation director. For the purposes of this section, "one season" shall mean the first weekend in April through the last weekend in October and the Monday following the last weekend of October up to the first weekend in April.~~

~~(a) No person shall remain in any public park, community recreation center or recreational facility during the periods of time set by this section unless special permission shall have been given by the parks and recreation director for such persons or group of persons to remain there. Such permit shall not allow use of the park for more than two (2) hours prior to its opening time or more than two (2) hours after its closing time, unless issued in compliance with section 74-101.5.~~

~~(b) No person shall remain in or on any city park, inclusive of municipal golf courses, and Waveland tennis courts, from 10:00 p.m. until 6:00 a.m. During Central time.~~

~~(c) Exceptions are made for:~~

~~(1) Clubhouses and related facilities on golf courses. These facilities may remain open until 2:00 a.m.~~

~~(2) Concerts at the Simon Estes Amphitheater. This facility may remain open until 12:00 midnight.~~

~~(3) Riverview Park Prairie Meadows Riviera Amphitheater Stage.~~

~~(4) Birdland Marina. This facility may remain open until 11:00 p.m.~~

~~(5) Brenton Skating Plaza. This facility may remain open until 12:00 midnight.~~

~~(6) Western Gateway Park and John and Mary Pappajohn Sculpture Park. This facility may remain open until 12:00 midnight.~~

~~(7) Gray's Lake Park. This facility may remain open from 6:00 a.m. until 10:00 p.m. From November 1 March 31 and from 5:00 a.m. until 10:00 p.m. From April 1 October 31.~~

~~(8) Principal Riverwalk (excluding trails and trail heads): These facilities may remain open until 2:00 a.m.~~

~~(9) Multi-use recreational trails shall be open at all times.~~

~~(10) James W. Cownie Soccer Park, James W. Cownie Baseball Park, Greater Des Moines Softball Park, Savage Softball Complex and Carney Softball Complex. These facilities may be open until 12:00 a.m.~~

#### **Sec. 74-1116. Smoking Prohibited.**

~~(a) No person shall smoke upon the premises of any city park or recreation facility property, including sports facilities, golf courses, trails and community recreation centers.~~

- ~~(b) — No person shall smoke within 25 feet of the entrance to any city park or recreation facility property. For purposes of this section "smoke" or "smoking" means to carry or exercise control over a lighted cigar, cigarette, pipe, or other lighted smoking equipment.~~
- ~~(c) — No person shall use tobacco of any kind upon the premises of any city or recreation facility property, including sports facilities, golf courses, trails and community recreation centers. "Tobacco" means any product made or derived from tobacco that is intended for human use, including both cigarettes and tobacco products as both are defined in Iowa Code Section 453A.1, and also including any kind of vapor product as defined in Iowa Code Section 453A.1 or any kind of electronic smoking device. "Electronic smoking devices" means any device that can be used to deliver an aerosolized solution that may or may not contain nicotine to the person inhaling from the device, including, but not limited to, an e-cigarette, e-cigar, e-pipe, vape pen, e-hookah, or other simulated smoking device. Nicotine products approved by the United States Food and Drug Administration for tobacco cessation shall be allowed in or on park property.~~
- ~~(d) — This section does not apply to the Botanical Garden, Zoo or Principal Park.~~

## IV. Enclosed Shelter Rules

In addition to the Rules noted below, Chapters 74, 114 and 130 of the City of Des Moines Municipal Code, as applicable, govern all activity within the eCity of Des Moines Parks and Recreation Facilities.

1. ~~Damage/Cleaning: Renters must supply their own cleaning supplies and equipment. A damage/Refer to Chapter 74-182 for the hourly cleaning fee of \$25 per hour that~~ will be charged if the following ~~is-are~~ not completed:
  - a. ~~Remove D~~decorations ~~removed~~, including all adhesives like command strips or tape.; ~~T~~**tacks, screws and staples cannot be used at any enclosed shelter house.**
  - b. ~~Wipe T~~ables ~~and chairs wiped~~ clean and ~~return them in-to~~ the same place as when ~~party-renters~~ entered ~~the~~ shelter.
  - c. ~~Sweep f~~Floors ~~swept~~, ~~place~~ debris ~~placed~~ in dumpsters or garbage cans; ~~mop~~ spills ~~mopped clean (you must supply your own cleaning equipment).~~
  - d. ~~Place A~~ll garbage within a 20-foot radius of the shelter ~~placed~~ in dumpsters or garbage cans located in the park.
  - e. ~~Flush all Shelters with rest rooms inside should have~~ toilets ~~flushed~~ and ~~clean~~ all debris off the floor ~~of any restrooms within or adjacent to the shelter.~~
  - f. Repair of any damage not caused by normal wear and tear will be charged to the renter.
2. ~~Alcoholic Beverages:—~~Alcoholic beverages ~~limited to (beer and wine) in non-glass containers~~ are allowed with a park use permit signed by the Parks and Recreation Director or his designee and must be consumed ~~within the specified shelter house. Keg beer, hard alcohol or spirits and bulk wine are not allowed. A deposit may be required.~~
3. ~~Amplified Sound:—~~No sound permit will be required if you have amplified sound on the interior of a shelter house, but a Sound Permit is required when amplified sound will be used outside the shelter house as part of your event. Parks and Recreation will issue a letter for ~~you the renter~~ to take to the City of Des Moines Permit and Development Center (~~PDC~~), where the required permit is issued. ~~They PDC~~ will not issue a Sound Permit for any functions held in ~~a City-city Parks-park or facility~~ without proper authorization from the Parks and Recreation Department. An additional fee is required for a Sound Permit.
4. ~~Unlocking Enclosed Shelter: You The renter must have your the approved rental form to show and meet a Park employee during the reservation at the reserved enclosed shelter. An employee will to unlock the door. If you the renter does not show up for the your reservation are not present within 15 minutes of the appointed time, your the reservation will be cancelled and with no refund will be made.~~ Private locks cannot be placed on park buildings.
5. ~~At Martin Luther King Jr Park Enclosed Shelter; the Customer-rRenter~~ will have use of the kitchen, rest-rooms and main community room only. Use of the kitchen includes the sink, a refrigerator, warming hutch and electrical outlets. The kitchen area must be cleaned by the end of the rental time. ~~This includes making sure including the sink, refrigerator and warming hutch are cleaned.~~ Items cannot be left in/on the sink, refrigerator or warming hutch. Helium-filled balloons are not allowed.
6. ~~Cancellations:—~~Refunds will not be made on any cancellation unless notice has been given to the Parks and Recreation office at least 10 days prior to the date of the reservation. ~~Fees may apply.~~
7. ~~7.~~—Assignment of shelter to another party is *not* allowed.
- 7.8. ~~Illegal activity including drug use or gambling are not permitted.~~

- ~~89. **Additional Facilities Wading Pool Rentals:** Other facilities, such as wading pools, splash pools and spraygrounds, within the park in which the shelter rental is made are not included in the rental of the shelter. In some cases, rentals in addition to the shelter may be available for other facilities. Wading pools are **not** included with the rental of the shelter. If a wading pool is located near the shelter you are renting, then you must reserve that wading pool if you want to use it during non-public hours.~~
10. No driving and/or parking on the grass. Motorized vehicles or equipment are not allowed on city property other than parking lots and park roads, unless using a mobility assisted device or other as approved by staff.

## V. Open-Air Shelter Rules

In addition to the Rules noted below, Chapters 74, 114 and 130 of the City of Des Moines Municipal Code, as applicable, govern all activity within the city of Des Moines Park and Recreation Facilities.

