

PART 11
PARKS, RECREATION AND
CULTURAL AFFAIRS

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CHAPTER 1

LIBRARY DEPARTMENT

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11-101: **FREDERICK PUBLIC LIBRARY, MISSION STATEMENT:**

- A. The city of Frederick has since February 1916, and is authorized to continue to operate a Carnegie public library for the use and benefit of the citizens of Frederick, Oklahoma, and Tillman County, Oklahoma.
- B. The mission statement of the Frederick Public Library is:

(the) Frederick Public Library will strive to serve people of all ages and interests by providing programs and materials to fulfill the educational, informational and recreational needs of the community. Children's programming will be given special emphasis to encourage a lifelong love of reading.

(Ord. 587, 4-25-1995)

11-102: **CREATION OF LIBRARY BOARD; BOARD MEMBER EMERITUS:**

- A. There is hereby created a library board to be composed of five (5) directors, each of whom shall be a resident of Frederick, Oklahoma, chosen by the mayor with reference to their fitness for such office, subject to the confirmation of the city council. The city council may remove any director for misconduct or neglect of duty. No director shall receive compensation as such.
- B. The mayor may submit to the city council for its confirmation, current or former directors of the library board who are willing and able to serve as library board director emeritus. Any such library board directors emeritus shall have no voting rights, but may participate in other board functions as they may desire. (Ord. 587, 4-25-1995)

11-103: **TERM OF OFFICE:** Directors appointed to the library board shall hold office for a term of three (3) years from May 1. Present directors may complete their present terms which will expire at the end of April 1996, and April 1997, before the appointment process specified in subsection 11-102A of this chapter applies. (Ord. 587, 4-25-1995)

11-104: **VACANCIES:** Vacancies on the library board shall be reported by the library board president to the mayor in a timely manner for filling of the vacancy by the prescribed appointment process. (Ord. 587, 4-25-1995)

11-105: **ORGANIZATION OF LIBRARY BOARD:** Annually, at the first board meeting after the May appointment(s) is made, the library board shall elect one director as president, one director as secretary, and by electing other directors as officers as the board shall see fit. All board meetings shall be presided over by a board member. The board may make and adopt such bylaws for their own guidance as may be expedient and not inconsistent with this chapter. (Ord. 587, 4-25-1995)

11-106: **RESPONSIBILITIES OF LIBRARY BOARD, AUTHORITY OVER PAID LIBRARY STAFF, LIBRARY VOLUNTEERS:**

- A. The library board shall meet regularly, not less than quarterly, for the purposes of an ongoing review of how the mission statement is

being met through existing library services and programs, how the development of new library services and programs would help realize the mission statement, and how the library building and physical facilities might be best operated and maintained for the accomplishment of the mission statement. Any recommendations to the city council regarding matters arising out of regular or special board meetings shall be forwarded through the city manager.

- B. The library board shall have no authority over the paid library staff in terms of appointment, promotion or other personnel matters. However, this does not preclude the city manager from requesting input from the library board in these matters.
- C. The library board shall encourage the development of a "friends of the library" or similar group of volunteers who are willing and able to work under the supervision of the paid library staff in a variety of functions (i.e., clerical support, book sales) which support accomplishment of the mission statement. To the extent that it does not conflict with library board responsibilities, library board directors may participate in such volunteer support of the library. (Ord. 587, 4-25-1995)

11-107: RULES AND REGULATIONS; FINES AND/OR FEES; VIOLATIONS:

- A. The library board may enact reasonable rules and regulations for the operation, care and management of library property and/or facilities. Copies of all new and/or modified rules and regulations which are enacted shall be conspicuously posted in the public view. The paid library staff shall have primary enforcement responsibility for these rules and regulations.
- B. The library board may establish fines and/or fees for the loss of, failure to return, or damage to library materials, subject to any limitations or supersedence by ordinance or statute.
- C. Any person who shall wilfully violate any rule or regulation enacted by the library board, or enacted by ordinance or statute, for the government, care and use of said library shall be guilty of an offense. Any person who destroys or defaces any book, audiotape, videotape, microfilm, periodical, building, furniture, equipment or premises of the library shall be guilty of an offense. (Ord. 587, 4-25-1995)

11-108: **ANNUAL REPORT:** Annually, on or before April 1, the library board shall submit to the city council, through the city manager, a written report, as of March 1 that year, stating: a) the number of persons making use of the library during the report period; b) statistics on the general character and number of books and periodicals, which are: 1) on hand; 2) lost or missing; 3) have been added by purchase, gift or otherwise; and 4) have been loaned during the report period; c) the various sums of money and/or property received and for what purpose such money and/or property was used during the report period; d) comments and/or requests regarding the upcoming budget year; and e) such other information, statistics and suggestions which the board shall wish to submit. (Ord. 587, 4-25-1995)

11-109: **DONATIONS, GRANTS:**

A. The library board may accept donations from any person, firm, corporation or government agency when such donations are determined to further accomplishment of the mission statement. The city council may, by ordinance or resolution, provide instructions and guidance to the library board regarding donations.

