

## **POLICY ON USE OF CRESTVIEW PARK**

**As adopted by Rutherfordton Town Council**

**October 6, 2010**

Pursuant to its general police power and its authority to promulgate rules, regulations and policies concerning the use of municipal facilities, the Town of Rutherfordton (the "Town") hereby adopts the following policy concerning the use of Crestview Park (the "Park") and its various facilities:

- 1) **Public Use.** Subject to the priorities, fees, limitations and policies set forth hereinbelow, as well as the Town's Code of Ordinances, the Park shall be maintained as a public recreational park, and its facilities may be used on a first-come, first-served basis by any member of the public, free of charge, so long as such use is consistent with the Park's purpose of providing recreational facilities to the citizens of the Town and does not involve any illegal or immoral activity, or otherwise create any form of public nuisance.
  
- 2) **Athletic Field Use**
  - a) **Priority Use.** The following organizations shall have priority use of the ball fields they have historically used for their activities, during the times specified, without payment of any reservation fee (except as set forth in Section 2(c) below), priority use meaning that the named organizations are not subject to the general rule of first-come, first-served:
    - i) Rutherfordton Little League: March 1 – July 31 : Use of "A", "B", "C" , and the senior league and T-Ball/Challenger fields.
    - ii) Rutherfordton Raiders Youth Football: August 1 – November 30: Use of "B", "C", and Multi-Purpose fields.
  - b) **Reserved Use.** Provided that there is no conflict with the Priority Uses in Section 2(a), certain facilities in the Park may be reserved, thus granting the user priority over first-come, first-served users. To support youth athletics in the area, other youth sports organizations may reserve the fields for practices and games without being subject to the field use fee as outlined below. They would, however be subject to the light fee. Any other organization or individual wishing to reserve the fields or any listed facility would be subject to the fee of \$10 per hour, per field. This includes Fields A, B, C, T-Ball, Senior League, and the Multi-Purpose field. Park facilities may be reserved on a daily basis, such use being defined as any use in excess of four (4) hours in a single day, by payment of a fee to the Town of \$150 per day, per field or renting all 4 lighted baseball fields (A,B,C, and Senior League) for \$500. The daily rentals would include light fees.
  - c) **Tournament Use.** Use of the Park's facilities for tournaments, a tournament being the playing of multiple games among more than two teams, shall be subject to the Hourly Use and Daily Use fees set forth above and there shall be no separate "tournament fee." Provided, however, that officially sanctioned year-end

playoff tournaments hosted by the Rutherfordton Little League, and for which there is no entry or registration fee charged by the Rutherfordton Little League, shall not be subject to the usage fees set forth above and shall be considered to be a priority use by the Rutherfordton Little League. Any other tournament at the Park hosted or sponsored by the Rutherfordton Little League would be subject to the usage fees set forth above.

- d) **Light Fee.** In addition to any reservation fee for *hourly* use, any person or group desiring the use of lights on any of the Park's four (4) lighted baseball fields shall pay a light fee of \$10.00/hr per field. The priority users set forth in Section 2(a), and any person or group paying the *daily* use reservation fee, shall not be required to pay a light fee,
- 3) **Picnic Shelter:** The picnic shelter, including the picnic tables and grill, are available for rent through Town Hall. The fee is \$10 for the first hour and \$5 for every hour thereafter. Reservations are made on a first come, first serve basis and payment must be received at the time the reservation is made.
- 4) **Tennis and Basketball Courts:** The tennis courts and basketball courts are not available for hourly rental. The courts may be reserved on a daily basis of \$150 per day. Local schools may also rent the courts for practices and matches for a fee of \$200 for one season and \$350 for both the fall and spring seasons. The court surfaces are designed and maintained with the specific sports in mind. Use of bicycles, skateboards, in-line skates, roller skates and any other wheeled vehicle or equipment is prohibited. Domestic animals are also prohibited from the courts.
- 5) **Fundraising and For-Profit Use:** The primary purpose for Crestview Park is to provide a venue for recreational activities of an athletic or family nature. Fundraising and for-profit activities are strictly limited to the purposes the facilities were designed for or closely related activities. The following types of fund raising activities are prohibited:
  - a) Retail sales events, such as flea markets, yard sales, bazaar sales, bake sales, or other related events where the sale of goods is the focal point of the event. Sales related to concessions to events allowed under bullet point 1 are permissible.
  - b) Activities requiring equipment or apparatus that would potentially damage the playing surface.
  - c) Recruiting or informational events, such as is common in multi-level marketing organizations.
  - d) Other activities or events as determined by the Town Manager .

Fundraising activities shall be permitted only by the following:

- a) Approved non-profit entities that can demonstrate their legal status as such by producing a copy of their Articles of Incorporation/Organization with accompanying Certificate from the appropriate Secretary of State;
- b) Duly chartered charitable and civic clubs or organizations;

- c) Rutherfordton Little League;
- d) Rutherfordton Raiders Youth Football;
- e) Other approved local youth athletic teams;
- f) Churches and church-related organizations, provided that such church or organization is located in Rutherford County;
- g) Public and private schools located in Rutherford County; and
- h) Such other group or organization as may be approved by the Town Manager.