1. **Damage/Cleaning:** ~~A damage/cleaning fee of \$25 per hour will be charged if the following is not completed~~ Renters must supply their own cleaning supplies and equipment. Refer to Chapter 74-182 for the hourly cleaning fee that will be charged if the following are not completed:
  - a. ~~Decorations removed~~ Remove decorations, including all adhesives like command strips or tape; **tacks, screws and staples cannot be used at any open-air shelter.**
  - b. ~~Tables wiped~~ Wipe tables and chairs clean and in and return them to the same place as when ~~party renters~~ party renters entered ~~the~~ the shelter.
  - c. ~~Debris placed~~ Place debris in dumpsters or garbage cans, ~~spills mopped clean (you must supply your own cleaning equipment) and mop spills clean.~~
  - d. ~~All~~ Place all garbage within a 20-foot radius of the shelter ~~placed~~ placed in dumpsters or garbage cans located in the park.
  - e. Repair of any damage not caused by normal wear and tear will be charged to the renter.
2. **Alcoholic Beverages:** ~~Alcoholic beverages are not allowed at any open-air shelter and the parks as a whole, unless a liquor control license, limited to only beer and wine in non-glass containers, is obtained and a park use permit is signed by the Parks and Recreation Director and approved by the Parks and Recreation Board. Keg beer, hard alcohol or spirits and bulk wine are not allowed~~
3. **Amplified Sound:** ~~A Sound Permit is required when amplified sound will be a part of your event. Parks and Recreation will issue a letter for you for the renter to take to the City of Des Moines Permit and Development Center, where the required permit is issued. They The city will not issue a Sound Permit for any functions held in City Parks without proper authorization from the Parks and Recreation Department. An additional fee is required for a Sound Permit.~~
4. **Cancellations:** ~~Refunds will not be made on any cancellation unless notice has been given to the Parks and Recreation office at least 10 days prior to the date of the reservation. Rentals can be re-scheduled if done 10 business days or more in advance for a \$5 processing fee. No refunds/re-scheduling for inclement weather on the day of the rental. There is a \$25 processing fee for cancellation. Fees may apply.~~
5. Assignment of shelter to another party is *not* allowed.
6. **Wading Pool Rentals/Additional Facilities:** ~~If a wading pool is located near the shelter you are renting, then you must reserve that wading pool if you want to use it during non-public hours. Wading pools are not included with the rental of the shelter. Other facilities, such as wading pools, splash pools and spraygrounds, within the park in which the shelter rental is made are not included in the rental of the shelter. In some cases, rentals in addition to the shelter may be available for other facilities.~~
7. ~~Illegal activity including drug use or gambling are not permitted~~ No use illegal drugs or gambling are permitted.
8. Permanent markings on park facilities are *not* permitted. ~~Staples, tape, etc. For decorations must be completely removed before leaving.~~
- 8.9. No driving and/or parking on the grass. Motorized vehicles or equipment are not allowed on city property other than parking lots and park roads, unless using a mobility assisted device or other as approved by staff.

## VI. Swimming Pool and Aquatic Center Rules—

In addition to the Rules noted below, Chapters 74, 114 and 130 of the City of Des Moines Municipal Code, as applicable, govern all activity within the city of Des Moines Park and Recreation Facilities.

**The City of Des Moines Pools and Aquatic Centers include:**

- a. Ashworth Pool
- b. Birdland Pool
- c. Nahas Aquatic Center
- d. Northwest Aquatic Center
- e. Teachout Aquatic Center

~~In addition to the Rules noted below, Chapters 74, 114 and 130 of the City of Des Moines Municipal Code, as applicable, govern all activity within the city of Des Moines Park and Recreation Facilities.~~

### 1. General Pool and Aquatic Center Rules:—

- a. Admission may be denied to any person for the following reasons:
- b. Open wounds or sores are not permitted.
- c. Wearing of non-appropriate swim attire (~~no~~ street clothes) is not allowed).
- d. T-shirts are permitted except for those with logos/words representing tobacco, alcohol, drugs, illegal activity, gangs, or profanity and other designs and logos that are inappropriate.
- ~~d.e. To be admitted into the pool, all children 12 years of age and younger must be supervised by an adult or guardian. Children nine (9) years of age and older may be admitted by themselves if they (1) hold a season pass or provide parent or guardian contact information; and (2) are able to pass the water competency test.~~
- ~~• To be admitted into the pool, children 8 and younger must be at all times directly supervised, within arm's reach, by a person 14 years of age or older. Parent or responsible person must accompany children in the pool until the child is eight (8) years of age and is able to swim 15 yards of the front crawl without stopping, dog paddling, or swimming on their back.~~
- f. Anyone not toilet trained must wear swim diapers in the facility.
- g. Rough play, pushing other people in the pool, dunking, riding or sitting on shoulders, throwing of other patrons or diving off shoulders or hand is not allowed. Fighting will result in immediate removal for the season.
- h. Abusive, profane or offensive language will not be permitted.
- i. Lifeguards reserve the right to ask a person to take a deep-water test when deemed necessary for the personal safety of the person. Deep-water test:
  - Jump (feet first) into deep water and completely submerge.
  - Recover to the surface and float or tread for 1 minute.
  - Rotate 360 degrees and orient to the exit.
  - Level off and propel oneself on the front or back for 25 yards while demonstrating the ability to breathe and exit from the water.
  - Lifeguards will limit swimmers to shallow water if they do not pass the deep-water test.
- j. Alcoholic beverages, tobacco of any kind, use of illegal drugs and gambling are *not* permitted within the pool grounds.
- k. ~~No smoking~~—The aquatic facilities, as well as, the grounds around them, are smoke-free facilities. No smoking is allowed. If you leave to smoke or for any other reason you must pay to re-enter.
- l. Diving is not allowed in shallow water areas of the pool marked "no diving," or at any of the aquatic centers. This includes any area of the pool not designated as a diving well or where the water is marked as five feet deep or less.
- m. All patrons must ~~w~~walk at all times.

- n. Refreshments are restricted to designated concession areas and may not be taken into the pool area. Only water in reusable containers may be brought into the facility area from outside the facility. No coolers or food may be brought into the facility.
  - o. Glass containers are *not* allowed.
  - p. ~~Flotation devices, approved by the Swimming Pool Supervisor, are allowed in the pool. All flotation devices must be Coast Guard approved.~~
- No large inner tubes or rafts are allowed unless approved by the Swimming Pool Supervisor. Flotation devices, including water wings, lifejackets, swim-suits with floats, ~~etc.~~, are *not* allowed in the deep-water portion of the pool or on the water slides. ~~All flotation devices must be Coast Guard approved.~~
- q. No hard balls (i.e. ~~T~~ennis, large nerf balls, ~~or~~ racquetballs, etc.) are permitted. No water guns are allowed. No hard diving sticks are allowed. Beach balls, small nerf balls, or other types of toys (i.e. ~~c~~ushioned balls) must be approved by the Swimming Pool Supervisor.
  - r. Swimmers must make certain that the pool area is clear of other swimmers before jumping or diving into the pool.
  - s. Inward dives, flips, and back dives are not permitted off the side of the pool. Patrons must face the pool water when jumping or diving into the pool from the edge of the pool.
  - t. Hanging on the ropes, safety lines, lane lines, basketball hoops, rims, or backboards and lifeguard stands is are *not* allowed.
  - u. Loitering is *not* permitted adjacent to the pool entrance or on pool grounds.
  - v. The Swimming Pool Supervisor may suspend and/or eject persons from the pool area for violation of pool Rules and not following the directions of pool staff. The period of suspension or ejection is subject to the discretion of the Supervisor. The decision will depend on the severity of the discretion considering all the relevant circumstances and the patron's history of violations.

2. **Diving Area Rules** (*Applies to Ashworth and Birdland*):

- a. Only one person at a time is permitted on a diving board, including the ladder leading to the diving board. The water area in front of the diving board must be clear with the previous diver at the side of the pool before the next diver may leave the diving board.
- b. Fulcrum must be left in the forward position.
- c. Only one bounce is permitted.
- d. Dives must be straight off the end of the board.
- e. Cartwheels or other non-standard dives are *not* permitted.
- f. Divers should swim immediately to the nearest ladder and climb out.
- g. Diving area is for diving only.
- h. Individuals are *not* permitted to catch children jumping from the diving boards.
- i. All patrons must pass the deep-water swim test in order to use the diving boards.
- j. Swimmers are *not* allowed to swim under the diving boards or in the diving area except when the boards are closed.
- k. No flotation devices in the diving area.

3. **Flotation Toy Rules** (*i.e. ~~L~~obster, gator, snake, etc.*):

- a. No standing or kneeling.
- b. No pushing ~~each~~ other patrons off.
- c. No rough play.
- d. No diving or jumping off.
- e. No lifting the flotation toys out of the water.
- f. No bouncing the flotation toys hard.
- g. Do not swim under flotation device.
- h. Do not jump or dive onto the flotation device from the side of the pool.

4. **Basketball Hoop Rules:**

- a. No hanging on the rim, net or backboard.