B. The library board may make itself aware, apply for and obtain grants which are available for the fulfillment of the mission statement. Grants which require cash or other in kind matching requirements shall be approved by the city council prior to application being made. (Ord. 587, 4-25-1995)

11-110: **PENALTIES:** Any person, firm or corporation violating any of the provisions of this chapter shall be guilty of an offense, and upon conviction thereof, shall be fined as provided in section 1-108 of this code. (Ord. 587, 4-25-1995)

CHAPTER 2

PARKS

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ARTICLE A. GENERAL PROVISIONS

11-201: **DEFINITIONS:**

For the purpose of this chapter, "Lake Frederick" means Lake Frederick and all the property adjacent to the lake owned by the city or under its Jurisdiction. (Ord. 698, 9-26-2023)

11-202: **OFFICE OF THE LAKE RANGER:**

The Office of the lake ranger is established and budgeted within the lake department and is under the day-to-day supervision of the Frederick Chief of Police as defined in Section 11-203 of this Chapter and Sections 13-302 to 13-302 of this code. The Lake Ranger will preferably be CLEET certified as a full-time police/peace officer as defined by state law. The minimum standard for the Lake Ranger will be a person who holds CLEET certification as a reserve police/peace officer. The Lake Ranger will satisfy all CLEET, Oklahoma police pension and retirement system and other requirements, as applicable. (Ord. 698, 9-26-2023)

11-203: POWER AND AUTHORITY OF LAKE RANGER:

The Lake Ranger shall have the power and authority to enforce the provisions of this Chapter, all ordinary rules of safety and sanitation, all rules and regulations may be provided by ordinance or resolution of the City Council. (Ord. 698, 9-26-2023)

11-204: ASSISTANTS TO LAKE RANGER; POWERS OF ENFORCEMENT:

Assistants to the Lake Ranger may be appointed as may, in the judgment of the City Manager, be necessary. Such assistants shall have the same powers of enforcement as the Lake Ranger. (Ord. 698, 9-26-2023)

11-205: ACTS PROHIBITED UPON CITY OWNED RESERVATIONS:

A. In addition to any act declared unlawful in this code or any ordinances, the following acts or omissions shall be prohibited upon city owned reservation:

1. Camping upon any part of the Lake Frederick Reservation which is not specifically designated and posted as a camping area by the city.
2. Throwing or depositing in or upon the waters of any city owned reservation, or upon the land within the immediate drainage area of any such water supply reservoir, any filthy water or waste, scrap of food, fish, refuse of any kind, dead animals or fish, excretion or any bodily discharge, or any substance which by its decay or putrefaction would tend to contaminate the waters or adjacent soil or become offensive, provided that nothing in this section shall construed to prohibit the use of animal or fish flesh as bait when used upon hooks.
3. Moving or displacing rock, gravel, or soil, digging holes or building mounds or moving or displacing bank protection or riprapping.
4. Damaging, destroying, displacing, or removing the trees, shrubs, picnic tables or picnic seats, signs, fences, guard rails, boat docks or buildings, or any other public property whether manmade or naturally growing.
5. Use of drinking of intoxicating beverages, drunkenness, use of illegal drugs, gambling, or engaging in disorderly, unchaste, or lewd conduct, habitual loafing or sleeping on the ground or benches, making, aiding or assisting in making any disorderly noise, riot or breach of the peace.
6. Skin or scuba diving, except by express permission of the lake ranger, or his designated assistant, during an emergency situation or salvage operation. (Ord. 698, 9-26-2023)

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11-206: **FISHING PROHIBITED IN CERTAIN AREAS:**

Fishing in certain areas is prohibited. No fishing shall be permitted within one hundred feet (100') of the intake tower or any conduit to the city. (Ord. 698, 9-26-2023)

11-207: **PERMIT TO FISH, BOAT, RIDE ON TRAILS, OR CAMP ON CITY OWNED RESERVATIONS:**

No person shall fish, boat, hunt, ride on trails, or camp upon any city owned reservation without a valid and current state license when required and a city permit for the activity in which such person is engaged on any city owned reservation. (Ord. 698, 9-26-2023)

