

**ORDINANCE NO. 2023-04**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CHEROKEE, OKLAHOMA, AMENDING CHAPTER 11 OF THE CHEROKEE MUNICIPAL CODE 2021, BY THE ADDITION OF A NEW SECTION 11-301 ENTITLED "PRICE SCHEDULE – PARKS", AND BY THE AMENDMENT OF CHAPTER 18 OF THE CHEROKEE MUNICIPAL CODE 2021, BY THE ADDITION OF A NEW SECTION 11-301 ENTITLED "PRICE SCHEDULE – PARKS", SETTING OUT THE CHARGES TO BE MADE FOR RV PARK FEES AND CHARGES, FOOD TRUCK CHARGES, AND SWIMMING POOL FEES AND CHARGES; REPEALER; SAVINGS; CODIFICATION; SEVERABILITY; AND DECLARING AN EMERGENCY

**EMERGENCY ORDINANCE**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHEROKEE, OKLAHOMA:

Section I: Chapter 11 of the Cherokee Municipal Code 2021 is hereby amended to include a new Section 11-301 which shall read as follows:

**Section 11-301 PRICE SCHEDULE – PARKS**

The price schedule to be utilized in all transactions by the city at the Parks shall be as set by the City Council in the city's fee schedule. A copy of the current schedule is on file in the city clerk's office.

Section II: Chapter 18. FEE SCHEDULE of the Cherokee Municipal Code 2021 is hereby amended by the addition of a new Section 11-301 which shall read as follows:

**Section 11-301 PRICE SCHEDULE – PARKS**

**RV PARK FEES AND CHARGES**

**RV PARK RATES:**

**30 AMP SERVICE (UP TO 35') \$20 PER NIGHT, \$450 PER MONTH**

**50 AMP SERVICE (UP TO 45') \$30 PER NIGHT, \$750 PER MONTH**

**50 AMP SERVICE (OVER 45') \$40 PER NIGHT, \$1,000 PER MONTH**

**FOOD TRUCK RATES:**

**30 AMP SERVICE – FOOD TRUCK (UP TO 35'), \$20 PER NIGHT, \$300 PER MONTH, OR \$3,000 ANNUAL RENTAL FEE.**

**50 AMP0 SERVICE- FOOD TRUCK (UP TO 45'), \$30 PER NIGHT, \$500 PER**

MONTH, OR \$5,000 ANNUAL RENTAL FEE.

SWIMMING POOL FEES AND CHARGES

A. Daily Fees:

<u>Under age 12</u>	<u>\$1.00</u>
<u>18 years and older</u>	<u>\$2.00</u>

Annual Fees:

<u>Family Pass (two adults, two children of the same household)</u>	<u>\$100.00</u>
<u>Each additional child of the same household</u>	<u>\$10.00</u>

B. Private Use of the Pool:

The pool may be leased to private person for parties upon the approval of the City Manager for \$40.00 plus payment for two lifeguards @ \$10.00 per hour.

Section III. REPEALER. The similar language found in Chapter 18, Section 11-211, Subsection 12 and all ordinances or parts thereof which are inconsistent with this ordinance are hereby repealed.

Section IV. SAVINGS CLAUSE. Nothing in this ordinance hereby adopted shall be construed to affect any suit or proceeding now pending in any court, or any rights acquired, or liability incurred nor any cause or causes of action accrued or existing, under any act or ordinance repealed hereby. Nor shall any right or remedy of any character be lost, impaired, or affected by this ordinance.

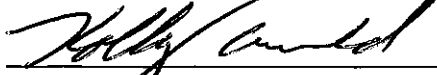
Section V. CODIFICATION. This ordinance shall be codified as herein provided.

Section VI. SEVERABILITY. If any one or more of the sections, sentences, clauses or parts of this ordinance, chapter or section shall for any reason be held invalid, the invalidity of such section, clause or part shall not affect or prejudice in any way the applicability and validity of any other provision of this ordinance. It is hereby declared to be the intention of the City Council of the City of Cherokee that this section of the Cherokee Municipal Code would have been adopted had such unconstitutional, illegal, or invalid sentence, clause, section, or part thereof not been included herein.

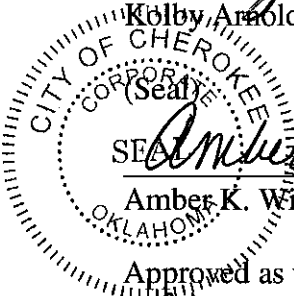
Section VII. EMERGENCY. WHEREAS, it being immediately necessary for the preservation of the peace, health, safety and public good of the City and the inhabitants thereof that the provisions of this Ordinance be put into full force and effect in order to provide for new food truck rates and charges and to place park fees and charges in their own sections in Chapter 11 and Chapter 18; By reason whereof, this Ordinance shall take effect and be in full force and effect after its passage, as provided by law.

Approved and executed this 9 day of August 2023.

THE CITY OF CHEROKEE, OKLAHOMA

  
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Kolby Arnold, Mayor



ATTEST:

  
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Amber K. Wilhite, City Clerk

Approved as to Content:

  
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Chad Roach, City Manager

Approved as to Form and Legality:

  
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Bryce S. Kennedy, City Attorney