- b. Do not dribble the basketball on the pool deck.
  - c. Do not shoot basketball from the pool deck.
  - d. No rough play is allowed.
  - e. The basketball hoop is intended for enjoyment from the water.
5. **Baby Pool Rules** (*Applies to Ashworth and Birdland*):
- a. Only children seven years of age and under **OR** shorter than 4'6" may use the baby pool.
  - b. Children must be accompanied and supervised by a responsible person at least 14 years of age.
  - c. All general Rules apply to the use of baby pool.
6. **360 Enclosed Water Slide** (*Applies to Teachout*):
- a. All riders must be 48" tall. Warning—: water depth is 42".
  - b. Riders must be in good health. Pregnant women or individuals with heart or back conditions should not use this ride.
  - c. Follow the instructions of the lifeguard.
  - d. Parental or adult supervision recommended.
  - e. Do not use the flume-slide while under the influence of alcohol or drugs.
  - f. No running, standing, kneeling, rotating, tumbling or stopping in the slideflume.
  - g. Only one person is allowed on the slide at a time. Slide and plunge pool must be cleared before the next slider is permitted to go. Please exit the plunge pool immediately after each slide.
  - h. All patrons using the water slide must wait for the lifeguard's permission showing that the slide is clear before going down the slide.
  - i. No tandem riding.
  - j. All persons must slide lying down on their back, feet first. Sliding down headfirst is *not* permitted at any time.
  - k. Keep arms crossed and feet crossed inside the slide flume-at all times.
  - l. Life jackets, water wings and swim-suits with floats are *not* allowed. If you are dependent on any of these items, we recommend you do *not* ride the slide.
  - m. Metal objects, eyeglasses, keys, metal snaps and jewelry are *not* allowed on the slideflume. This includes jeans or clothing with rivets. Goggles and masks are *not* allowed on the slideflume.
  - n. At the end of the flume, obey all instructions given by the lifeguards.
  - o. Warning—: failure to follow the Rules can result in serious injury.
7. **Innertube Rules** (*Applies to Teachout*):
- a. All riders must be 48" tall. Warning—: water depth is 42".
  - b. Riders must be in good health. Pregnant women, or individuals with heart or back conditions should not use this ride.
  - c. Follow the instructions of the lifeguard.
  - d. Parental or adult supervision is recommended.
  - e. Do not use the inner tube while under the influence of alcohol or drugs.
  - f. Maximum operational load for double tube – 2 persons – 600 pounds, larger person in back.
  - g. Maximum operational load for single tube – 1 person – 300 pounds.
  - h. Only one inner tube to enter the slide at a time.
  - i. Forming "chains" is prohibited.
  - j. Tubes must be ridden in a seated position.
  - k. Keep arms and hands inside the slide flume-at all times.
  - l. Do not run, dive, stand, kneel, rotate or stop in the slideflume.
  - m. Riders must stay on the tube during the ride. If you accidentally fall from the tube, continue down the slide flume-without it and exit normally.

- n. All patrons using the water slide must wait for the lifeguard's permission showing that the slide is clear before going down the slide.
- o. Life jackets, water wings and swim-suits with floats are not allowed. If you are dependent on any of these items we recommend you do *not* ride this slide.
- p. Metal objects, eyeglasses, sunglasses, locker keys, metal snaps, jewelry, etc. ~~Are are~~ not allowed on the slideride. This includes jeans or clothing with rivets or grommets. Goggles and masks are not allowed on the sliderides.
- q. Warning—: failure to follow Rules can result in serious injury.

#### 8. **Water Slide Rules:**

- a. All slide users must be 48" tall— water depth is 42". Patrons who are shorter than the required height may spin too quickly which may result in injuries to the head, neck, and body.
- b. Lifeguards will assist as necessary but will not "catch" children. ~~Parents/guardians (responsible person) may "catch" their own children after informing the lifeguard and receiving permission to "catch" their child.~~
- c. Only one person is allowed on each platform leading to the top of the water slides. Patrons are *not* to wait on the stairs leading to the platforms.
- d. It is recommended that pregnant women and individuals with heart or back conditions refrain from using the slides.
- e. Metal objects, eyeglasses, sunglasses, locker keys, metal snaps, jewelry, etc. Are not allowed on the water slides. This includes jeans or clothing that have rivets or grommets. This also includes goggles and masks.
- f. All patrons using the water slide must wait for the lifeguard's permission showing that the slide is clear before going down the slide.
- g. All persons must slide down in a sitting position or on their backs, feet first. Sliding down headfirst is *not* permitted at any time.
- h. Only one person is allowed on the slide at one time. Slide and plunge pool must be cleared before the next slider is permitted to go. Exit the plunge pool immediately after each slide. Birdland patrons exit the slide immediately after each use.
- i. No tandem riding.
- j. Life jackets, water wings, and swimsuits with floats are *not* allowed.
- k. Stopping intentionally on the slide is strictly prohibited. Stopping, standing, or kneeling is *not* allowed.
- l. Hands and feet must be kept inside the slide flume at all times.
- m. Rowdy play or *not* adhering to Rules or direction of pool staff will result in loss of slide privileges and possible expulsion from the facility.
- n. Additional Rules may be added by the management as necessary.

#### 9. **Lockers: ~~and Baskets~~**

- a. ~~Baskets and~~ Lockers are provided for the convenience of patrons. ~~Patrons, as well as, day care/day camp staff will not be allowed direct access to the basket storage area.~~ The aquatic facility staff is *not* responsible for items that may be lost or stolen from lockers, ~~or baskets~~.
- b. Facility patrons are responsible for keys to lockers ~~and pins to baskets~~. Loss of the key ~~or pin~~ may result in not being able to obtain your clothes until after the facility has closed for the day and ownership is proven.
- b-c. Staff will not be responsible for holding any patron's personal items, except an ID or license for equipment checkout/rental.

~~Staff may deny availability to baskets except when patron is leaving the facility.~~

#### 10. **Facility Office Phone Usage:**

- a. Facility office phones are for business and emergency use only and are *not* available for public use, except for emergencies or calls home for a ride.

### 11. Pool Furniture

- a. All furniture is made available to patrons on a first-come, first-served basis.
  - b. All furniture is for deck use only. Keep deck furniture out of the pool and behind white overflow gutters. Deck furniture must remain behind the white overflow gutters to keep the deck clear of obstacles and safe for all patrons, as well as emergency needs.
- ~~b. All furniture needs to be stacked and locked up at the end of the day.~~

### 12. Patron Discipline

- a. If, ~~in an employee's per staff~~ judgment, a child/minor is involved in something that requires discipline beyond verbal reprimand, ~~all employees staff~~ will follow these steps:
  - ~~Gather~~ child and ~~parent's guardian~~ name, phone number, and address if ~~at all~~ possible.
  - The Swimming Pool Supervisor may ~~call or write~~ contact the parents telling them what happened and what action was taken.
  - Inform child how long he/she will not be allowed in the facility.
  - Call police if he/she will not leave.
  - Inform child and parent if he/she is caught in facility or on property during suspension, police will be called and trespassing charges may be filed.
  - Complete an incident report on patron's actions and submit to Swimming Pool Supervisor.
- b. If, per staff judgment, an adult needs to be removed from the facility, the employee, along with the Swimming Pool Supervisor, will ask the person to leave.
  - If, after two requests, they do not leave, the police will be called. ~~An and an~~ incident report will be filed.
  - A patron disciplined and removed from any Parks and Recreation aquatic facility will *not* be allowed to use any other Parks and Recreation facility during suspension. Suspension period is determined by Pool Supervisor and will be as follows according to the severity of the offense:
    - Rest of day
    - ~~Three day suspension~~
    - One week
    - ~~One month~~
    - Rest of the season or other suspension to be determined by the Pool Supervisor.

### 13. Facility Rental Rules:

- a. Rental requests **must** be made at least ~~TEN-10~~ days prior to renting the facility with full payment for each rental date.
- b. Rentals can be requested online only.
- c. Cancellations must be done 10 days before the rental for a refund of their rental fee less ~~\$25the~~ cancellation fee per 74-182. The full cost of the rental shall be forfeited if the rental group fails to show without previous notice.
- d. Rental of pools and aquatic centers is for private events, swim and diving meets/competitions, and athletic programs only.
- e. No money may be charged or collected for entry to the facility, services, or any items for private uses.
- f. Charges for food and beverages may be made only by the City's concessionaire at such facility.
- f.g. No amplified sound.

### Rental Fees

<u>\$150/hour</u>	
<i># of</i>	<i>Hourly</i>
<i>People</i>	<i>Rate</i>
1-50	\$110
51-100	\$160
101-150	\$210
151-200	\$260
201-250	\$310
251-300	\$360

~~g.h.~~ Pools may not ~~provide for rental~~ be rented past 10:00 p.m. ~~w~~Without previous approval of the Parks and Recreation ~~Supervisor~~Director. Northwest and Teachout do not have sufficient lighting for rentals after dusk.

~~h.~~ Ashworth = Diving Boards and Lights

~~i.~~ Birdland = Water Slide, Diving Boards, and Lights

~~j.~~ Nahas = Water Slides and Lights

~~k.~~ Northwest\* = Water Slide — No Lights

~~l.~~ Teachout\* = Water Slides — No Lights

~~m.i.~~ \*Northwest/Teachout do not have lighting and are not available for rental after 9:00 p.m. ~~F~~through July 31. Beginning August 1, these two facilities will not be available for rental after 8:30 pm.

~~n.j.~~ All of Des Moines aquatic facilities may be rented up to a half hour before or beginning a half hour after public swimming hours. Some of our facilities are used during the week for Learn-to-Swim and aquatic programs.

