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**Division II. Public Parks, Trails, and Recreation Areas****Chapter 12.30  
PARKS AND RECREATION FACILITIES**

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**12.30.010 Applicability of regulations.**

These regulations shall apply to all parks, recreation facilities and associated improvements and areas owned, leased or otherwise acquired by or under the operation and supervision of the city of Sedona, Arizona ("parks and recreation facilities"); except that, as to those recreation facilities and associated improvements and areas owned by the Sedona-Oak Creek Joint Unified School District No. 9 (the "district"), these regulations shall apply only at such times as those facilities, improvements and areas are under the use, operation and supervision of the city, and only to the extent permitted by the intergovernmental agreements between the city and the district concerning the district facilities, improvements and areas.

In the case of dual function facilities, such as the wastewater wetlands, these regulations shall pertain only to the facility's recreation and park related functions. In the case of the wastewater wetlands, regulations concerning the effluent management function of this facility shall have priority over these regulations and shall be administered by the public

works department. [Ord. 2009-10, 9-8-2009; Ord. 2012-04 § 1, 4-10-2012 (Res. 2012-08 Exh. A, 4-10-2012). Code 2006 § 15-1-1].

#### **12.30.020 Hours of use.**

Unless otherwise posted or allowed by issuance of a city permit, parks shall be open daily to the public from dawn until dusk, with the exception of Posse Grounds Park, which shall be open from dawn until 10:00 p.m. Site amenities at Posse Grounds Park, such as the skatepark, Sedona dog park, proposed Barbara Antonsen Facility and the teen center may have separate hours posted. It shall be unlawful for any person (other than city personnel or their agents conducting city business) to use or be present in said parks and facilities during any hours in which they are not open to the public without written permission from the city manager or his/her designee. Presence within the wastewater wetlands outside of posted public hours will additionally require permission of the wastewater superintendent. [Ord. 2009-10, 9-8-2009; Ord. 2012-04 § 1, 4-10-2012 (Res. 2012-08 Exh. A, 4-10-2012). Code 2006 § 15-2-1].

#### **12.30.030 Vehicles in parks and recreation facilities areas.**

A "motorized vehicle" is defined as any vehicle or conveyance that is or can be propelled without human power excluding devices designed and used by the physically handicapped. A "nonmotorized vehicle" is defined as any conveyance or device that depends solely on human power for propulsion.

No person shall, at any time, drive or ride a motorized vehicle upon the premises of any park or recreation facility, except in public streets running through such premises or within designated parking areas located upon the premises, without the express written permission of the city manager or his/her designee. A maximum speed of 15 miles per hour shall be in effect at all times in the parking lots and streets running through such premises, unless otherwise posted. These restrictions do not apply to the wastewater treatment plant staff or law enforcement staff when they are acting within the course of their regular employment.

The operation of any motor vehicle on park property including, but not limited to, roads, parking lots, trails and open spaces must comply with all state and local laws as referenced to their use on any public road or highway. All state and local laws apply to vehicle registration, insurance, the operator's age and licensing requirements and apply the same standards regarding the operation of a motor vehicle under the influence of alcohol or drugs.

No person shall operate or use a nonmotorized device at parks and recreational facilities where such activity is specifically prohibited by appropriate posting. [Ord. 2009-10, 9-8-2009; Ord. 2012-04 § 1, 4-10-2012 (Res. 2012-08 Exh. A, 4-10-2012). Code 2006 § 15-2-2].

#### **12.30.040 Horses and other riding animals.**

Horses and other riding, draft, and burden animals, and any vehicles drawn by such animals are allowed only on specific, designated city equestrian areas and bridle paths, except as may otherwise be permitted by the city manager or his/her designee, pursuant to written request. [Ord. 2009-10, 9-8-2009; Ord. 2012-04 § 1, 4-10-2012 (Res. 2012-08 Exh. A, 4-10-2012). Code 2006 § 15-2-3].