11-208: **CHILDREN UNDER SIXTEEN YEARS OF AGE, PERSONS SIXTY-FIVE AND OLDER, DISABLED VETERANS EXEMPT FROM PURCHASING CERTAIN CITY PERMITS:**

Children under the age of sixteen (16) years of age, persons age sixty-five (65) and older and all disabled veterans who are enrolled on the Veterans Administration records as disabled to the extent of sixty percent (60%) or more. Any veteran desiring to exercise such privilege shall carry on his person his claim number card and evidence of the percentage of his disability, he shall present such card and evidence to the lake ranger or his assistant upon request, shall not be required to purchase fishing, hunting, boat, non-motorized trail riding or motorized vehicle trail riding city permits for his personal unit. (Ord. 698, 9-26-2023)

11-209: **PERMIT FORMS:**

- A. Forms for permits require under this chapter shall be printed and shall contain ample and appropriate space for the identification of the person receiving the same, VIN# of items used in such activity, the specific activity or combination of activities for which permit is issued, the date of expiration of the said permit, and a pledge in substantially the following language:

In consideration of the issuance of this permit to me, I hereby faithfully agree to observe all rules and regulations of safety, sanitation and sportsmanship, together with all provisions of city ordinances, State Game and Fish, and rules and regulations of the city and its lake recreation commission, while upon the land

or waters included in city-owned reservation, and to hold the city, and any person acting for or on behalf of the city, harmless for any injury of life or limb or property incident to the exercise of the privileges hereby granted.

- B. The permit forms shall be supplied to the lake ranger or his assistants on the premises and to the city treasure and other persons who may be authorized by the city manager to issue and sell, upon application, permits for the privileges in this chapter. (Ord. 698, 9-26-2023)

11-210: RELEASE OF CITY FROM LIABILITY:

Before any permit required under this chapter shall be issued, the party applying therefore, in consideration of the issuance of the permit, shall agree in writing to release the city, and any other person for or on behalf of the city, from all liability from any accident that may occur on the lands or water of the city owned reservations. This agreement shall be binding upon the heirs, executors, administrators and assigns of the party for whom the application for a permit is made. (Ord. 698, 9-26-2023)

11-211: CONTRACTORS FOR CONCESSIONS SELLING DRINKS, LUNCHESES, BAIT:

The city reserves the right to negotiate and enter into contracts granting concessions upon any and all city owned reservations covering the privilege of selling cold drinks, lunches, confections, live minnows, crayfish, or other natural or agricultural bait. (Ord. 698, 9-26-2023)

11-212: UNLAWFUL TO CAMP IN PARK:

It is unlawful for any person or persons to encamp or lodge in any public park or city property within the city limits, without having first obtained permission and permit if required, from the City of Frederick.

11-213: FREDERICK LAKE NONMOTORIZED TRAIL SYSTEM AND OTHER POSTED AREAS:

- A. For purposes of this section, "Frederick Lake Nonmotorized Trail System" refers to the "recreational trail" constructed on Lake Frederick property, and shall be a multi-use trail for biking, hiking, and equestrian use only.

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- B. All self-propelled, or motor driven, and operated vehicles shall be prohibited from operating on the Frederick Lake Nonmotorized Trail System and any other nonmotorized posted areas. For purposes of this section, "self-propelled or motor driven and operated vehicles" shall have the same meaning as defined in 47 Oklahoma Statutes section 11-1116.
- C. Self-propelled or motor driven cycles, known as and commonly referred to as "minibikes" and other similar trade names, shall be prohibited from operating on the Frederick Lake Nonmotorized Trail System and other nonmotorized posted areas.
- D. All-terrain vehicles shall be prohibited from operating on the Frederick Lake Nonmotorized Trail System and other nonmotorized posted areas.
- E. Any person convicted of violations subsection B, C, or D of this section shall be punished by a maximum fine not exceeding one hundred and thirty-five dollars (\$135.00), plus court cost, and may lose all privileges of use of Lake Frederick Reservations.
- F. The annual permit fee to ride on Frederick Lake Nonmotorized Trail System shall be issued from January 1 till December 31 of each year. The permit will not be prorated throughout the year.
- G. Permits to ride on the Nonmotorized Trail System are not transferable from one party to another. (Ord. 698, 9-26-2023)

11-214: FREDERICK LAKE MOTORIZED TRAIL SYSTEM AND OTHER POSTED AREAS:

- A. For the purposes of this section, "Frederick Lake Motorized Trail System" refers to the "recreation trail" constructed on Lake Frederick property and shall be a multi-use trail ATV/UTV, other similar trade names, motorcycles, dirt bikes, minibikes, jeeps and other motor driven vehicles use only.
- B. Bicycles, hiking or equestrian riding shall not be permitted on Frederick Motorized Trial System for safety reasons.
- C. All motorized vehicles must stay on established trails when riding or driving on the Lake Frederick Motorized Trail System.
- D. All motorized vehicles must obey and follow all of the rules and regulations of the Frederick Lake Reservation posted signs at all times.

