

Public Review Draft  
9/12/2022

**AN ORDINANCE  
REGULATING THE USE  
OF THE PARKS, FACILITIES AND PROPERTIES  
OWNED OR CONTROLLED BY  
THE CHAMPAIGN PARK DISTRICT**



**CHAMPAIGN PARK DISTRICT  
ORDINANCE NO. 661**

**AN ORDINANCE REGULATING THE USE OF PARKS,  
PROPERTIES AND FACILITIES OWNED OR CONTROLLED  
BY THE CHAMPAIGN PARK DISTRICT**

**WHEREAS**, the Champaign Park District (hereinafter referred to as, "Park District") is an Illinois Municipal corporation operating within territory predominantly in the City of Champaign, Champaign County, Illinois; and

**WHEREAS**, it is reasonable, necessary and desirable for the Park District to establish rules and regulations in order to provide for the safe, effective and peaceful use of its parks; and

**WHEREAS**, it is reasonable, necessary and desirable for the Park District to establish rules and regulations in order to provide for the governance, protection and preservation of the property, facilities and resources of the parks; and

**WHEREAS**, the Park Board of Commissioners has determined that it has become necessary and desirable to update the prior Ordinance so as to clearly reflect changes in law, circumstances and the needs of the Park District; and

**WHEREAS**, Ordinance No. 10 Regulating Parks was first adopted July 31, 1958 and the most recent adoption was Ordinance 618 on December 14, 2016. The eleven updated adoptions between those two dates, are hereby repealed effective as of the date of the adoption of this Ordinance.

**WHEREAS**, the Park Board has determined it is in the best interests of the Park District to adopt this ordinance and regulations and restrictions, being Exhibit "A" in its entirety, and incorporated herein as if set forth in full as the Ordinance Regulating the Use of Parks, Properties and Facilities Owned or Controlled by the Champaign Park District.

**BE IT ORDAINED BY THE BOARD OF PARK COMMISSIONERS OF THE CHAMPAIGN  
PARK DISTRICT THAT:**

**SECTION 1. ADOPTION:** That the provisions contained in the Ordinance and being Exhibit "A," appended hereto and expressly made a part thereof, be and the same are hereby adopted as the "Ordinance Regulating the Use of the Parks, Properties and Facilities Owned or Controlled by the Champaign Park District" within the Champaign Park District, Champaign County, Illinois.

**SECTION 2. SEVERABILITY:** The various provisions of this Ordinance are to be considered as severable and if any part or portion of this Ordinance shall be held invalid by any court of competent jurisdiction, such holding or decision shall not affect the validity of the remaining provisions of this ordinance which shall remain in full force and effect.

**SECTION 3. REPEAL OF PRIOR ORDINANCES:** All prior ordinances and resolutions in conflict or inconsistent herewith are hereby expressly repealed.

**SECTION 4. EFFECTIVE DATE:** This Ordinance shall be effective immediately upon its passage, approval, publication as provided by applicable law.

PASSED AND APPROVED this \_\_\_\_\_ day of \_\_\_\_\_.

\_\_\_\_\_  
President

**ATTEST**

\_\_\_\_\_  
Secretary

**EXHIBIT “A”**

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## CHAPTER 1 – DEFINITIONS

### Section 1 – Authority

The Champaign Park District was first organized as a Township Park District in 1911 and was reorganized by referendum as a General Park District in 1955. The Park District is a separate political subdivision of the State of Illinois and as such is not subservient to any local form of government. The Park District abides by federal, state, and local laws and is guided by the Park District Act and Park District Code of Illinois. The Park District is governed by an elected, five-member Board of Commissioners.

### Section 2 – Purpose

Champaign parks are for use by the general public in accordance with federal, state and local law. One of the functions of the Park District is to acquire, protect, restore, develop and maintain a well-balanced park system with scenic, ecological, recreational, cultural and historic values for the inspiration, education, and use by the public. This Ordinance is intended to help accomplish this function, as well as to regulate the use of, and protect the parks and properties maintained by the Park District in order to provide for the safety and enjoyment of park, facility, trail and program users.

### Section 3 – Short Title

The ordinance regulating the use of the parks and properties owned or controlled by the Champaign Park District, Champaign, Illinois; providing for conduct and enforcement; and providing penalties for the violation of its provisions shall be known and may be cited as the “User Policies for Parks, Properties and Facilities of the Champaign Park District.”