#### **12.30.041 Nonmotorized vehicles – Roller skates – Skateboards – Roller blades.**

No person shall operate skateboards, roller blades, roller skates, bicycles, scooters or any rolling vehicles in a city park where such activity is specifically prohibited by appropriate posting, or in an unsafe manner so as to infringe upon the safety of themselves or others. In cases where a way or trail serves as a pedestrian route, users of rolling vehicles shall

reduce their speeds so as not to pose a danger to pedestrians. Generally this shall mean reduction to seven and one-half mph or less. [Ord. 2012-04 § 1, 4-10-2012 (Res. 2012-08 Exh. A, 4-10-2012)].

**12.30.050 Camping and parking in parks and recreation facilities.**

Overnight camping and overnight parking are prohibited at parks and recreation facilities, except as permitted by the city manager or his/her designee. After hours parking is prohibited. [Ord. 2009-10, 9-8-2009; Ord. 2012-04 § 1, 4-10-2012 (Res. 2012-08 Exh. A, 4-10-2012). Code 2006 § 15-2-4].

**12.30.060 Fires.**

No open fires are permitted, unless specifically authorized by the city and the Sedona fire district. Charcoal may only be used in fixed grills provided in city parks and charcoal fires shall be attended at all times. [Ord. 2009-10, 9-8-2009; Ord. 2012-04 § 1, 4-10-2012 (Res. 2012-08 Exh. A, 4-10-2012). Code 2006 § 15-2-5].

**12.30.070 Smoking.**

The city may prohibit smoking in any or all areas within a city park by posting signs stating such.

The city or Sedona fire district may temporarily prohibit smoking on all city park lands during periods of high fire danger. [Ord. 2009-10, 9-8-2009; Ord. 2012-04 § 1, 4-10-2012 (Res. 2012-08 Exh. A, 4-10-2012). Code 2006 § 15-2-6].

**12.30.080 Damaging property, tampering with parks or facilities.**

A. It shall be unlawful for any unauthorized person to remove, destroy, mutilate, collect or deface any natural or manmade object within any park, trail, or open space area, including but not limited to trees, shrubbery, plants, flowers, rocks, fences, signs, kiosks, bulletin boards, restrooms, picnic tables, or trash containers.

B. It shall be unlawful to plant trees or any other type of landscape material or establish or construct trails, monuments, memorials or other facilities for public or private use without the prior written consent of the city manager or his/her designee. [Ord. 2009-10, 9-8-2009; Ord. 2012-04 § 1, 4-10-2012 (Res. 2012-08 Exh. A, 4-10-2012). Code 2006 § 15-2-7].

**12.30.090 Firearms and deadly weapons.**

A. It shall be unlawful to carry or discharge into any park, trail, or open space area firearms or projectile weapons or explosives of any kind, including, but not limited to, fireworks, BB guns, pellet guns, air guns, crossbows, longbows, slingshots or other device capable of causing injury to persons or animals or damage or destruction to property. Persons who possess a permit issued pursuant to A.R.S. Section 13-3112 and peace officers on official duty are exempt.

B. It shall be unlawful to carry a deadly weapon into any park, trail, or open space area. A deadly weapon is defined as any item designed for lethal use and includes knives with blades longer than three and one-half inches.

C. Special events or instructional classes must receive written permission from the city manager or his/her designee. [Ord. 2009-10, 9-8-2009; Ord. 2012-04 § 1, 4-10-2012 (Res. 2012-08 Exh. A, 4-10-2012). Code 2006 § 15-2-8].

**12.30.100 Golfing at parks and recreation facilities.**

No person shall use any portion of any park or recreation facility for golfing purposes, or make use of any golf club or golf ball in any park or recreation facility except for special events or classes. [Ord. 2009-10, 9-8-2009; Ord. 2012-04 § 1, 4-10-2012 (Res. 2012-08 Exh. A, 4-10-2012). Code 2006 § 15-2-9].

**12.30.110 Glass containers in parks and recreation facilities.**

It shall be unlawful for any person to have a glass container in his/her possession in any park unless specifically authorized by the city manager or his/her designee. [Ord. 2009-10, 9-8-2009; Ord. 2012-04 § 1, 4-10-2012 (Res. 2012-08 Exh. A, 4-10-2012). Code 2006 § 15-2-10].