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- E. Anyone person under the age of sixteen (16) years of age, whether riding or driving a four (4)-wheeler (an ATV type vehicle without any exterior cage surrounding it), must wear a helmet at all times on Lake Frederick property.
- F. A flagpole or whip type device with an orange flag attached to the top of it, must be always attached to all motorized vehicles when riding on the Lake Frederick Motorized Trail System.
- G. Any person convicted of violating subsection B, C, D, E or F of this section shall be punished by a maximum fine not exceeding one hundred thirty-five dollars (\$135.00), plus court cost, and may lose all privileges of the use of Lake Frederick property. (Ord. 698, 9-26-2023)

ARTICLE B. FISHING

11-220: **SCHEDULE OF FEES AND CHARGES FOR FISHING PERMITS:**

A schedule of fees and charges for the permit under this chapter to fish in and upon the waters of city owned reservations is hereby levied. The amount of such fees shall be set by City Council. (Ord. 698, 9-26-2023)

11-221: **FISHING PERMITS AND LIMITATIONS AND RESTRICTIONS:**

Permits for fishing in and upon the waters of city owned reservations shall be issue by the lake ranger or his assistant, or by such persons as the city manager may designate. Such fishing permits shall be issued for the period of time and amounts as prescribed in this chapter and shall be subject to the limitations and restrictions set forth in this chapter. (Ord. 698, 9-26-2023)

11-222: **EXPIRATION DATE:**

Annual fishing permits shall run from January 1 till December 31 of each year. (Ord. 698, 9-26-2023)

11-223: **NUMBER OF PERMITS:**

No more than one fishing permit shall be issued to any one person. (Ord. 698, 9-26-2023)

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11-224: TIME AND PLACE OF FISHING; LIMITATIONS:

Fishing permits shall allow fishing twenty-four (24) hours per day at all city owned reservations, subject to the periods and times authorized by state and federal law, and shall no permit fishing in or upon an area that may be otherwise restricted as provided by ordinance, rule, or regulation. During the hunting season, the holder of a fishing permit shall not be entitled to fish on the premises at any place where, in the judgment of the city manager or the lake ranger, such fishing will interfere with hunting thereon. (Ord. 698, 9-26-2023)

11-225: FISHING EQUIPMENT RESTRICTIONS:

- A. A fishing permit shall entitle the holder thereof to the use of not more than three (3) poles. Not more than three (3) hooks shall be used upon any one line; provided this restriction shall not apply to artificial lures with more than three (3) hooks.
- B. No net, trap, gig, spear, trammel net, seine of any kind, or trot line shall be used. (Ord. 698, 9-26-2023)

11-226: UNBAITED HOOKS PROHIBITED:

No person shall engage in the practice of "snagging, pulling, or jerking" an unbaited hook through the water for the purpose of hooking or snagging fish. (Ord. 698, 9-26-2023)

11-227: GAME FISH, BAG LIMIT:

- A. The following are classified as game fish in Oklahoma: walleyed pike, largemouth black bass, small mouth, spotted black bass, rock bass (goggle eye), black crappie, white crappie, trout, blue catfish under twenty-four (24) inches in length, and channel catfish. Blue catfish and channel catfish are defined to mean as forked tail catfish.
- B. No game fish from any city owned reservations shall be used as bait.
- C. No person shall take any game fish by any means other than by hook and line.

- D. Anglers may take game fish according to the limits set forth in Subsection E of this section. In any one day from midnight to midnight, and licensed non-resident fishermen shall not have in their possession on leaving the state more than a legal two day catch of any species of game fish.
- E. No person shall take, catch or kill any fish in violation of the limits and restrictions set by the state except the for the following:

Species	Minimum length	Daily Catch Limit Aggregated
Largemouth Bass	14 inches	5
Channel cat	12 inches	12
Walleyed Pike	16 inches	6

(Ord. 698, 9-26-2023)

11-228: FISHERMAN'S FLOAT; USE DURING DAYLIGHT HOURS:

- A. As used in this section, a "fisherman's float" means any device designed to keep a fisherman afloat in an upright position in the water, ordinarily consisting of protectively covered circular, inflated tube or Styrofoam float, with a saddle type seat, in which a fisherman is seated while wearing watertight rubber waders.
- B. Use of a fisherman's float shall be limited to daylight hours.
- C. The use of a fisherman's float in Lake Frederick is permitted in any depth of water, provided the fisherman remains in the necks of the lake, excluding the boat launching, boat harbor, or boat range areas. (Ord. 698, 9-26-2023)

ARTICLE C. BOATING

11-230: SCHEDULE OF FEES AND CHARGES:

A schedule of fees and charges for the permit required for boating required under this chapter to boat upon the waters of city owned reservations is hereby levied. The amounts of such fees shall be set by the city council. (Ord. 698, 9-26-2023)

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11-231: CONCESSIONS FOR BOAT RENTALS; PRIVATELY OWNED BOATS EXCEPTED:

- A. The city reserves the right to negotiate and enter contracts for the privilege of placing boats upon the waters of all cities owned reservations for hire or rental to the public.
- B. Nothing in this section shall prohibit the placing and operating of privately owned boats upon the waters that are properly licensed under applicable city ordinances and state law. (Ord. 698, 9-26-2023)

11-232: RESPONSIBILITY TO ISSUE AND COLLECT FEES FOR BOATING PERMIT:

Permits to place and operate privately owned boats upon the waters of city owned reservations shall be issued, and fees therefor collected by such person or persons as the city manager may designate. (Ord. 698, 9-26-2023)

11-233: ANNUAL PERMIT FEE, EXPIRATION DATE; NOT TRANSFERABLE:

- A. The annual permit fee to place and operate privately owned boats upon the waters of city owned reservations shall be issued from January 1 through December 31 of each year. The Permit will not be prorated throughout the year.
- B. Permits to place and operate privately owned boats upon the waters of city owned reservations are not transferable from one party to another beyond the current year issue. (Ord. 698, 9-26-2023)

11-234: SAFETY REQUIREMENTS AND REGULATIONS FOR BOATING:

All boating on city owned reservations shall comply with the Oklahoma Boat Water Safety Act of 1959, as amended, in addition to the following requirements.

- A. All boats shall move generally in a clockwise direction.
- B. All boats shall be equipped with one approved life preserver for each person in such boat. Each life preserver shall be in good condition and approved by the lake ranger or his designated assistant.

- C. Children who have not attained the age of twelve (12) years shall wear an approved vest type life preserver at all times in any boat which is upon the waters of any city owned reservations.
- D. A boat whether privately owned or otherwise, shall be marked as provided in the Oklahoma Boat and Water Safety Act of 1959.
- E. All motorboats and sail boats operating at night shall be equipped with a combination of red and green lights placed in the fore part of the boat, in such a position as to be clearly visible at all times to the occupants of other boats in the vicinity. All motor boats operating at night shall also be equipped with a white light in the stern, placed in such a position as to be clearly visible to all occupants of other boats in the vicinity. Lights shall be kept illuminating at night at all times while the boat is in use, whether running or anchored in the lake.
- F. Fire extinguishers approved by the lake ranger shall be required on all motorboats.
- G. Horns approved by the State Boating Act and by the lake ranger shall be required on all boats except rowboats, canoes, or kayaks.
- H. All metal or fiberglass boats shall be equipped with an air chambers or chambers or other buoyant material approved by the lake ranger of sufficient displacement to insure buoyancy of the craft, accessories, and passengers in the event of capsizing.
- I. All persons under the age of sixteen (16) years are prohibited from operating a boat unless accompanied by an adult.
- J. All persons are prohibited from operating any boat upon such waters at any time when in the judgment of the lake ranger, the waters are sufficiently rough to be dangerous.
- K. No person shall operate a boat over or upon any area which has been designated and marked as a spawning or fish propagating area.
- L. Rowboats and canoes or like crafts shall have the right-of-way at all times over sail boats or motorized boats. Sail boats shall have the right-of-way at all times over motorized boats.
- M. Motorized boats shall always keep a safe distance from other boats. Motorized boats, while cruising, shall not come nearer than one hundred feet (100') to any bank or two hundred feet (200') to any anchored boat. Motorboats shall be

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allowed in any neck or bay only for the purpose of fishing and shall move only at idling speed.