### Section 4 – Definitions

For the purpose of the definitions within this Ordinance, the following terms, phrases, words and their derivations shall have the meaning given herein. When not inconsistent with the context, words used in the present tense include the future; words in the plural number include the singular number and words in the singular number include the plural number; words importing the masculine or feminine gender shall be gender neutral. The word “shall” is always mandatory and not merely directory.

- A. “Alcoholic Liquor” and “Alcohol” is defined as provided in the Illinois Liquor Control Act of 1934 (235 5/1-3.05) and as amended thereafter.
- B. “All Terrain Vehicle” is any motorized off-highway device 50 inches or less in width, having a manufacturer’s dry weight of 600 pounds or less, travelling on three (3) or more low-pressure tires, designed with a seat or saddle for operator use and handlebars of steering wheel for steering control.
- C. “Astronomical Dusk” or “Dusk” will be when the Sun’s position is 18 degrees below the horizon in the evening.
- D. “Area(s)” means a specified place within a park, facility or program.
- E. “Authorized Agent” or “Authorized Personnel” is any person or group granted authority by the Champaign Park Board and/or Executive Director.

- F. "Bicycle" is every device propelled by human power upon which any person may ride, having two, three or four wheels, except scooters and similar devices. Low-speed electric bicycles equipped with fully operational pedals and an electric motor of less than 750 watts (1 horsepower) whose maximum speed when powered solely by such a motor is less than 20 mph shall be considered a bicycle and all regulations as such shall apply.
- G. "Camping" shall include the erecting of a tent or shelter of natural or synthetic material, preparing a sleeping bag, hammock, or other bedding material for use, setting up any temporary or permanent camping equipment including without limitation food preparation equipment, and parking of a motor vehicle, motor home or trailer, or mooring of a vessel, for the apparent purpose of overnight occupancy.
- H. "City" is the City of Champaign, Illinois.
- I. "Controlled Substance" is defined as provided in the Illinois Controlled Substances Act (720 ILCS 570/102) and as amended thereafter.
- J. "District Waters" shall include all water located on or adjacent to or flowing over land owned, leased, or generally administered or operated by the Champaign Park District, including without limitation all natural or man-made lakes, rivers, creeks, streams, ponds, lagoons, bays, wetlands and drainage ways.
- K. "Emergency Vehicles" include all private, municipal, state or federal ambulances, fire trucks, law enforcement, fire and emergency management cars and trucks, and other vehicles used to protect the public's health, safety, and welfare.
- L. "Employee" shall mean any employee on the payroll of the Champaign Park District, employed to perform special duties and tasks as described by the Park District Personnel Policy, job descriptions and the Park Board.
- M. "Exclusion of others" shall mean a use or behavior that disrupts or prevents lawful general use or permitted use by others in a particular area or structure within a park or facility.
- N. "Executive Director" is the person appointed and designated by the Park Board to administer the policies established by the Park Board.
- O. "Facility" is any property or infrastructure, owned, leased, controlled or maintained by the Champaign Park District, such as, but not limited to a building, trail, pool and restrooms.
- P. "Minibike", "Motorized Scooter", "Motorcycle" and "Trailbike" is any motor vehicle which is self-propelled by power obtained by the combustion of gasoline or other combustible fuel, which is designed with a seat or saddle for the use of the rider and is designed to travel mostly off-road on not more than three (3) wheels.

