

AN ORDINANCE ESTABLISHING BUFFALO RIVER PARK AND FURTHER  
ESTABLISHING CERTAIN RULES AND REGULATIONS APPLICABLE SOLELY  
TO SUCH PARK

BE IT ENACTED by the City Council of the City of Buffalo, Iowa:

Section 1: The City of Buffalo, Iowa hereby establishes a new city park, to be known as the "Buffalo River Park".

Section 2: Buffalo River Park shall be located on the land owned by the City of Buffalo, between Highway 22 and the Mississippi River, within the city limits of the City of Buffalo. From time to time the City Council may expand, contract or otherwise modify the boundaries of Buffalo River Park.

Section 3: The terms of this ordinance shall apply only to the Buffalo River Park, and not to any other park or facility owned or operated by the City of Buffalo.

Section 4: With the exception of the provisions in this ordinance concerning overnight camping and the allowance of canned alcoholic beverages, all existing and future City ordinances which generally govern city parks and facilities shall apply to the Buffalo River Park.

Section 5: Overnight camping shall be allowed in Buffalo River Park, subject to the rules and regulations pursuant to the Buffalo City Code.

Section 6: All persons camping overnight in Buffalo River Park shall be equipped with tents and other gear suitable for overnight camping.

Section 7: The hours of 10:00 p.m. to 6:00 a.m. shall be designated as a quiet period in Buffalo River Park. During such quiet period, overnight campers shall not engage in or produce any excessive noise. Excessive noise is defined to include, but is not limited to: any loud or unusual noise, by music, radios or any type of speaking devices or noise makers, blowing horns or ringing bells, any type of machine, mechanical device or vehicle, screaming or fighting, or any other type of noise which is reasonably likely to disturb other overnight campers and/or any other persons nearby. Any violation of this section shall be unlawful, and the penalty for such violations shall be a scheduled fine of \$25.00.

Section 8: Persons may bring plastic or aluminum coolers or individual serving sized aluminum or plastic cans containing alcoholic beverages into Buffalo River Park and may consume such beverages, without obtaining prior permission from the Buffalo City Council. All other City ordinances which generally govern the possession and consumption of alcoholic beverages in city parks and facilities, including, but not limited to City Code, Section 5-1.0201(11), shall fully apply to the possession and consumption of alcoholic beverages in Buffalo River Park. Any violation of the alcoholic beverage container provision in this section shall be unlawful, and the penalty for such violations shall be a scheduled fine of \$25.00.

Section 9: Persons shall not leave any litter in the Buffalo River Park. All litter shall be removed that a person has brought into the park. Persons leaving any litter in the park upon leaving shall be unlawful, and the penalty for such violation shall be a scheduled fine of \$25.00, per this section.

Section 10: No glass food or beverage containers shall be brought into the Buffalo River Park or possessed in the Buffalo River Park. Any violation of this section shall be unlawful, and the penalty for such violation shall be a scheduled fine of \$25.00.

Section 11: All ordinances or parts of ordinances in conflict with the overnight camping and allowance of certain alcoholic beverages provisions in this ordinance are hereby rendered inapplicable to Buffalo River Park.

Section 12: If any section, subsection, sentence, clause, or phrase of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, subsection, sentence, clause, or phrase hereof not adjudged invalid or unconstitutional.

Section 13: This ordinance shall become effective upon publication as required by law.

APPROVED by the City Council of the City of Buffalo, Iowa, this 20th day of May, 1991.

APPROVED and signed by the Mayor of the City of Buffalo, Iowa, this 20th day of May, 1991.

Signed: Betty O. Walters  
Betty O. Walters, Mayor  
of Buffalo, Iowa

Attest: Carol A. Bernauer  
Carol A. Bernauer, City Clerk  
of Buffalo, Iowa

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*1<sup>st</sup> reading 5/20/91  
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