

Rio Vista Community Park

8866 West Thunderbird Road, Peoria, AZ

Free Speech Table Set-Up

1. All walkways must remain accessible pursuant to the Americans with Disabilities Act
2. No tables or chairs can be set up in landscaped areas
3. No free speech in areas where patrons have paid to participate or spectate
4. No tables or chairs can be set up in walking paths
5. Free Speech area can include one small table and chair ONLY

LEGEND

 ENTRY	 RAMADA
 PARKING	 RESTROOMS & CONCESSIONS
 RESTROOMS & CONCESSIONS	 SPLASH GROUND
 SKATE COURT	 PLAYGROUND
 SAND VOLLEYBALL COURTS	 WATER FOUNTAIN
 FREE SPEECH ZONE	



City of Peoria
COMMUNITY SERVICES

For more information, call 623.773.7137
or visit www.peoriaaz.gov/riovista

SECTION 7. Section 18-68 of the Peoria City Code (1992) pertaining to Parks; advertising, assemblage, entertainment shall be amended to read as follows:

Sec. 18-68. Parks; advertising, assemblages, entertainment, sales, free speech and non-public forum areas.

(a) No person shall post, paint, affix, distribute, deliver, place, cast or leave about, any sign, poster, billboard, placard, ticket, handbill, circular, advertisement, or notice of any kind in a park and recreation area except as provided in this section.

(1) A person may hand printed materials, including flyers, directly to another person who willingly accepts them.

(2) A person may place printed materials, including flyers, on vehicles temporarily parked at a park and recreation area if the person is the owner of the vehicle or first has secured in writing the consent of the vehicle owner. The burden shall be on the person to provide evidence of consent.

(3) Any person who posts, paints, affixes, distributes, delivers, places, casts, or leaves about any sign, poster, billboard, placard, ticket, handbill, circular, advertisement, or notice of any kind in a park and recreation area, regardless of whether such action is done in violation or compliance with this Section, shall be liable to reimburse the City for any verified costs incurred by the City associated with the removal of any litter created by such action.

(b) No person in a park and recreation area shall do any of the following without a permit, provided that no permit shall be required for any action or event sponsored by the City.

(1) Display any advertising signs or other advertising matter, provided that a sign attached to a vehicle to identify the vehicle, or a sign lawfully on a taxi or bus, is not prohibited.

(2) Operate for advertising purposes any musical instrument, soundtrack or drum.

(3) Attach any other materials, signs or other objects to any area or facility. The only exception is the tethering of a piñata with the reservation of a ramada.

(4) Hold public assemblages. A public assemblage is an organized activity where individuals are invited to attend and participate in organized activities using the facilities of the park and recreation area. All activities where more than 25 persons are participating are presumed to be public assemblages.

(5) Conduct exhibitions, festivals or events advertised and open to members of the general public.

(6) Offer for sale any article in any park or recreation area, without obtaining a City business or sales tax license and permit from the Community Services Department as a concessionaire and pay all required fees.

a. "Offer for sale" shall mean the selling, vending, peddling or transfer of possession of an item for a price, something of value, or minimum stated donation. "Offer for sale" includes offering goods or services by sample or taking orders for future delivery, with or without accepting advance payment for the goods or services.

b. The unauthorized use of any park and recreation area for commercial purposes is prohibited. "Commercial purpose" means offering to sell any goods or services or otherwise advertising or conducting a business or any portion of a business, whether or not for profit or not-for-profit.

c. This Subsection shall not apply to the sale of newspapers, books, brochures or other printed item that have imprinted on them a political, religious, philosophical or ideological message relevant to the purpose of the organization selling the item.

(7) Conduct organized sports activity, including practices, games or clinics, as a sole proprietor or a representative of a private organization.

(c) The Community Services Director shall designate on a map, that shall be available to the public, one or more locations at each park and recreation area as "free speech areas" where a person or group may set up temporary tables for the sole purpose of engaging in core free speech expressive activities, such as gathering signatures, distributing informational leaflets, proselytizing, or selling message-bearing merchandise in compliance with other provisions in this Code.

(d) The Director of the Community Services Department may designate on a map, that shall be available to the public, locations at park and recreation areas that are "non-public forum areas" where core free speech expressive activities may be restricted due to legitimate governmental concerns. Generally such areas will include ramadas, playground areas, sport playing fields and courts, skate parks, and swimming pools. The Director may designate a location as a non-public forum area only if activities at the location would create one or more of the following conditions:

(1) Cause injury or damage to park and recreation area resources;

(2) Unreasonably impair the atmosphere of peace and tranquility maintained in certain park and recreation areas;

- (3) Unreasonably interfere with interpretive, visitor services, or other program or administrative activities of the City;
 - (4) Substantially impair the operation of City facilities or contractors; or
 - (5) Present a clear and present danger to the public health and safety.
- (e) Violation of this section shall be deemed to be a civil infraction and shall be punished by imposition of a civil sanction not to exceed two hundred and fifty dollars (\$250.00) in accordance with Chapter 15 of this Code.