- Q. "Motorized Quadricycle" is a four-wheeled, two axel vehicle that is self-propelled by power obtained by the combustion of gasoline or other combustible fuel.
- R. "Neighborhood Electric Vehicle (NEV)" are vehicles that fall in the United States Department of Transportation classification of battery powered, low-speed transportation that have a top speed of twenty-five miles an hour and a maximum loaded weight of 3,000 pounds.
- S. "Park" is any park or property owned, leased or controlled by the Champaign Park District, such as play field, playground, body of water or any other area or facility in the Park District devoted to active or passive recreation.
- T. "Park Board" is the Board of Commissioners of the Champaign Park District by which all policy matters are established pertaining to the Park District.
- U. "Park District" is the Champaign Park District of Champaign County, Illinois including its parks, properties, leased areas, facilities, buildings, Park Board, employees, volunteers and agents.
- V. "Park Security" are the paid or volunteer individuals providing regulatory enforcement for the Champaign Park District.
- W. "Person(s)" shall mean any natural person, firm, partnership, association, corporation, governmental unit, company, entity or any organization of any kind.
- X. "Police Officer" or "Law Enforcement Officer" is any individual trained in the methods of law enforcement and authorized to maintain peace, safety, and order.
- Y. "Pollution" is the contamination or other alteration of the physical, chemical, or biological properties of park waters or land, including changes in the temperatures, taste, color, turbidity or odor of park waters or any discharge of any liquid, gas, solid, or other substance into or onto park waters or property that will or is likely to create a public nuisance or render such waters or property harmful or detrimental to the public health, safety or welfare, or to domestic, recreational or other beneficial uses, or to wild animals, birds, fish or other aquatic life.
- Z. "Property" includes any owned, leased or borrowed, lands, waters, buildings, equipment, facilities, amenities or possessions of the Champaign Park District.
- AA. "Smoking" is the lighting of cigarettes, cigars, pipes or other tobacco products or plant-based product, the use of vaping devices or electronic cigarettes, the carrying of lighted cigarettes, cigars or pipes, or the intentional and direct inhalation or exhalation of smoke from these objects.
- BB. "Snow Mobile" is any motor-propelled vehicle designated for travel on snow or ice in a natural terrain, steered by wheels, skis or runners.



- CC. "Overnight" means the time when the park or facility is officially closed until it opens the following day.
- DD. "Parking Area" means any designated park or any park road or drive, or special area contiguous thereto that is set apart for the standing or stationing of vehicles as deemed by the Park District.
- EE. "Permit" means the written permission of the Park District that must be obtained and possessed to engage in a specific activity.
- FF. "Plant" includes any living or dead tree, shrub, herb, grass, fern, wildflower, moss, domesticated flower or similar vegetation.
- GG. "Posted" means any notice which is permanently or temporarily displayed whether through a sign in a park, Park District building, entrance to a park, or is available at the Administrative Office; the location being at the discretion of the Park District.
- HH. "Property" wherever used means any lands, waters, facilities or possessions of the Park District, whether in fee, as a leasehold or by management agreement.
- II. "Vehicle" or "Motorized Vehicle" means any device in, upon, or by which any person or property may be transported, in addition to any device or conveyance on the land using wheels or belt-type track or tracks, skids or skis and propelled by an engine or motor and includes such land conveyances that are able to float and operate on water, except devices moved by human power alone.
- JJ. "Watercraft" or "Vessel" means any device or conveyance utilized on water whether propelled by motor, engine, wind or human power. The terms include, but are not limited to, any boat, canoe, kayak, innertube, paddle board or raft.
- KK. "Waters" or "Waterway" means the lakes, ponds, sloughs, streams, lagoons, wetlands, marshes, or rivers within the jurisdiction of the Park District.
- LL. "Wildlife" includes any waterfowl, insect, mammal, amphibian, reptile, fish, bird or the young or eggs thereof and similar organisms.

**Section 5 – Construction of Document**

In the interpretation of this Ordinance, its provisions shall be construed as follows:

- A. Where the context permits, words in the masculine or feminine gender shall be gender neutral; words used in the present tense include the future; and words in the singular number shall include the plural number.
- B. The word "shall" is always mandatory and not merely directory.
- C. The word "may" is always permissive and upon the discretion of the Park District.

- D. This Ordinance is in addition to and supplemental to all applicable state, federal, local, and Park District laws, ordinances, rules, and regulations including without limitation the Park District Code (70 ILCS 1205/1-1 et seq.).
- E. The meaning of any term, phrase, or word not otherwise defined in this Ordinance shall be construed and interpreted to mean the same as said term, phrase, or word is otherwise defined, construed or interpreted in such applicable federal, state, local, or Park District laws, ordinances, rules, or regulations.
- F. The meaning of any term, phrase, or word not otherwise defined in this Ordinance or in such applicable federal, state, local, or Park District laws, ordinances, rules, or regulations shall retain its ordinary and properly understood meaning.
- G. The descriptive headings of the various sections or parts of this Ordinance are for convenience only and shall not affect the meaning or construction, nor be used in the interpretation of any provision of this Ordinance.
- H. An attempt to commit an act or engage in an activity prohibited under this Ordinance shall likewise be deemed prohibited in the same manner as the commission of such act or the engaging in such activity and subject to the same penalties.