**12.30.120 Littering.**

It shall be unlawful to litter at a park or recreation facility. Users are responsible for returning facility to an as found condition. Users shall take refuse resulting from activities within the park with them when leaving the park or deposit them in available waste receptacles that may be provided at the park. In the case where trash receptacles are full, users shall remove their own refuse from the park property. [Ord. 2009-10, 9-8-2009; Ord. 2012-04 § 1, 4-10-2012 (Res. 2012-08 Exh. A, 4-10-2012). Code 2006 § 15-2-11].

**12.30.130 Dumping or depositing of household or commercial trash.**

Dumping or depositing household or commercial trash on or at a park or recreation facility, or in dumpsters or trash receptacles provided is prohibited. [Ord. 2009-10, 9-8-2009; Ord. 2012-04 § 1, 4-10-2012 (Res. 2012-08 Exh. A, 4-10-2012). Code 2006 § 15-2-12].

**12.30.140 Domestic animals.**

Domestic animals shall be kept on a leash at all times at parks and recreation facilities except at the Sedona dog park or when participating in a program authorized by the parks and recreation department. Owners are responsible for cleaning up and disposing of their animal's excrement by removing it from the park or disposing of it in a trash receptacle located in the park.

Domestic animals are not permitted at the wastewater wetlands with the exception of dogs, which must be kept on a six-foot leash and on the trails at all times. Dogs are not permitted off the trails or in the water at the wastewater wetlands.

Domestic animals are not permitted on athletic fields except when authorized by the city manager or his/her designee.

The disposal, burying, entombment, or the spreading of remains of household pets or domesticated animals is prohibited on any city park lands. [Ord. 2009-10, 9-8-2009; Ord. 2012-04 § 1, 4-10-2012 (Res. 2012-08 Exh. A, 4-10-2012). Code 2006 § 15-2-13].

**12.30.150 Prohibited substances.**

Except as provided in the "Parks & Recreation Alcohol on City Property Permission Policy," no person shall consume, possess or distribute an open container of alcoholic beverages at parks and recreation facilities. No person shall consume, distribute or possess any substance in violation of A.R.S. Title 13, Chapter 34, Drug Offenses, at parks and recreation facilities. [Ord. 2009-10, 9-8-2009; Ord. 2012-04 § 1, 4-10-2012 (Res. 2012-08 Exh. A, 4-10-2012); Ord. 2015-03 § 1, 2-24-2015. Code 2006 § 15-2-14].

**12.30.160 Commercial activities.**

No person may use a city park or recreation facility, including but not limited to tennis courts, bike skills park, fields, or swimming pool, for the purpose of giving a lesson or

hosting a program for compensation or fees of any sort, except when lessons or programs are offered as part of a recreation program sponsored by the city, or when offered by a concessionaire who has been permitted by the city manager or his/her designee. It shall be unlawful for any person to engage in a commercial sales activity in a public park without first obtaining approval by the city. "Commercial sales activity" means the displaying for sale, selling, vending, peddling, or transfer of possession or ownership of an item or food sales for a price or for a stated minimum donation. [Ord. 2009-10, 9-8-2009; Ord. 2012-04 § 1, 4-10-2012 (Res. 2012-08 Exh. A, 4-10-2012); Ord. 2016-04 § 1, 6-14-2016. Code 2006 § 15-2-15].

**12.30.170 Park and facility closure.**

A. The city manager, or his/her designee, has the authority to close a park or recreation facility or portion thereof, at his/her discretion. The public works director may also close the wastewater wetlands. Reasons include, but are not limited to, vandalism, weather, repairs, etc.

B. No person shall use any city park facility, or any area in a city park, which has been declared "closed" and which has been so posted by the city, except as authorized in writing by the city manager or his/her designee. [Ord. 2009-10, 9-8-2009; Ord. 2012-04 § 1, 4-10-2012 (Res. 2012-08 Exh. A, 4-10-2012). Code 2006 § 15-2-16].

**12.30.180 Signs, decorations and other objects.**

A. The posting, draping or attachment of any sign, poster, bill, advertisement or directional flagging to any park sign, sign post or facility including freestanding signs on park property is prohibited without the permission of the city manager or his/her designee.

B. The posting of advertisements or the placement of brochures by private parties on city park, trail or open space area facilities and on vehicles within designated parking areas is prohibited.