~~o.k.~~ You may bring the following: inner tubes, rafts, and water toys to the pool.

~~p.l.~~ Food and non-alcoholic beverages are allowed as long as they remain in the concession area and no fee is charged for such food and beverage. Arrangements can be made with ~~our city's~~ concessionaire to remain open.

## VII. Wading Pool, Splash Pool and Sprayground Rules—

In addition to the Rules noted below, Chapters 74, 114 and 130 of the City of Des Moines Municipal Code, as applicable, govern all activity within the city of Des Moines Park and Recreation Facilities.

### 1. General Rules:

- a. Children under the age of ~~7~~seven- eight (8) must be supervised by a responsible person 14 years of age or older.
- b. Running, diving ~~and~~ rowdy play ~~is~~are not allowed.
- c. Swim diapers required for all children not toilet ~~-~~trained.
- d. Glass containers *not* allowed.
- e. Pets *not* allowed.
- f. No smoking or tobacco use allowed.
- ~~f.g. No one is allowed to~~may sit or stand on a drain cover.

### 2. Rental Rules

- a. Rental requests **must** be made at least ~~TEN~~10 days prior to renting the facility with full payment for each rental date.
- b. Rentals can be requested online only.
- c. Cancellations must be ~~done~~completed 10 days before the rental for a refund, ~~of their rental fee~~ less the \$5 cancellation fee specified in 74-182. The full cost of the rental shall be forfeited if the ~~rental group~~renter fails to show without previous notice.
- d. Rental of ~~pools and aquatic centers~~wading pools is for private events only. Splash pools and spraygrounds cannot be rented.
- e. No money may be charged or collected for entry to the facility, services, or any items for private uses.
- ~~f. Charges for food and beverages may be made only by the City's~~city's ~~concessionaire at such facility.~~

## VIII. Gray's Lake Park Rules—

In addition to the Rules noted below, Chapters 74, 114 and 130 of the City of Des Moines Municipal Code, as applicable, govern all activity within the city of Des Moines Park and Recreation Facilities.

### 1. Boating:

- a. If utilizing a motor, only electric trolling motors are permissible.
- b. Because of high overhead voltage lines, sailboats are limited to a 24-foot maximum height and must remain 30 feet from the trail bridge.

### 2. Bicycle and Pedestrian Bridges:

- a. Fishing or jumping from the Kruidenier, Coleman ~~or~~ Raccoon River Trail bridges is not allowed.

### 3. Fishing/Ice Fishing:

- a. Fishing is allowed in all areas except from the trail bridges and boat docks.

### 4. Pets:

- a. Pets must be leashed at all times.
- b. Owners shall clean up and remove pet waste.

### 5. Beach Rules:

- a. Swim at your own risk.
- b. Non-swimmers should wear life jackets; life jackets are available to check out at the concession stand and at the beach for no cost.
- c. Watch children at all times.
- d. No dogs allowed on beach.
- e. No swimming after sunset.
- e-f. Staff will not be responsible for holding any patron's personal items, except an ID or license for equipment checkout/rental.

### 6. Traffic:

- a. No driving and/or parking on the grass. Motorized vehicles or equipment are not allowed on city property other than parking lots and park roads, unless using a mobility assisted device or other as approved by staff.  
No driving on the grass.

### 7. Events:

- a. Signage promoting events and businesses in the park are not allowed. Event signage is allowed during the time of the event and such signage is approved by the Parks and Recreation Director.
- b. Floating devices of any kind, except boats, are not allowed on the lake.
- c. Tents must be anchored with a weight system, no stakes allowed in turf or on hard surfaced areas. Tent locations must be pre-approved.
- d. When using equipment with legs, such as risers and platforms, in turf areas, the use of shims or plywood under the legs are required to minimize turf damage as well as underground utilities.
- e. At no time shall heavy equipment be allowed on interior park areas, i.e. trucks, skid loaders, etc.
- f. There shall be no painting on any hard surface areas within the park.
- g. The user is responsible for the collection and removal of all trash associated with their event and at their sole cost.
- h. The display of banners, tents, ~~signage~~ signage, etc. shall not be placed or anchored on any structures.

- i. The renter shall be responsible for the supervision of the event, safety of the attendees and security of the park infrastructure.
- i. Additional fees may be assessed if after the event, the grounds are not left in a clean and sanitary manner. This includes paint, oils, grease, litter, etc.

## IX. John and Mary Pappajohn Sculpture Park and Western Gateway Park Rules—

In addition to the Rules noted below, Chapters 74, 114 and 130 of the City of Des Moines Municipal Code, as applicable, govern all activity within the city of Des Moines Park and Recreation Facilities.

### 1. General Rules:

- a. Tents must be anchored with a weight system, no stakes allowed in turf or on hard surfaced areas. Tent area locations must be pre-approved.
- b. When using equipment with legs, such as risers and platforms, in turf areas, the use of shims or plywood under the legs are required to minimize turf damage as well as underground utilities.
- c. For private or fee-based events, where an admission fee is charged, the event manager is responsible for security fencing with location and installation approval.
- d. At no time shall heavy equipment be allowed on interior park areas, i.e. Trucks, skid loaders, etc.
- e. Turf and surface drainage areas shall not be blocked to restrict run-off in the event of rain.
- f. There shall be no painting on any hard surface areas within the park.
- g. The renter is responsible for the collection and removal of all trash associated with their event and at their sole cost.
- h. The display of banners, tents, signage, etc. Shall not be placed or anchored on any structures including, but not limited to sculptures and plinths within the park and shall not block emergency access to the park.
- i. Depending on the anticipated attendance and use/sale of alcohol, off-duty police officers may be required by the City for security purposes at the sole expense of the renter.
- j. The renter shall be responsible for the supervision of the event, safety of the attendees and security of the park infrastructure.
- k. Additional fees may be assessed if after the event, the grounds are not left in a clean and sanitary manner. This includes, paint, oils, grease, litter, etc.
- k.l. Repair of any damage not caused by normal wear and tear will be charged to the renter.

## X. Birdland Marina Rules—

In addition to the Rules noted below, Chapters 74, 114 and 130 of the City of Des Moines Municipal Code, as applicable, govern all activity within the city of Des Moines Park and Recreation Facilities.

### • ~~Birdland Marina Rules—~~

- ~~a. All vessels moored, docked or in any way using harbor dock space must be permitted by the Parks and Recreation Department and have affixed the current season dock rental identification.~~
- ~~a. The official harbor moorage season is from April 1 to October 31.~~
- ~~a. Vessels are allowed in the harbor only during the designated season. Electricity, including security lighting, will be available for the full designated season.~~
- ~~a. Emergency access to Marina facilities must be maintained. Roadways, parking lots, gangways, docks, floats and finger docks will not be obstructed at any time without prior written permission of the Parks and Recreation Director.~~
- ~~b. Behavior that disturbs or creates a nuisance for others in the Marina or in the premises adjacent thereto is not permitted.~~
- ~~b. All persons within the Marina shall keep noise to a minimum between 10:00 p.m. and 6:00 a.m. No person shall shout, talk loudly, play musical instruments or operate other noise-making devices or equipment (except in an emergency) upon a vessel within the Marina between these hours.~~
- ~~b. Violations of these Rules, after warning, will constitute sufficient cause for the removal of such person or vessel from the Marina.~~
- ~~b. Disrespectful behavior or language toward City of Des Moines staff or other marina users will constitute sufficient cause for removal of such person from the marina.~~
- ~~b. It is recommended that children wear life vests, jackets or other floatation devices when on the Marina docks.~~
- ~~b. Additional fender or bumper material and dock wheels may be affixed to the berth if prior written approval from the Parks and Recreation Department is obtained and the installation is by and at the owner's expense. Such additions become Marina property unless released in writing by the Parks and Recreation Director.~~
- ~~b. Any damage from the installation or removal of the fender or bumper material must be repaired at the renter's expense.~~
- ~~b. No garbage, trash, oil, fuel, debris or other materials; liquid or solid, shall be deposited in the water or the land areas of the Marina facilities. Boaters bringing materials to the harbor are required to privately and properly dispose of these items in a carry in/carry out trash disposal policy.~~
- ~~b. Anyone visiting or using the Marina or its facilities does so at his/her own risk. The City of Des Moines does not assume any responsibility for loss or damage to property or persons within the Marina as the result of the negligence of others (refer to Vessels, Seaworthiness and Personal Flotation Devices).~~

- e. ~~Inspection of the premises:
 
  - ~~The City of Des Moines reserves the right to inspect any of the rented premises at any time.~~
  - ~~Failure to inspect does not create any responsibility or legal liability for the City of Des Moines.~~~~
  