**Section 6 – Scope**

This Ordinance shall apply to and be enforceable within and upon all Park District Property, and shall regulate the use thereof by all Persons. However, no provision hereof shall make unlawful any act necessarily performed by any officer, employee or agent of the Park District or Law Enforcement Officer, when acting within the scope of his authority or in his line of duty, or any other Person summoned by such person to assist him.

## CHAPTER 2 – PUBLIC USE

### Section 1 – Public Use

No Person shall use any Park District Property for an event or activity that is not conducted or sponsored by the Park District unless a Permit has first been obtained from the Park District in accordance with this Ordinance and/or a license agreement had been executed with the Park District. All Persons using Park District Property shall comply with the provisions of this Ordinance and with the provisions and conditions of the Permit and/or license agreement and with all other applicable policies, rules, and regulations of the Park District or any other agency that has regulatory authority over the Park District regarding the use of Park District Property. All permits have timelines and deadlines.

### Section 2 – Hours of Use

- A. All Parks of the Park District shall be closed to the public from either astronomical dusk or 11:00 p.m., prevailing local time until dawn or 5:00 a.m., prevailing local time, on the following morning unless otherwise posted.
- B. All Facilities of the Park District shall be opened to the public as posted. Facility opening times may vary depending on use and season.
- C. All persons, except employees of the Park District whose duties require their presence, shall not remain in a park or facility when it is not open to the public, without a permit from the Park District.
- D. The Executive Director or their designee may close Park District properties or facilities, or any part thereof, to the public at any time and for any interval of time, either temporarily or at regular intervals as deemed reasonably necessary, or for the public's health, safety or welfare, or as otherwise deemed is in the best interest of the public and/or the Park District.

### Section 3 – Outdoor Permits

- A. No person shall conduct, operate, present, manage or take part in the following activities in a park unless a permit is obtained from the Park District or its authorized agent prior to the start of the activity. Permits are required for the following activities:
  - 1. Basic Picnics / Gatherings
    - a. Basic picnic permits are composed and issued when at least twenty-five (25) persons but no more than one-hundred (100) persons are gathered within a Park District park. A basic picnic permit is a private event that may feature special use items. Examples include: family reunions, birthday parties, graduation parties, barbecues, gatherings and meetings. These permits are designated for Open Spaces, Pavilions and Shelters.
  - 2. Park Use Permits
    - a. Park Use permits are issued for small and large events in Champaign Park District parks that provide recreational, cultural, educational, and health benefits to the local community and residents. Park Use permits could be issued to individuals, governmental agencies, commercial organizations, non-profits, local municipalities, or other departments, and include but are not

limited to concerts, festivals and fairs, markets, cultural events, celebrations, recreational activities, races, car shows, and other community events. The event may feature live entertainment, arts/crafts and services for sale. The event may be free to the public or a private event. Filming and Photography permits are classified as a Park Use Permit.

3. Wedding Permits / Receptions

- a. Wedding permits are issued to any ceremony, reception, or gathering. All wedding permits are restricted to Park District signature parks (Centennial Park, Hessel Park, West Side Park, and Douglass Park). Wedding permits are private events that may feature special use items. Permits will be issued to specific areas of each Park.
- b. Weddings, receptions, or gatherings may include the use of photography and filming without requiring an extra photography and videography permit.

4. Research Permits

- a. All researchers conducting investigations on Park District property are required to obtain a Research permit to gain access to Park District parks before beginning any project. These research investigations, by nature, are to be completely noninvasive to the Park District properties, leaving no materials or equipment in the parks after a project has completed. Research may not substantially interfere with park operations or patron enjoyment unless approved by authorized employees.

B. Special Use Items

1. Trash

- a. The Park District may require the applicant to furnish additional sanitary fees dependent upon size and location of the event or rental.

2. Electric/Water

- a. The Park District may require additional fees if the applicant requests electricity or water usage for the event or rental. Possible fees will be calculated prior to issuance of a permit.

3. Inflatable Amusement Devices

- a. Additional fees shall be charged for inflatable amusement devices that are placed within designated parks. This fee includes the electric usage.