C. Placement of tents or temporary structures must be approved by community development and public works before installation. [Ord. 2009-10, 9-8-2009; Ord. 2012-04 § 1, 4-10-2012 (Res. 2012-08 Exh. A, 4-10-2012). Code 2006 § 15-2-17].

**12.30.181 Wildlife protection.**

A. It is unlawful to harass, chase, harm, capture, or to shoot or throw an object at any animal. This does not apply to the chasing or capture of domestic animals such as dogs or cats to bring them under appropriate control of the owner, caretaker, or animal control officers.

B. It is unlawful to disturb or move birds' nests or eggs.

C. This section shall not apply to persons performing wildlife rescue, rehabilitation or management of the wastewater wetlands with permission from the public works director, city manager or his/her designee.

D. It is unlawful to release any wild, exotic or nonnative animal or pet into the wastewater wetlands. For example but not limited to: snakes, birds, fish, frogs, dogs or cats. [Ord. 2012-04 § 1, 4-10-2012 (Res. 2012-08 Exh. A, 4-10-2012)].

**12.30.182 Feeding.**

It is unlawful to feed any birds or animals in the wastewater wetlands, except as follows:

A. It is permissible to feed birds or animals with written permission from the city manager or his/her designee or public works director for purposes of wildlife rescue, rehabilitation, education or management of the wetlands. [Ord. 2012-04 § 1, 4-10-2012 (Res. 2012-08 Exh. A, 4-10-2012)].

**12.30.183 Collection or removal of plants and insects.**

A. It is unlawful to pick flowers, or to remove any plant or vegetation from the wastewater wetlands.

B. It is unlawful to harm or capture butterflies, moths, dragonflies, and damselflies, or to remove them from the wastewater wetlands without written permission from the city manager or his/her designee.

C. This section shall not apply to persons performing pest control or landscape maintenance with permission from the city manager or his/her designee, or public works director. [Ord. 2012-04 § 1, 4-10-2012 (Res. 2012-08 Exh. A, 4-10-2012)].

**12.30.184 Wastewater wetlands.**

A. The wastewater wetlands contain reclaimed water. The following rules shall apply to only this facility:

1. Fishing and boating are prohibited. No water contact is permitted including wading, swimming, etc. Dogs are not allowed in the water.
2. Unaccompanied minors under the age of 14 are not permitted. [Ord. 2012-04 § 1, 4-10-2012 (Res. 2012-08 Exh. A, 4-10-2012)].

**12.30.190 Reserving exclusive use.**

A facility use request shall be submitted to the city parks and recreation office whenever any person or group desires exclusive use of any portion of any city park or recreation facility. The city manager or his/her designee is hereby authorized to accept or reject reservations in accordance with this chapter. [Ord. 2009-10, 9-8-2009; Ord. 2012-04 § 1, 4-10-2012 (Res. 2012-08 Exh. A, 4-10-2012). Code 2006 § 15-3-1].

**12.30.200 Facility reservation procedures.**

A. All reservation forms must be received within 10 working days prior to anticipated use, at the city of Sedona parks and recreation office during normal business hours. Reservations may be obtained up to six months in advance.

B. A reservation is not complete until required fees and/or deposits are paid, and parks and recreation approve a reservation request and if required, a city temporary use permit and/or county health department permit is obtained. (See SCC 12.30.210, Special events.)

C. Reservations shall be issued only to persons 18 years of age and older. Reservations are not transferable and shall be in the possession of the reservation holder at the time of park or recreation facility use.

D. Group activities, events or organized functions shall be confined to the specific park or recreation facility reserved to the named responsible party.

E. The city manager or his/her designee may require the named responsible party to arrange for police patrol of a group's activity, event or organized function if large crowds may reasonably be expected or if the nature of the activity, event or function, in the director's sole opinion, warrants law enforcement and/or traffic control. The named

responsible party is solely responsible for paying for such law enforcement and/or traffic control services.