- e. ~~The movement of vessels within the harbor must be for the purpose of entering or leaving a dock only and must be done without causing a wake.~~
  
- e. ~~The Wake provision is to apply to the river channel, at the harbor entrance, for a distance of 300' upstream and 300' downstream as marked by signage~~
  
- e. ~~Posting of sale signs or other purposes while moored in the Marina shall be subject to the written approval of the Parks and Recreation Director. Signage, if approved, shall be limited to posting on the private vessel and not on Marina pilings, buildings, docks, etc.~~
  
- e. ~~The City does not guarantee uninterrupted service or accept responsibility for any damage from electrical connections or electrolysis.~~
  
- e. ~~Electric extension cords placed across decks shall be covered by a safety plate provided by the renter. All electrical service cords are to be properly polarized and grounded. Electrical cords are not to hang in the water.~~
  
- e. ~~Electricity is to be used only for and by the vessel berthed at the Marina.~~
  
- e. ~~Charge for electricity use:
 
  - ~~The moorage fee includes all electricity costs. Loss of electrical power for any reason shall not be basis for adjusted or refunded moorage fee.~~
  - ~~Live-aboards may have an additional charge for the extra electricity use.~~~~
  
- e. ~~Hoses placed across a deck are to be covered by a safety plate, provided by the renter. All water service hoses are to be used for potable water only.~~
  
- e. ~~Charge for water services
 
  - ~~The moorage fee includes all water costs. Loss of water supply for any reasons shall not be the basis for adjusted or refunded moorage fee.~~
  - ~~Live-aboards may have an additional charge for the extra water usage.~~~~
  
- e. ~~A specific purpose sewage dump pump is not available. Portable tanks may be emptied in the facilities of the Marina restroom, east of the harbor. The restroom facility is expected to be flushed clean after tank disposal. Disposal in the harbor or while on the river is in violation of State and City laws.~~
  
- d. ~~Fuel shall be available during most of the Marina season, during selected high river traffic days and hours.~~

~~Boat Fueling Procedures:~~

- ~~Boat must be securely tied to fuel dock by boat occupants.~~
- ~~All engines, motors and other devices capable of producing a spark must be shut off.~~
- ~~Extinguish all cooking appliances.~~
- ~~No smoking allowed at fuel dock.~~

- Boat operator or skipper is required to open fuel tank covers. Boat operator shall place fuel line nozzle in the boat tank fill pipe and shall guard against static electricity sparks.
- Boat operator shall run the fuel nozzle while the dock attendant controls fuel pump to control shut off of pump as boat operator fills his/her vessel. All potable tanks are to be removed from boat and filled in designated area on dock.
- It is the skipper's responsibility to replace fuel tank caps and to assure that no fuel vapors have collected in the boat before restarting engines. Dock tie lines may be released after engine starts and before pulling away from fuel dock. Fuel dock is in the no wake zone, which is to be observed while approaching and departing the fuel facility.
  
- The fuel dock is for fueling only and is not to be used for even short term moorage.
- The launch dock is available for short term mooring only. This mooring is limited to the time required to either park or retrieve vehicle and trailer.
- The launch dock is not to be used for any purpose other than loading and unloading boats.
- Overnight parking may be allowed only by special permit issued by the Department.
- Parking or storing vessels or trailers in any parking lot is prohibited.
- Moorage permit allows use of dock space by registered vehicle only.
- Dry dock storage is not allowed in any area of the Marina Park at any time.
- Vehicle and trailer parking is allowed for 12 hours or less
- Vehicles or trailers parking longer than 12 hours
- Vehicles and/or trailers parked for more than 48 hours after being ticketed will be towed at the owner's expense.
- Pets are not allowed on Marina docks, except when going to and from vessels. All pets within the Marina facility must be on a leash. Owners are responsible for pet's litter. Pets aboard a vessel must have feces disposed of by boat owners in the dumpsters provided.
- NoDo not prop open access gates.
- Do not allow others without security access code entry to the docks unless they are your guests.
- Do not enter by any other means than through the gate.
- Access to the secured portions of the Marina facility is restricted to Marina tenants and their guests, City of Des Moines employees and those persons with prior permission of the Department.
- Failure to comply with security access may result in criminal prosecution in addition to termination of moorage privileges.
- Vessel owners, operators or guests using the Marina are required to keep their vessel and the walk and finger docks in the vicinity of their vessel neat, clean, orderly and shipshape. Items left on dock or fingers will be removed. Electrical breaker cages are not to be used for storage by marina tenants.
- All vessels entering the Marina must have valid City of Des Moines identification permanently affixed to the hull or windshield and be clearly visible from the outside. Failure to comply may be cause for refusal of moorage and removal from harbor at boat owner's expense. Only vessels registered with Iowa DNR shall be eligible for moorage permits in the Marina and must display Iowa DNR numbers and a valid decal in accordance with State of Iowa laws.
- Emergencies may require moving of boats by Police or Park staff.
- Vessels, vehicles, property, gear or equipment must be parked, stored, moored or maneuvered in a safe and orderly manner during the season.
- Vessels moored in the Marina must, at all times, be completely seaworthy and capable of getting underway.
- Tenants shall not conduct engine maintenance or other repairs on vehicles or vessels within the Marina premises.

- ~~Dry storage of boats is not allowed at any time in the location of Birdland Park Marina. Boats left on trailers or otherwise improperly parked at the Marina will be ticketed and treated as illegally parked vehicles and dealt with as described above (Parking).~~
- ~~Vessels, when unattended, must be securely moored with stern and bow lines. Unsecured items left in attended boats may be stolen or damaged if Marina security is breached. The City of Des Moines is not responsible for lost or stolen private property.~~
- ~~Volatile materials or substances of any kind shall not be stored on floats or finger docks. Boats must have Coast Guard required fire suppressant equipment. Marina will not provide any materials or equipment for fire fighting. Public Cooking gas fuel stored on boats is solely the responsibility of boat owner/operator.~~
- ~~All persons using the Marina and its facilities shall comply with all directions or instructions, either verbal or written, issued by the City regarding Marina Rules and all other applicable laws. Noncompliance with these directions or instructions may result in the immediate removal of any vessel or person from the Marina and other remedies deemed appropriate including, but not limited to, termination of service and moorage rights, denial of future service and moorage rights or other penalties or enforcement actions as may apply.~~

### 1. General Rules:

- a. All vessels moored, docked or in any way using harbor dock space must be permitted by the Parks and Recreation Department and have affixed the current season dock rental identification.
- b. The official harbor moorage season is from April 1 to October 31.
- c. Vessels are allowed in the harbor only during the designated season. Electricity, including security lighting, will be available for the full designated season.
- d. Emergency access to Marina facilities must be maintained. Roadways, parking lots, gangways, docks, floats and finger docks will not be obstructed at any time without prior written permission of the Parks and Recreation Director.
- e. Behavior that disturbs or creates a nuisance for others in the Marina or in the premises adjacent thereto is not permitted.
- f. All persons within the Marina shall keep noise to a minimum between 10:00 p.m. and 6:00 a.m. No person shall shout, talk loudly, play musical instruments or operate other noise-making devices or equipment (except in an emergency) upon a vessel within the Marina between these hours.
- g. Violations of these Rules, after warning, will constitute sufficient cause for the removal of such person or vessel from the Marina.
- h. Disrespectful behavior or language toward City of Des Moines staff or other marina users will constitute sufficient cause for removal of such person from the Marina.
- i. It is recommended that children wear life vests, jackets or other floatation devices when on the Marina docks.
- j. Additional fender or bumper material and dock wheels may be affixed to the berth if prior written approval from the Parks and Recreation Department is obtained and the installation is by and at the owner's expense. Such additions become Marina property unless released in writing by the Parks and Recreation Director.
- k. Any damage from the installation or removal of the fender or bumper material must be repaired at the renter's expense.
- l. No garbage, trash, oil, fuel, debris or other materials; liquid or solid, shall be deposited in the water or the land areas of the Marina facilities. Boaters bringing materials to the harbor are required to privately and properly dispose of these items in a carry in/carry out trash disposal policy.
- j. Anyone visiting or using the Marina or its facilities does so at his/her own risk. The City of Des Moines does not assume any responsibility for loss or damage to property or persons within the Marina as the result of the negligence of others (refer to Vessels, Seaworthiness and Personal Flotation Devices).