4. Tents

- a. Additional fees shall be required for any tents that are staked into the ground.

5. Vendors

- a. If any applicant is requesting to sell food, non-alcoholic beverages, or any other items at the proposed event or rental, it shall be necessary for the applicant to obtain a permit from the Champaign Urbana Public Health Department. If the vendor is requesting to sell or distribute alcoholic beverages, there is no guarantee that permission will be granted and vendors shall be required to obtain additional permitting and additional insurance coverage. If a vendor intends to earn a profit at the event, an additional fee may be required.

6. Food Trucks

- a. If any applicant requests a food truck, a Certificate of Insurance is required that lists the “Champaign Park District and any of its commissioners, directors, officers, employees, agents, representatives, and volunteers” as additionally insured. Food Trucks shall not be parked on any grass areas within the Champaign Parks without written consent. The location of the food truck shall be approved by the Park District prior to the event.
7. Porta-Potties
  - a. The use of Porta-potties is permitted as a special use item. Employees will specify the exact location of the Porta-potty prior to the event. To acquire a Porta-potty as a special use item, the renter shall use an approved vendor of the Champaign Park District.
8. Firepit Usage
  - a. Firepit usage is restricted to Kaufmann Lake in the designated areas.
9. Picnic Tables
  - a. Picnic tables are available for rentals with additional associated fees.
10. Grills
  - a. Personal grills may not be brought into parks without permission and may have additional associated fees.

C. Additional Requirements

Additional requirements for issuance of the permit may include, but are not limited to:

1. Requiring the applicant to provide a refundable deposit or security deposit for the repair of any damage to Park District property, clean-up costs, or both.
2. Requiring proof establishing the amount of liability insurance required, requiring indemnification and hold harmless or requiring a certificate of insurance listing the Park District and any of its commissioners, directors, officers, employees, agents, representatives, and volunteers as additionally insured, and adhering to the Park District's risk management rules and regulations for safe operation.
3. Requiring the applicant to provide additional security personnel at their own expense, as determined by the Park District. An applicant may be required to hire City of Champaign police officers to provide security for an activity or event at their own expense.
4. Requiring the applicant to apply for a special permit through the City of Champaign for any event requesting loud music, speakers or amplifiers and residential block parties or road closures. All permit requests must be submitted at least 30 days prior to the date of the event.

D. Terms for Acquiring Permits

1. Standards for Issuance: The Park District or its authorized agent shall issue a permit hereunder when it finds:
  - a. The proposed activity or use of the parks shall not interfere with or detract from the general public's use and enjoyment of the park and surrounding property or facilities.
  - b. That the proposed activity and use will not interfere with or detract from the promotion of public health.

- c. That the proposed activity or use is not anticipated to incite violence, crime, or disorderly conduct.
  - d. That the proposed activity will not entail unusual, extraordinary or burdensome expense or police operation or Park Security by the Park District or expose it to extraordinary liability.
  - e. That the facilities desired have not been reserved for other use on the day and time sought in the application.
  - f. That the proposed activity is compatible with the type of park, size, and character of the area or waters involved and the facilities available; that adequate parking is available and that it is not expected to cause irreparable harm or extreme damage to the natural environment of the park.
  - g. That the proposed activity does not include unattended displays.
2. Issuance of a Permit: Permits will only be issued after all necessary paperwork is submitted, including but not limited to: Certificates of Insurance, Food Permits, and City Property Permits. Once the Park District approves a permit the applicant must pay all necessary fees and charges before the permit is issued. All fees are due upon reservation. A permit is not transferable or assignable from the applicant to any other person without the permission of the Park District. The permit holder must make the permit available for inspection by any Law Enforcement Officer or Park District employee on the date for which the permit or activity is being held, in order to ascertain compliance with the terms and conditions of the permit.
  3. Effects of Permits: A permittee shall be bound by all Park District rules, regulations, and applicable ordinances, federal, county, and local laws which are incorporated by reference into each permit.
  4. Liability of Permittee: The person or persons to whom a permit is issued shall be liable for any loss, damage or injury to person or property sustained by anyone to whatever extent by reason of the acts or omissions of the person or persons to whom such permit shall have been issued.
  5. Revocation: The Park District shall have the right and authority to revoke a permit without refund upon finding a violation, of any rule, regulation, or ordinance; violation of any term or condition of the permit, including failure to produce the permit for inspection upon request of any law enforcement officer or Park District employee; providing false or misleading information on the application for the permit; or upon good cause shown as determined within the sole reasonable discretion of the Park District.