F. The named responsible party and all individuals, and the group, club, organization or association occupying or using the park or recreation facility, or any portion thereof, pursuant to the reservation, as an express condition of such occupation or use, shall hold harmless from and indemnify the city of Sedona and all city employees and officials against all damage to park or facility or the death of or any injury to any person whatsoever arising out of or resulting in any way from such occupation or use. Proof of liability insurance may be required depending on the nature of the use. The named responsible party has been informed that if any individuals, group, club, organization or association is harmed due to the nature of the use (if different from the normal use of the park facility), those people are not covered under the city's liability insurance policy, regardless of the incident occurring on city property or during a city event. The named responsible party is required to show proof of liability insurance and they have the option of purchasing "one time" event coverage through TULIP (tenant user liability policy). Parks and recreation is able to provide more information regarding the TULIP system if requested.

G. Regular or frequent use of a park or recreation facility by clubs, organization or associations may be specially allowed through a signed agreement between the city and such club, organization or association. The city manager or his/her designee is authorized to enter into such agreements. The term of a special reservation shall not exceed one year.

H. The responsible party and all individuals of the group, club, organization or association occupying or using the park or recreation facility or portion thereof shall be responsible for litter control and returning the facility to an as found condition.

I. Recurring usage requests of a city facility will be evaluated and authorized with written permission from the city manager or his/her designee.

J. Use of city facilities for profit making is not permitted, except with authorized written permission from the city manager or his/her designee. [Ord. 2009-10, 9-8-2009; amended during 2012 codification; Ord. 2012-04 § 1, 4-10-2012 (Res. 2012-08 Exh. A, 4-10-2012). Code 2006 § 15-3-2].

#### **12.30.210 Special events.**

The event organizer must submit a letter of intent at least 60 days prior to the proposed event. Parks and recreation, in conjunction with the community development department, will review the letter and determine the proper permitting process, if applicable. [Ord. 2009-10, 9-8-2009; Ord. 2012-04 § 1, 4-10-2012 (Res. 2012-08 Exh. A, 4-10-2012). Code 2006 § 15-3-3].

#### **12.30.220 Reservation fees and deposit.**

A. Fees and deposits shall be paid in advance. If inclement weather causes a cancellation, a reservation may be reissued for another available date and time, or fees and deposits may be refunded at the discretion of the city manager or his/her designee.

B. Any required cleanup and damage deposit will be returned within 30 days of the reservation, if the city premises and equipment are left in the same or better condition than in which they were found. Charges, which may be taken from the deposit, include, but are not limited to:

1. Cleaning of city premises or equipment –per hour costs based on city employees’ hourly rate of compensation, plus supply costs.

2. Loss of keys.

3. Damage to city premises or equipment –parts and labor.

C. Definition of Fee and Deposit Categories.

1. Category I – “City-Sponsored/Affiliated or Nonprofit.”

a. Activities, meetings or programs conducted by city employees for city purposes.

b. Co-sponsored events conducted in cooperation with outside individuals, organizations, or public or private agencies.

c. Activities and programs conducted through agreements or contracts between the city and outside individuals, organizations, or public or private agencies.

d. Activities, meetings or programs conducted by any elected or appointed city official for city purposes and/or other governmental organizations.

e. All nonprofit organizations conducting noncommercial activities.

f. Other community events that may have a community benefit, as determined by the city manager or his/her designee.

g. All nonprofits, except park lessees, utilizing city park facilities and amenities for fundraising or commercial activities will be classified as a Category III.

2. Category II – “Private” shall include any private group, club, agency, organization or individual using a city park or recreation facility where no profit will be realized. For example receptions, birthdays and organizational meetings.

3. Category III – “Commercial/profit making” shall include any group, club, agency, organization or individual, except as defined in Categories I and II, using a city park or recreation facility in an attempt to realize a profit from its use or activity and where an admission charge is made or other proceeds are received.

D. Reservation Fee and Deposit Schedule. See current fee schedule as adopted by the city council. [Ord. 2009-10, 9-8-2009; Ord. 2012-04 § 1, 4-10-2012 (Res. 2012-08 Exh. A, 4-10-2012). Code 2006 § 15-3-4].

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**The Sedona City Code is current through Ordinance 2017-05, passed August 8, 2017, and Resolution 2017-18, passed August 8, 2017.**

Disclaimer: The City Clerk's Office has the official version of the Sedona City Code. Users should contact the City Clerk's Office for ordinances passed subsequent to the ordinance cited above.

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