
**ORDINANCE AMENDING PARK REGULATIONS PROHIBITING
GRAFFITI AND INCORPORATION OF BEHAVIORAL POLICY**

WHEREAS, the City of Berlin Parks and Recreation Commission has recommended to the City of Berlin Common Council to approve the Ordinance as set forth herein.

NOW THEREFORE, the City of Berlin Common Council do ordain as follows:

Sec. 50-2 of the City of Berlin Code of Ordinances shall be created as follows:

Sec. 50-2. – Violation; penalty.

Any person violating the provisions of this chapter shall be subject to the penalties provided in section 1-16, which shall be distinct from and may be in addition to any parks ban imposed pursuant to violation of a parks behavioral policy as may be established by the parks and recreation commission.

Secs. 50-3 through 50-70 of the City of Berlin Code of Ordinances shall remain as Reserved.

Sec. 50-72 of the City of Berlin Code of Ordinances is hereby amended as follows:

Sec. 50-72. - Regulations.

The following regulations shall apply to parks within the city:

...

- (3) *Bill posting, Graffiti.* No person shall post, paste, fasten, paint or attach any placard, bill, notice, sign, ~~or~~ advertising matter, or graffiti upon any structure, tree, rock, ground, or any other natural object in any city park, except for the posting of park regulations and other signs authorized by the parks and recreation director.

...

This Ordinance shall take effect the day after publication.

The numeric section numbers and headings of any portions of the City of Berlin Code of Ordinances affected by this Ordinance shall be subject to modification in the discretion of the codifier, and the approval of the City of Berlin Attorney, during codification into the City of Berlin's current Code of Ordinances.

Passed, approved and adopted this 8 day of August 2023

ROLL CALL VOTE:

5 AYES

0 NAYS

1 ABSENT

CITY OF BERLIN

BY: /s/ Joel E Bruessel
JOEL E. BRUESSEL
Mayor

ATTEST: /s/ Sara Rutkowski
SARA L. RUTKOWSKI
City Administrator/City Clerk

APPROVED AS TO FORM:

/s/ Matthew G Chier
MATTHEW G. CHIER
City Attorney