#### **Section 4 – Lost, Found and Abandoned Property**

- A. No Person shall abandon any personal property on Park District property.
- B. Property left unattended for longer than twenty-four (24) hours or unattended property that interferes with any Park visitor's safety or the orderly management of the Park area, or presents a threat to Park resources may be impounded or removed by the Park District or their designee at any time. Property so impounded shall not be returned to the owner(s) thereof until such Person(s) provides the Park District with acceptable proof or evidence of ownership and until such Person(s) has reimbursed the Park

District in full for all costs and expenses associated with the impounding, removal, storage, or other disposal of the property.

- C. Any motor vehicle towed and/or impounded shall be disposed of in accordance with applicable Illinois law.
- D. Any Person finding lost or unattended property on Park District Property shall report the discovery to the Park District as soon as is practicable. Whenever a Park District Employee or agent finds lost or unattended property on Park District Property, they shall report the discovery to their supervisor. The Park District will attempt to make every reasonable effort to locate the owner(s) of the property.

All found items that are not impounded in accordance with subsections 2 and 3 above, shall be kept for no more than ninety (90) days. After ninety (90) days, items become the property of the Park District at which time they can be discarded, donated, destroyed, sold, or kept for use by the Park District.

## CHAPTER 3 – PROTECTION OF PROPERTY AND NATURAL RESOURCES

### Section 1 – Destruction or Misuse of Property and Structures

No person upon or in connection with any property of the Park District shall commit or attempt to commit any of the following acts without the prior written permission of the Executive Director or their designee:

- A. Destroy, deface, paint, alter, damage, break, move, dig, excavate or remove any monument, stone, marker, benchmark, stake, post or blaze marking or designation of any boundary line, survey line or reference point.
- B. Cut, break, carve, mark upon, move to an unsafe location or otherwise damage, destroy or remove any thing or object on or upon Park District property without written permission from the Park District.
- C. Deface, destroy, cover, damage, change, move to an unsafe location or remove any placard notice, or sign, or parts thereof, posted or exhibited by the Park District to announce the rules, regulations and warnings, rentals, warning signs or any other information to the public necessary or desirable to the proper use of the park or park property.
- D. Damage or change in any way, or cause to no longer be fully functional any electronic or technological device on Park District property.
- E. Damage or change in any way, or cause to no longer be fully functional, any device, machine, piece of equipment, alarm or structure on Park District property that is owned or operated by an independent contractor, vendor, or volunteer.
- F. Construct or erect any building, slab, fence, obstruction or structure of any kind or character whatsoever, whether permanently or temporarily, without written permission from the Park District.
- G. Run or string any public utility into, upon or across a park, whether temporary or permanently without the written permission from the Park District.
- H. Take, appropriate, excavate, injure, destroy, sell or remove any historical or prehistorical ruin or parts thereof, or any object of antiquity, without written permission from the Park District.
- I. Use property in such a way as to render it unavailable to the general public for its intended use, to cause a hazard to public safety or to damage or destroy such property.
- J. Occupy or inhabit, or cause to be occupied or inhabited, any barn, shed, or other structure, or use for storage or cause to be used for the storage of any goods, any barn, shed or other structure without written permission from the Park District.
- K. Enter into or upon any park area or structure closed or posted against trespass, without written permission from the Park District. Such structures or areas may be, but are not



limited to, construction areas, work safety zones, equipment or material storage structures or area, workshops or stations, or areas undergoing reforestation or other soil or vegetative treatment, or areas, hazardous to the public safety or health.