### 2. Inspection of the pRemises:

- a. The City of Des Moines reserves the right to inspect any of the rented premises at any time.
- b. Failure to inspect does not create any responsibility or legal liability for the City of Des Moines.
- c. The movement of vessels within the harbor must be for the purpose of entering or leaving a dock only and must be done without causing a wake.
- d. The Wake provision is to apply to the river channel, at the harbor entrance, for a distance of 300' upstream and 300' downstream as marked by signage.
- e. Posting of sale signs or other purposes while moored in the Marina shall be subject to the written approval of the Parks and Recreation Director. Signage, if approved, shall be limited to posting on the private vessel and not on Marina pilings, buildings, docks, etc
- f. The City does not guarantee uninterrupted service or accept responsibility for any damage from electrical connections or electrolysis.
- g. Electric extension cords placed across decks shall be covered by a safety plate provided by the renter. All electrical service cords are to be properly polarized and grounded. Electrical cords are not to hang in the water.
- h. Electricity is to be used only for and by the vessel berthed at the Marina.

### **3. Electricity:**

- a. The moorage fee includes all electricity costs. Loss of electrical power for any reason shall not be basis for adjusted or refunded moorage fee.
- b. Live-aboards may have an additional charge for the extra electricity use.

### **4. Water:**

- a. Hoses placed across a deck are to be covered by a safety plate, provided by the renter. All water service hoses are to be used for potable water only.
- b. The moorage fee includes all water costs. Loss of water supply for any reasons shall not be the basis for adjusted or refunded moorage fee.
- c. Live-aboards may have an additional charge for the extra water usage.
- d. A specific purpose sewage dump pump is not available. Portable tanks may be emptied in the facilities of the Marina restroom, east of the harbor. The restroom facility is expected to be flushed clean after tank disposal. Disposal in the harbor or while on the river is in violation of State and City laws.

### **5. Fuel:**

- a. Fuel shall be available during most of the Marina season, during selected high river traffic days and hours.
- b. Boat must be securely tied to fuel dock by boat occupants.
- c. All engines, motors and other devices capable of producing a spark must be shut off.
- d. Extinguish all cooking appliances.
- e. No smoking allowed at fuel dock.
- f. Boat operator or skipper is required to open fuel tank covers. Boat operator shall place fuel line Boat nozzle in the boat tank fill pipe and shall guard against static electricity sparks.
- g. operator shall run the fuel nozzle while the dock attendant controls fuel pump to control shut off of pump as boat operator fills his/her vessel. All portable tanks are to be removed from boat and filled in designated area on dock.
- h. It is the skipper's responsibility to replace fuel tank caps and to assure that no fuel vapors have collected in the boat before restarting engines. Dock tie lines may be released after engine starts and before pulling away from fuel dock. Fuel dock is in the no wake zone, which is to be observed while approaching and departing the fuel facility.
- i. The fuel dock is for fueling only and is not to be used for even short-term moorage.

J. The launch dock is available for short-term mooring only. This mooring is limited to the time required to either park or retrieve vehicle and trailer. The launch dock is not to be used for any purpose other than loading and unloading boats.

**6. Miscellaneous ~~r~~Rules Birdland Marina:**

- a. Overnight parking may be allowed only by special permit issued by the department
- b. Parking or storing vessels or trailers in any parking lot is prohibited.
- c. Moorage permit allows use of dock space by registered vehicle only.
- d. Dry dock storage is not allowed in any area of the Marina Park at any time.
- e. Vehicle and trailer parking is allowed for 12 hours or less
- f. Vehicles and/or trailers parked for more than 48 hours after being ticketed will be towed at the owner's expense.
- g. Pets are not allowed on Marina docks, except when going to and from vessels. All pets within the marina facility must be on a leash. Owners are responsible for pet's liter. Pets aboard a vessel must have feces disposed of by boat owners in the dumpster provided.
- h. Do not prop open access gates.
- i. -Do not allow others without security access code entry to the dock unless they are your guests.
- j. -Do not enter by any other means than through the gate.
- k. Access to the secured portions of the Marina facility is restricted to Marina tenants and their guests, City of Des Moines employees and those persons with prior permission of the **Parks and Recreation Department**.
- l. Failure to comply with security access may result in criminal prosecution in addition to termination of moorage privileges.
- m. Vessel owners, operators or guests using the Marina are required to keep their vessel and the walk and finger docks in the vicinity of their vessel neat, clean, orderly and shipshape. Items left on dock or fingers will be removed. Electrical breaker cages are not to be used for storage by marina tenants.
- n. All vessels entering the Marina must **be registered with the Parks and Recreation Department** and have valid City of Des Moines identification permanently affixed to the hull or windshield and be clearly visible from the outside. Failure to comply may be cause for refusal of moorage and removal from harbor at boat owner's expense. Only vessels registered with Iowa DNR shall be eligible for moorage permits in the Marina and must display Iowa DNR numbers and a valid decal in accordance with State of Iowa laws.
- o. Emergencies may require moving of boats by Police or Park staff.
- p. Vessels, vehicles, property, gear or equipment must be parked, stored, moored or maneuvered in a safe and orderly manner during the season.
- q. Vessels moored in the Marina must, at all times, be completely seaworthy and capable of getting underway.
- r. Tenants shall not conduct engine maintenance or other repairs on vehicles or vessels within the Marina premises.
- s. Dry storage of boats is not allowed at any time in the location of Birdland Park Marina. Boats left on trailers or otherwise improperly parked at the Marina will be ticketed and treated as illegally parked vehicles and dealt with as described above **(Parking)**.
- t. Vessels, when unattended, must be securely moored with stern and bow lines. Unsecured items left in **un**attended boats may be stolen or damaged if Marina security is breached. The City of Des Moines is not responsible for lost or stolen private property.
- u. Volatile materials or substances of any kind shall not be stored on floats or finger docks. Boats must have Coast Guard required fire suppressant equipment. Marina will not provide any materials or equipment for fire fighting.
- v. Public Cooking gas fuel stored on boats is solely the responsibility of boat owner/operator.
- w. All persons using the Marina and its facilities shall comply with all directions or instructions, either verbal or written, issued by the City regarding Marina Rules and all other applicable laws. Noncompliance with these directions or instructions may result in the immediate removal of any vessel of person from the Marina and other

remedies deemed appropriate including, but not limited to, termination of service and moorage rights, denial of future service and moorage rights or other penalties or enforcement actions as may apply.

**7.8. Live-Aboard Rules—:**

It is Parks and Recreation Department policy to allow, but regulate, live-aboard use of vessels moored at the Marina. The primary purpose of the Marina is for moorage of recreational use vessels. Live-aboard is defined as the use of a vessel for residential purposes for more than two consecutive days.

- a. Any renter wishing to use their vessel as a live-aboard must have written permission from the Parks and Recreation Department.
- b. The vessel must have fully-enclosed, secured areas suitable for occupancy.
- c. Live-aboards shall not use the Marina as a mailing address.
- d. Live-aboards must be 16 years of age or older.
- e. The berth renter must live aboard the vessel and shall not sublet or lease the vessel for occupancy by other persons.
- f. Only two vehicles may be parked overnight on the Marina premises per leased berth accommodating live-aboards. A special parking permit shall be granted by the Department for overnight parking.
- g. Trash and sewage disposal must be managed by live-aboards without reliance upon Marina facilities.
- h. Utility charges, for live-aboards, may be made in addition to the costs included in the standard dock rental charge.

## XI. Skatepark Rules—

In addition to the Rules noted below, Chapters 74, 114 and 130 of the City of Des Moines Municipal Code, as applicable, govern all activity within the city of Des Moines Park and Recreation Facilities.

### Des Moines Skateparks

- Fourmile Skatepark

~~In addition to the Rules noted below, Chapters 74, 114 and 130 of the City of Des Moines Municipal Code, as applicable, govern all activity within the city of Des Moines Park and Recreation Facilities.~~

#### 1. Skatepark General Rules:

- Skateparks will open at 6:00 a.m. ~~And~~ close at 10:00 p.m. Unlit skating facilities, such as Fourmile Skatepark, will close at the same time as the parks do themselves. No loitering after hours.
- ~~The Skateparks are~~ unsupervised facilities; users/spectators use facilities at their own risk.
- It is highly recommended that skaters wear helmets, knee pads, elbow pads, wrist guards and gloves.
- Shirt and shoes are required.
- Children under the age of 6 years old and spectators must remain off the skating surface.
- Skating on curbs, sidewalks, fences, railings, parking areas, or any other areas not designed and intended for skating of the surrounding area of the skate park is prohibited.
- Skating is prohibited when it is raining or when the skating area is wet or has ice on it and/or is covered with debris.
- Only one person is allowed to skate a ramp at one time, and only one person is allowed per skateboard. Do not proceed down a ramp until it is clear of others.
- No pets are allowed inside the skating area or on the skating surface.
- No unauthorized ramps or other obstacles are allowed.
- No modification to any part of a skatepark is allowed.
- Bicycles and motorized vehicles including electric skating devices are prohibited.
- Rough play, physical contact with other skaters, excessive noise, abusive behavior and profanity is not allowed.
- No food, glass containers, littering or breakable objects are permitted on the skating surface or any skating features.
- ~~Illegal activity including drug use or gambling are not permitted~~No alcohol or illegal drug use allowed.
- No tobacco use or smoking allowed.
- All parties are responsible for removing their personal property from the premises upon leaving the skatepark.
- Graffiti, stickers and/or property defacement is not allowed.
- Competitive, demonstration and rental events are prohibited, unless the proper permit is obtained from the City of Des Moines Parks and Recreation Department.
- No one is allowed to clean a skating area using solvents or solutions except City staff/personnel or City-authorized volunteers.
- Skateboarding is a high-risk sport; accident or death resulting from the use of this facility is responsibility of the user. Spectators assume risk for themselves.
- A skatepark is subject to closure in the event of unsafe conditions, special events, rentals or repairs/maintenance.