- N. No person shall operate any motorboat of inboard or outboard design upon the waters of any city owned reservations unless such boat is equipped with a muffler which is operating and in good working condition.
- O. No person shall use, consume or possess any intoxicating beverages while operating or riding in a boat, or operating or riding in a boat while under the influence of an intoxicating liquor or in a drunken condition.
- P. The speed limit for all boats in the boat ramp or neck areas shall not exceed five (5) miles per hour or idling speed. The speed limit for boats in other areas of the lake shall not exceed forty-five (45) miles per hour. (Ord. 698, 9-26-2023)

11-235: SAFETY REQUIREMENTS FOR WATERSKIING OR TOWABLE DEVICE:

- A. All boats shall move generally in a counter- clockwise direction.
- B. Life preservers shall be provided for all boat passengers and life preservers shall be worn by skiers or riders in towable device.
- C. Skiing and tubing shall be allowed only during daylight hours from sunup to sundown each day.
- D. The tow boat shall have either a second person in the boat, in addition to the driver, or a rear-view mirror for observing the person being towed.
- E. Not more than two (2) skiers may be towed by any one boat at the same time. (Ord. 698, 9-26-2023)

ARTICLE D. HUNTING

11-240: SCHEDULE FEES AND CHARGES:

A schedule fees and charges for the permits required under this chapter to enter and engage in sport of hunting on Frederick Lake Reservation property is hereby levied. The amounts of such fees shall be set by the council. (Ord. 698, 9-26-2023)

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11-241: STATE PERMITS REQUIRED:

A State of Oklahoma hunting license is required, in addition to the city permit. (Ord. 698, 9-26-2023)

11-242: STATE REGULATIONS APPLY:

The State of Oklahoma hunting regulations pertaining to hunting are in effect on city owned property, except otherwise stated in this chapter. (Ord. 698, 9-26-2023)

11-243: GENERAL REGULATIONS FOR HUNTING ON LAKE FREDERICK PROPERTY:

Hunting is banned within the city limits of the city, except those areas specifically located at Lake Frederick (east of Manitou, Oklahoma) and particularly described as follows.

- A. Hunting shall be allowed only on East side of Lake Frederick to December 31, 1998.
- B. Hunting shall be allowed only on West side of Lake Frederick to January 1, 1999, to December 31, 2003.
- C. Thereafter, hunting shall be alternated from East to West for five (5) year intervals from January 1 to December 31 of the fifth year.
- D. Hunting will only be permitted on areas North of the East and West boat ramps.
- E. No person shall shoot or kill any game birds or non-game birds or animals at anytime when prohibited by State or Federal Law.
- F. No person shall shoot or kill any variety of bird or waterfowl protected by state or Federal Law.
- G. No person shall shoot, trap, or kill any non-game birds or any animal of any kind upon city owned reservation at any time, unless it is permitted in the following parts of this chapter.
- H. No hunting between sunset and sunrise is permitted on Lake Frederick property.

- I. Hunters under the age of sixteen (16) must be accompanied by an adult at all times when hunting on Lake Frederick property. (Ord. 698, 9-26-2023)

11-244: WATERFOWL REGULATIONS AND REGULATIONS:

All permits for shooting waterfowl on city owned reservation shall be subject to, and conditioned upon, the use thereof only during lawful open seasons, and subject to the following limitations and restrictions:

- A. Only shotguns using steel shot, not exceeding size four (4) shall be used to hunt waterfowl, and no person shall hunt with a rifle of any size or caliber.
- B. No person shall take or kill more wild ducks or wild geese than permitted by the State and Federal Laws.
- C. All State of Oklahoma and Federal Hunting regulations will be in effect along with required city permits to hunt waterfowl on Lake Frederick property. (Ord. 698, 9-26-2023)

11-245: DOVE HUNTING REGULATIONS:

All State of Oklahoma and Federal hunting license and regulations along with City of Frederick permits will be required to hunt Dove on Lake Frederick property. (Ord. 698, 9-26-2023)

11-246: QUAIL HUNTING REGULATIONS:

All State of Oklahoma hunting license and regulations along with City of Frederick permits will be required to hunt Quail on Lake Frederick property. (Ord. 698, 9-26-2023)

11-247: TURKEY HUNTING REGULATIONS:

All State of Oklahoma hunting licenses and regulations along with the City of Frederick permits will be required to hunt Turkey on Lake Frederick property. (Ord. 698, 9-26-2023)

11-248: **WILD PIG HUNTING AND TRAPPING RESTRICTIONS AND REGULATIONS:**

- A. All State of Oklahoma hunting licenses and regulations along with the City of Frederick permits are required to hunt or trap wild pigs on Lake Frederick property.
- B. Wild pig hunting will NOT be permitted between sunset and sunrise on Lake Frederick property. (Ord. 698, 9-26-2023)