- L. Tamper with in any manner, enter or climb upon, weaken, destroy, damage, or remove anything from any park vehicle, watercraft, machine or implement.
- M. Misuse any refuse container or receptacle by depositing into it any hot coals or other hot, burning, or chemically reactive substances, or by depositing into it any garbage, trash, refuse or other unwanted material that was not gathered on the site in the course of normal, lawful use of park facilities.
- N. Bring into, leave behind or dump any material of any kind, whether waste or otherwise, in the parks, waters, or facilities, except refuse, and other material arising from the normal use and employment of a permitted activity, provided such material is properly deposited in receptacles designed for such purposes. Where receptacles are not provided, all such rubbish or waste shall be carried away from the park by the person responsible for its presence, and properly disposed of elsewhere. Any material of any kind shall not be left or deposited within or near the parks so as to pollute Park District land, waters, or air coursing through or over the parks or otherwise interfere with proper use and enjoyment of the park.
- O. Bring into, throw, cast, drop, and deposit or otherwise leave or lay down any smoke bomb, tear gas, incendiary device, firework, offensive smelling or disabling agent or compound on Park District Property.

**Section 2 – Destruction or Misuse of Natural Resources**

No person upon or in connection with any property of the Park District shall commit or attempt to commit any of the following acts without the prior written consent of the Executive Director or their designee:

- A. Cut, remove, uproot, pick, saw, chop, carve, injure or wantonly destroy any tree, bush, shrub, flower or plant, whether alive or dead, or chip, blaze, box, girdle, trim or otherwise efface or injure any tree, shrub or bud, or break or remove any branch or foliage thereof or pick or gather any seed of any tree or other plant unless necessitated by the performance of restorative maintenance, or construction work pursuant to contract with the Park District or by its written permission.
- B. Drive any nail, staple or attach or fasten any wire, rope, or device to any tree or plant, or tie or hitch any animal to any tree, plant or bush without written permission from the Park District.
- C. Climb any tree, or walk or climb upon, any park property not designated or normally used for such purposes.
- D. Remove or cause to be removed any sod, earth, downed timber, rock, sand or gravel, or remove or cause to be removed any other natural material from Park District

property unless necessitated by the performance of restorative maintenance, or construction work pursuant to contact with the Park District or by its written permission.

- E. Hunt, trap, collect, molest, wound, poison, kill, feed or attempt to hunt, trap, molest, poison, kill or feed any animal, bird, or reptile, or disturb any nest, lair, den or burrow of any animal bird or reptile, without written permission from the Park District.
- F. Fish in any waters of the Park District, except in waters designated by the Park District for fishing, and then under such laws, or regulations as may be promulgated by the State of Illinois.
- G. Gather, trap or collect any natural material for the purpose of research, profit or sale, without the written consent of the Park District, and then under such laws, or regulations as may be promulgated by the state and federal laws.
- H. Release or cause to be released any wild, or domestic animal, bird, fish or reptile, or distribute the seed or spores of any flowering or non-flowering plant into or upon park lands or waters, without written permission from the Park District.
- I. Ride, lead or allow to be loose upon park premises, any horse, pony or other riding animal, except in areas designated for riding by posted signs and with written permission from the Park District.
- J. Use or cause to be used any chemical or biological pesticide or any other substance, measure or process designated to alter the anatomy or physiology of any organism for the purpose of directly manipulating their populations, without written permission from the Park District or authorized its agent and then only in compliance with all applicable laws regulations or as may be promulgated by the State of Illinois.

### **Section 3 – Contraband**

All animals, plants, birds, fish or reptiles, or parts thereof, killed, captured, trapped or taken or bought, sold or bartered or had in possession contrary to any provisions of this ordinance or applicable laws or regulations of the State of Illinois or the United States of America, shall be and are hereby declared contraband and, as such, shall be subject to seizure by any police officer or employee of the Park District.

### **Section 4 –Misuse of Fire**

No person shall upon or in connection with any property of the Park District:

- A. Set fire, or cause to be set on fire, any tree, brush, grassland, meadow, prairie, slash, refuse container or structure unless necessitated by the performance of park maintenance, or pursuant to authorized conduct within the Park District.
- B. Build a fire anywhere, for any purpose, except in provided grills, or in appropriate receptacles. Fires shall be limited to cooking fires in designated areas or fires in a fire pit as authorized by the Park District. Fuels used in fires shall not produce any noxious fumes or smoke. Grills and smokers shall not be placed onto picnic tables or other structures.