## XII. Sports Parks, Open Space and Athletic Field Rules—

In addition to the Rules noted below, Chapters 74, 114 and 130 of the City of Des Moines Municipal Code, as applicable, govern all activity within the city of Des Moines Park and Recreation Facilities.

**1. General Rules:**

- a. No pets are allowed.
- b. No driving and/or parking on the grass. Motorized vehicles or equipment are not allowed on city property other than parking lots and park roads, unless using a mobility assisted device or other as approved by staff.
- c. Assignment of rented facility to another party is *not* allowed.
- d. You must carry an approved copy of this application to show Park Employee and Police, if requested. Rest-rooms may not be available, depending upon weather conditions (plumbing winterized).
- e. No outside food or beverages allowed (except water) at designated sports parks.
- f. No skateboards or scooters.
- g. No tailgating at sports parks.
- h. No baseball on softball fields unless it has been rented for that purpose.
- ~~h.~~i. Sound permit is required if amplified sound is being used.

### XIII. James W. Cownie Soccer Park Rules—

In addition to the Rules noted below, Chapters 74, 114 and 130 of the City of Des Moines Municipal Code, as applicable, govern all activity within the city of Des Moines Park and Recreation Facilities.

#### 1. General Rules:

- a. No warming up in goal boxes.
- b. No outside food or beverages may be brought in-to the park (except for water).
- c. No outside alcohol allowed in the park and any alcohol inside the park must be purchased from the City- approved on-site concessionaire and stay inside the park.
- d. Any fans, coaches or players exhibiting poor sportsmanship may be removed and/or suspended from the complex.
- e. No one under the age of 16 allowed to drive golf carts or ATVs'S.
- f. Golf carts and ATV'S are not allowed on playing field unless for an emergency.  
~~—No outside food or beverages allowed (except water)~~
- g. No pets are allowed.
- h. No skateboards or scooters are allowed.
- i. No tailgating.
- h.j. Field use is not allowed on fields that are not reserved.

## XIV. Tennis, Pickleball and Futsal Court Rules

In addition to the Rules noted below, Chapters 74, 114 and 130 of the City of Des Moines Municipal Code, as applicable, govern all activity within the city of Des Moines Park and Recreation Facilities.

### 1. General Rules:

- a. Private paid lessons must have a permit issued by the Parks and Recreation Department.
- b. No bicycle, skateboards, etc. ~~on~~ courts.
- c. Alcoholic beverages are prohibited.
- d. No glass containers on courts.
- e. No activity other than tennis, ~~or~~ pickle-ball or futsal on courts.
- f. No pets allowed on courts.
- g. Remove all trash and litter from courts.

## XV. Golf Course Rules—

In addition to the Rules noted below, Chapters 74, 114 and 130 of the City of Des Moines Municipal Code, as applicable, govern all activity within the city of Des Moines Park and Recreation Facilities.

### City of Des Moines Golf Courses—:

- Waveland Golf Course
- Bright Grandview Golf Course
- A.H. Blank Golf Course

~~In addition to the Rules noted below, Chapters 74, 114 and 130 of the City of Des Moines Municipal Code, as applicable, govern all activity within the city of Des Moines Park and Recreation Facilities.~~

### 1. General Rules:

- a. All players, including season badge holders, must register at the clubhouse before starting play.
- b. Out of bounds: defined by white stakes, all boundary fences, parking lots and clubhouse areas.
- c. Protective fences, paved cart paths and roads are immovable obstructions. Relief without penalty. 1 club length, no closer to hole.
- d. Each player must have own bag and clubs.
- e. Maximum of two (2) riders and two (2) golf bags per golf cart. Golfers must be at least 18 years of age and have a valid driver's license to rent golf carts. Private golf carts which have not been registered since April 30, 1996 are not allowed per Section 74-181(d) on City of Des Moines golf courses by permit only.
- f. Private coolers, food and beverages may not be brought onto property. Golfers must purchase all beverages and food items from the golf course snack shops, vending machines, or the beverage cart on the golf course. Not following this Rule may result in the golfer being asked to leave the golf course.
- g. Following or during a light rain or less precipitation, the 90° Rule (straight to your ball from the path and back) is in effect.
- h. All errant shots are the responsibility of the golfer.
- i. Players age 12 years and under are not permitted on the golf course without adult supervision or the approval of the golf professional.
- j. Starters may place "walk-ons" with a group to make a foursome.
- k. "Walk-on" play will be handled on a first-come, first-served basis except during tournament and league play.
- l. Players may look up to five (5) minutes maximum for lost golf balls and then shall wave the next group through.
- m. Yell "FORE!" Before your ball lands on or near any person. Do not hit until all players are out of range.
- n. All play starts on the number one (1) tee unless permission is obtained from the golf staff.
- o. Golfers must clear the golf course when lightning or storms approach.
- p. Barefoot golfers are not allowed.
- q. Failure to comply with Rules of etiquette or course Rules may result in loss of golfing privileges.
- r. Play ready golf; hit when ready; allow faster groups to play through.
- s. Repair all ball marks, rake all bunkers, replace all divots, keep carts at least 30 feet away from all greens and tee boxes.
- t. Be careful when you swing not to hit someone; don't play until the group in front is out of the way.
- u. Don't move, talk, or stand close to or directly behind a player making a stroke; play without delay, and leave the putting green as soon as all players in your group have holed out.
- v. No sledding or snowshoeing allowed on city golf courses until signs are posted permitting each activity.

- w. Due to concerns for their safety, bike riders, dog walkers, picnickers, trespassers, or any unauthorized persons shall not be permitted to walk, ride, or rest inside the golf course premises unless golfing or participating in programming or events being held on the course.

## XVI. Community Recreation Centers Rules—

In addition to the Rules noted below, Chapters 74, 114 and 130 of the City of Des Moines Municipal Code, as applicable, govern all activity within the city of Des Moines Park and Recreation Facilities.

### Des Moines Community Recreation Centers

- Pioneer-Columbus Community Recreation Center
- Fourmile Community Recreation Center

~~In addition to the Rules noted below, Chapters 74, 114 and 130 of the City of Des Moines Municipal Code, as applicable, govern all activity within the city of Des Moines Park and Recreation Facilities.~~

#### 1. General Facility Rules:

- Patrons must sign in when entering the facility.
- Alcoholic beverages, tobacco, drugs and gambling are *not* permitted in the facility or on the grounds.
- Anyone entering the facility showing signs of illegal drugs or alcohol use will be required to leave the facility and the grounds.
- Clothing and apparel with logos and/or words representing gangs, tobacco, alcohol, drugs or profanity are *not* allowed in the facility.
- Music with reference to foul language, violence and illegal conduct are prohibited from being played.
- Use of abusive or profane language is *not* allowed in the facility or on the grounds.
- Running in the facility is only allowed in the gyms.
- Children ~~8~~ age 9 and younger must be accompanied by a parent or guardian at all times while in the facility.
- Fighting, rough play, pushing, shoving and kicking are not allowed in the facility or on the grounds.
- Staff may suspend and/or eject patrons from the facility and grounds for violation of the Rules.
- k. The City is not responsible for lost or stolen items including money lost in the vending machines and lockers.
- k.l. Staff will not be responsible for holding any patron's personal items, except an ID or license for equipment checkout/rental.
- l.m. Shirt and shoes must be worn at all times in all areas of the building except as approved by on site staff.

#### 2. Weight Room Rules:

- Weight room is for individuals age 16 and older and equipment must be used properly.
- Please wipe off equipment with a towel and spray after use.
- Please put used towels in "~~Used Towel~~" waste container when finished.
- Please put weights away after use.
- No food or beverage allowed in room, except water bottles.

#### 3. Cardio Area Rules:

- Cardio equipment is for individuals age 16 and older and equipment must be used properly.
- No food or beverage allowed on the equipment.
- Please ~~w~~Wipe down equipment with towel and spray after each use.