11-249: **DEER HUNTING RESTRICTIONS AND REGULATIONS:**

- A. All State of Oklahoma hunting licenses and regulations along with City of Frederick permits are required to hunt deer on Lake Frederick property.
- B. Hunting on Lake Frederick property will be archery only.
- C. No food plots will be permitted on Lake Frederick property.
- D. All deer stands must be removed after the official end of deer season of each year. (Ord. 698, 9-26-2023)

11-250: **PENALTY:**

Violation of any provision of this chapter shall be a misdemeanor punishable as provided in Section 1-108 of this code. (Ord. 698, 9-26-2023)

February 2024

CHAPTER 3
CEMETERIES

SECTION:

- 11-301: Appointment Of Sexton
 11-302: City Clerk To Keep Record Of All Certificates
 11-303: Unlawful To Trespass Thereon Or Injure Any Property Within
 11-304: Unlawful To Build Private Fence Or Enclosure
 11-305: Burial Unlawful Within City Limits
 11-306: Hours Of Cemetery Operation
 11-307: Rules Governing Cemetery Adopted
 11-308: Rules Governing Park Lawn Addition (Section 5)
 11-309: Fees
 11-310: Penalty

11-301: **APPOINTMENT OF SEXTON¹:** A cemetery sexton may be appointed by the city manager. (Prior Code, Sec. 6-1, as amended)

11-302: **CITY CLERK TO KEEP RECORD OF ALL CERTIFICATES:**
 The city clerk shall keep a record of each certificate to the cemetery lots issued by the city. The record shall show the names of the purchaser, the date of the instrument, the description of the property and the consideration received therefor. (Prior Code, Sec. 6-10)

11-303: **UNLAWFUL TO TRESPASS THEREON OR INJURE ANY PROPERTY WITHIN:** It is unlawful for any person to injure, deface or in any manner trespass upon the cemetery, or to in any way injure any monument, grave, stone, fence, tree, shrubbery, flowers, or any other improvements placed thereon by any person or persons or turn stock loose in any of the roadways in or about the cemetery. (Prior Code, Sec. 6-11)

1. 11 OS § 26-101 et seq.

11-304: UNLAWFUL TO BUILD PRIVATE FENCE OR ENCLOSURE:

It is unlawful for any person or persons to make, build or construct any private fence or enclosure, whether out of wood, iron or any other material, around any private lot or grave within the cemetery. (Prior Code, Sec. 6-13)

11-305: BURIAL UNLAWFUL WITHIN CITY LIMITS: It is unlawful for any person to bury the body of any deceased person within the corporate limits of the city except in a cemetery organized pursuant to state law or city ordinance. (Prior Code, Secs. 11-9, 11-10)**11-306: HOURS OF CEMETERY OPERATION:**

- A. The cemetery will be open for interment from eight o'clock (8:00) A.M. to five o'clock (5:00) P.M. daily with the exception of Sundays and the following holidays: New Year's Day, Memorial Day, the Fourth of July, Labor Day, Thanksgiving and Christmas.
- B. When family hardships or unusual and extenuating circumstances dictate burial on the above excepted days, the city manager may waive the exceptions and permit interment. When immediate burial is required by state law or under the rules and regulations of the board of health, the exceptions shall not apply. An additional fee as set by the council will be added to the regular interment charges for interment on Saturdays, Sundays and all city holidays.
- C. Regular visiting hours shall be from thirty (30) minutes before sunrise to thirty (30) minutes after sunset each day. These hours shall be conspicuously posted at the cemetery and a telephone number shall be available for entry at other times if advanced permission is granted. The city manager is hereby authorized to designate in writing who may grant advanced permission to enter onto the cemetery grounds. Violators of this section will be subject to the provisions of section 11-303 of this chapter. (Ord. 626, 2-25-2003)

11-307: RULES GOVERNING CEMETERY ADOPTED:

- A. The following rules governing the city cemetery are hereby adopted:

1. All monuments and markers are to be placed in line on a solid concrete foundation the length and width of which will be determined by the size of the monument. The base shall extend out from the monument at least four inches (4"). The depth shall be not less than eight inches (8") or have a concrete slab at least six inches (6") thick supported by piers when the monument is not placed over the grave.
2. There shall be no shade trees planted or set out on any lot;
3. No trellis will be permitted on any lot or grave;
4. No fence of any type shall be erected around any grave or lot;
5. No type of curbing will be permitted around graves or lots except in the first addition. All existing curbs will be removed when they begin to deteriorate or become unsightly;
6. No brick or wood curbing around graves or lots will be permitted;
7. No loose shells, rocks, or stones will be permitted on any grave or lot in the future. The city reserves the right to remove any object when such object detracts from the beauty of the cemetery;
8. Engravers shall have a written permit from patrons to do any engraving on any stone, monument, or marker in any part of Memorial Cemetery including Park Lawn or any other addition or annexation;
9. All foot markers shall be installed with the top of each level with the ground;
10. The sizes of stones or markers shall be as follows:
 - a. Twenty four inches (24") or less shall be supported by a single center pier five inches (5") in diameter and eighteen inches (18") in length. All stones and markers exceeding twenty four inches (24") in length shall be supported by two (2) piers (1 at each end) with a five inch (5") diameter and eighteen inches (18") in length when the monument is not placed over the grave; or
 - b. All stones and markers twenty four inches (24") or less shall be supported by six inches (6") of compacted limestone. All stones and markers exceeding twenty four inches (24") in length shall be supported by eight inches (8") of compacted limestone.

The cemetery sexton shall be notified before a stone or marker is installed at the cemetery. The purpose of this notification is for the cemetery sexton to confer in advance with the installer to ensure that all cemetery regulations are conformed to. All installation work must be done between the hours of eight o'clock (8:00) A.M. and five o'clock (5:00) P.M., Monday through Friday. A fee shall be charged for this placement service;

11. All of the rules found in this section shall apply to all markers and stones reset in the future;

12. Blocks A and B of the Crestview Lawn addition, section 6 of the Frederick Cemetery, shall remain closed until this area is needed for development. The declaration of need shall be determined by the city council of the city by motion or resolution;

13. Aboveground markers shall be allowed in the third addition where there is a ten foot (10') grave space and the east end of the space is located adjacent to a cemetery roadway easement; and

14. Double burials (tiering) may be allowed in suitable sections of the cemetery subject to any additional rules or regulations established by resolution or ordinance of the city council. (Prior Code, Sec. 6-15; amd. Ord. 513, 6-25-1985; Ord. 527, 2-24-1987; Ord. 561, 5-14-1991; Ord. 588, 5-9-1995)

11-308: RULES GOVERNING PARK LAWN ADDITION (SECTION 5):

A. The following rules governing Park Lawn addition (section 5) to the cemetery are hereby adopted:

1. No shrubbery, trees, vines, flowers, nor any growing plant shall be placed on any grave, lot, or alley by any person except at the direction of the sexton, and then only to replace the natural sod removed in opening a grave;

2. The sizes of stones or markers shall be as follows:

a. Single: Twenty four inch by twelve inch by four inch (24" x 12" x 4"); or

b. Double: Forty two inch by twelve inch by four inch (42" x 12" x 4");

3. The sexton will mark off property lines before markers are placed;
4. No raised letters will be permitted on stones or markers, except when bronze markers are used, then raised letters will be permitted;
5. All markers will be placed flat with the surface of the ground;
6. All markers will be placed in a straight line on the property line;
7. Markers will be placed on the head of graves on the west end of lot. Markers will be placed at the foot of graves on the east end of lot;
8. Wreaths or sprays of cut flowers and potted plants may remain on graves for a reasonable length of time, four (4) to five (5) days at most;
9. Artificial wreaths or sprays may remain on graves for a period of not more than thirty (30) days. However, all such wreaths or sprays shall be removed at each regular maintenance or grass cutting period;
10. At the end of the times designated in subsection A9 of this section and this subsection, all wreaths, sprays, or potted plants, together with containers, such as urns, cans, easels, etc., may be removed by the caretakers for purposes of maintenance and perpetual care;
11. Caretakers may mow and water the grass at frequent intervals during the growing season in order to keep it as green and beautiful as possible;
12. No curbing or fencing of any kind will be permitted around lots or graves at any time;
13. No mound of earth will be placed on any grave, nor will any member of the deceased's family or any other person be permitted to scrape or remove the natural sod from any grave or lot and replace same with any other type of grass;
14. Surface vaults and grave caps shall not be permitted in the Frederick Cemetery; and

11-308

11-310

15. The rules and regulations set forth above shall be in addition to the general rules set forth in section 11-307 of this chapter. (Prior Code, Sec. 6-16; amd. Ord. 527, 2-24-1987)

11-309: **FEES:** All cemetery fees shall be in such sums as set by the council by motion or resolution. (Ord. 527, 2-24-1987)

11-310: **PENALTY:** Violation of any provision of this chapter shall be a misdemeanor, punishable as provided in section 1-108 of this code. (Prior Code, Sec. 6-18; amd. Ord. 527, 2-24-1987)