**4. Gym Rules:**

- a. Non-marking, clean gym shoes must be worn at all times.
- b. No spitting on the walls ~~or~~ floors, etc.
- c. Skates, rollerblades, skateboards and baseball/softballs are not allowed.
- d. No food or beverage allowed in the gyms, except water bottles.
- e. ~~Except when volleyball is using ½ the gym, if~~ 20 or more participants are here-present to play basketball, the curtain will be pulled making 2-two smaller courts.
- e.f. Hanging or climbing on the basketball rims is prohibited.

**5. Game Room Rules**

- a. DO NOT SIT ON GAME TABLES.
- b. Bouncing of basketballs, soccer balls etc. May only be done in the gyms.
- c. Use of ~~pool sticks~~ game table equipment for other than game play is *not* allowed. All equipment must be used properly.
- d. Nothing is to be placed on a game table except the equipment for that particular game.

**~~Computer Lab Rule~~ 6. Public Computers**

- a. Those younger than 16 must be accompanied by a parent/legal guardian to use the computer lab.
- b. No food or beverages are allowed in the computer lab.

## XVII. Multi-Use Recreation Trail Rules

In addition to the Rules noted below, Chapters 74, 114 and 130 of the City of Des Moines Municipal Code, as applicable, govern all activity within the city of Des Moines Park and Recreation Facilities.

### 1. General Rules:

- a. Posting signs and soliciting must be approved in writing by the Parks and Recreation Director.
- b. Pets must be on a leash, and owners must clean up after them.
- ~~b.~~c. Lights and reflectors that comply with state and local regulations must be used under the conditions specified in these regulations.

## XVIII. Brody Community School Park and Weeks Middle School Park Rules—

In addition to the Rules noted below, Chapters 74, 114 and 130 of the City of Des Moines Municipal Code, as applicable, govern all activity within the city of Des Moines Park and Recreation Facilities.

1. General Rules:

a. During the school year (mid-August to early June) the Des Moines Independent Community School District has exclusive use of the park's facilities during regular school hours (7:45 a.m. – 4:00 p.m.) Except for the playground and shade structure/shelter which shall remain open to the public.

b. During non-school uses, the park is open to the public from 6:00 a.m. until 10:00 p.m. all days of the week.

a-c. Possession or use of alcohol or tobacco products is prohibited on all school grounds.

## XIX. Dog Park Rules and Regulations

In addition to the Rules noted below, Chapters 74, 114 and 130 of the City of Des Moines Municipal Code, as applicable, govern all activity within the city of Des Moines Park and Recreation Facilities.

### City Dog Parks

- Ewing Dog Park
- Riverwalk Dog Park
- Reno Memorial Dog Park

~~In addition to the Rules noted below, Chapters 74, 114 and 130 of the City of Des Moines Municipal Code, as applicable, govern all activity within the city of Des Moines Park and Recreation Facilities.~~

#### 1. ~~Dog Park~~General Rules:

- Hours: 6:00 a.m. until 10:00 p.m. daily
- Annual permit is required to be worn by dog owners or handlers and visible at all times while inside the facility.
- High Risk dogs must remain on a leash in the dog park as per ordinance 18-55 (a) (6).
- If you or your dog ~~are~~ have been bitten at the dog park, call (515) 283-4811 and report immediately.
- Handlers must pick-up and dispose of their dog's waste.
- Dog handlers must be no less than 16 years of age.
- Children under the age of 10 are not allowed within the facility and those ages 10 to 15 must be accompanied by a person age 18 or older.
- Handlers are allowed to supervise a maximum of two dogs.
- Dogs weighing more than 20 pounds are not allowed in the small dog area of the Ewing Dog Park.
- Dogs weighing less than 20 pounds are allowed in all areas of the facility.
- Pinch, choke, and spike collars must be removed prior to entering the facility.
- Female dogs in heat are not allowed in the facility.
- Dogs must be kept on a leash until entering and upon exiting the facility.
- Handlers ~~should~~ must be in the actual physical presence of dogs at all times.
- Use of the facility is at the owner's/handler's own risk.
- Owners are responsible and liable for any damage caused by their dogs while visiting the facility.
- Human food is not allowed in the facility.
- Any dog exhibiting aggressive or unruly behavior in any City of Des Moines dog park facility, as determined by the City of Des Moines, will have its permit revoked without refund.
- s. Failure to comply with dog park Rules may result in suspension of permit or permit being revoked.
- s.t. No person shall smoke or use tobacco of any kind upon premises and within 25 ft. ~~Of~~ of any recreational facility. This includes cigarettes, vapor products or any electric smoking device.

## XX. Brenton Skating Plaza Rules

In addition to the Rules noted below, Chapters 74, 114 and 130 of the City of Des Moines Municipal Code, as applicable, govern all activity within the city of Des Moines Park and Recreation Facilities.

### 1. General Rules:

- a. Read and abide by all posted signs, warnings and cooperate with rink staff.
- b. Always maintain a reasonable control of skate speed.
- c. Maintain a proper lookout to avoid other skaters, objects or conditions on the surface of the rink.
- d. Accept the responsibility of knowing the range of your ability while on skates and skate within those limits.
- e. Refrain from skating while under the influence of drugs, alcohol or other controlled substances.
- f. Leave the ice rink during ice resurfacing maintenance.
- g. Refrain from taking food or drink onto the rink surface.
- h. Refrain from acting in a manner that may cause or contribute to the injury of yourself or other skaters or spectators.
- i. Refrain from engaging in abusive, abrasive or disorderly conduct.
- j. Refrain from throwing or leaving objects on the rink surface.
- k. Refrain from becoming involved in altercations with any skater or spectator.
- l. Chewing gum is not allowed inside the ice rink.
- m. No sitting on dasher boards.
- n. No tag or games of any kind are permitted on or off the ice.
- o. No pets of any kind are permitted on the premises.
- p. No one is permitted on the ice without skates.
- q. Skaters are not allowed to carry children or secondary items such as cameras or handbags while skating.
- r. No person shall smoke or use tobacco of any kind upon the premises and within 25 feet of Brenton Skating Plaza; this includes cigarettes, vapor products or any electronic smoking device.
- s. Clothing with logos/words representing tobacco, alcohol, drugs, illegal activity, gangs or profanity and other designs and logos that are inappropriate for patrons of all ages are not permitted.
- t. To be admitted into the skating rink, children under 9 years must be directly supervised, by a person 14 years of age or older.
- u. Staff will not be responsible for holding any patron's personal items, except an ID or license for equipment checkout/rental.

### 2. Patron Discipline:

- a. If, per staff judgment, a child/minor is involved in something that requires discipline beyond verbal reprimand, ~~all employees~~ staff will follow these steps:
  - i. Gather child and guardian name, phone number, and address if at all possible.
  - ii. The rink manager may contact the parents telling them what happened and what action was taken.
  - iii. Inform child how long he/she will not be allowed in the facility.
  - iv. Call police if he/she will not leave.

- v. Inform child and parent if he/she is caught in facility or on property during suspension, police will be called and trespassing charges may be filed.
- vi. Complete an incident report on patron's actions and submit to the facility supervisor.
- b. If, per staff judgment, an adult needs to be removed from the facility, the employee, along with the rink manager, will ask the person to leave.
  - i. If, after two requests, they do not leave, the police will be called. An incident report will be filed.
  - ii. A patron disciplined and removed from Brenton Skating Plaza will not be allowed to use any other Parks and Recreation facility during suspension. Suspension period is determined by the rink manager and will be as follows according to the severity of the offense:
    - (1) Rest of day  
~~— Three-day suspension~~
    - (2) One week  
~~— One month~~
    - (3) Rest of the season or other suspension to be determined by the facility supervisor.

### **3. Facility Rental Rules:**

- a. Rental requests must be made at least TEN days prior to renting the facility with full payment for each rental date.
- b. Rentals can be requested online only.
- c. Cancellations must be done 10 days before the rental for a refund; a \$30 processing fee will be applied. The full cost of the rental shall be forfeited if the rental group fails to show without previous notice.
- d. Charges for food and beverages may be made only by the City's concessionaire at Brenton Skating Plaza, or with the concessionaire's permission.

## ~~XX.~~ Appendix

~~Note: All information found in this appendix are not subject to the City Council approval of the Park Rules and is subject to different approval processes or is informational in nature.~~

~~Des Moines Municipal Code~~

~~Chapters and Sections that are related to the operation of parks and recreation facilities and programs:~~

- ~~— Chapter 18, Animals~~
- ~~— Chapter 34, Cemeteries~~
- ~~— Chapter 74, Parks and Recreation~~
- ~~— Chapter 114, Traffic and Vehicles (Article XIV, Bicycles and Pedicabs and Article XV, Municipally Owned Parks)~~
- ~~— Chapter 130, Waterways~~