- C. Build any fire whatsoever, for any purpose in or out of a receptacle or grill and leave it unattended, unless such fire is properly extinguished. For the purpose of this ordinance, a fire shall be deemed properly extinguished when its ashes, residue, coals and unburned substance is cold to the human touch.
- D. Cause, suffer, or allow the burning of garbage, refuse, natural materials, waste material, trash, or other combustibles within or adjacent to the parks so as to cause smoke, haze, odor, sparks, dust, dirt, or other type of matter or gaseous substance to come upon, or pass over the park which would cause an air pollution nuisance or damage or injury to person or property.
- E. No Person shall throw or otherwise discard lit or smoldering material in any manner that threatens, causes damage to, or results in the burning of Park District Property or park resources, or creates a safety hazard.

## CHAPTER 4 – REGULATIONS OF RECREATIONAL ACTIVITIES

### Section 1 – Swimming

No person shall upon or in connection with any property of the Park District:

- A. Swim, wade, or bathe at any time in any of the ponds, lakes, pools, streams or watercourses, except at such place or places as may be designated by the Park District and then only in accordance with the rules, regulations, and restrictions promulgated and posted.
- B. Change into or from bathing attire, except in those places designated for such use.
- C. Fail to wear bathing attire at all times while engaged in any permitted swimming activity.

### Section 2 – Bicycling, Skateboarding, and Skating

In general, bicycle riders shall obey the most recent Illinois Secretary of State Bicycle Rules of the Road publication while riding on Park District properties.

Additionally, no person shall upon or in connection with any property of the Park District:

- A. Ride a bicycle on any path, trail, roadway, or other area or access that is designated and posted as prohibiting bicycles; or that is less than four feet in width.
- B. Fail to ride a bicycle as closely as practicable to the right-hand side of any road, trail or path, as conditions shall permit.
- C. Ride a bicycle on any path or trail more than two abreast, or on any roadway or road used by the public for regular motor vehicle access in any other manner than single file, or yield to all other trail users.
- D. Disobey any posted regulations, including but not limited to those which limit speed, or restrict access or movement.
- E. Operate any bicycle upon any road, path, drive, or parking area in any manner which endangers the safety of persons or property, or at a speed which is greater than is reasonable and proper for the safe operation of the bicycle, regarding traffic conditions and special hazards, such as trail crossings, entrances to parking areas, narrow or winding roads or paths, hills, curves, weather, road or path conditions, and pedestrian, or bicycle traffic.
- F. Ride a bicycle during the hours of darkness, without a white light on the front visible from a distance of five hundred feet (500') and a red reflector on the rear, visible in the light of an automobile headlight for a distance of one hundred feet (100') to six hundred feet (600').
- H. Ride with any other person on a bicycle, except for tandem bicycles and bikes equipped with child seats or trailers, which have dedicated seats for each person.
- I. Leave unattended their bicycle, except in a bicycle rack when such is provided and there is space available.

- J. Skateboard, longboard, hoverboard, roller skate or in-line skate in or on Park District Property where it is posted as prohibited. All skateboarders, roller skaters and in-line skaters shall yield the right-of-way to pedestrians, bicyclists or other skaters.

**Section 3 – Watercraft**

No person shall upon or in connection with any property of the Park District: Bring into, attempt to launch, use, or navigate any boat, yacht, canoe, kayak, raft or other watercraft upon the waters or waterways, except at such place or places as may be designated. Where allowed, watercraft shall be used in accordance with Park District rules, regulations and restrictions, as well as all applicable laws, rules and regulations of the State of Illinois and the United States.

**Section 4 – Sound or Energy Amplification**

No person shall upon or in connection with any property of the Park District play or operate any sound or energy amplification device-in such a manner that the sound emanating therefrom can be heard at a distance of fifty (50) feet from the device during its use or operation without permission from the Park District

**Section 5 – Winter Sports**

No person shall upon or in connection with any property of the Park District:

- A. Sled, toboggan, ski or slide on any area posted by the Park District as being “unsafe” or “hazardous” or as being “closed” due to inadequate snow cover or other environmental conditions, or upon being duly notified of such by the Park District.
- B. Enter on or upon any frozen water to skate, fish, slide or walk on for any purpose whatsoever other than areas designated for such use and then only in compliance with the rules and regulations posted for such use.
- C. Fish through the ice on any frozen waters or parts thereof designated by the Park District as ice skating areas.
- D. Bring onto or upon the frozen waters of any lake, pond or watercourse any iceboat or wind-driven device or other vehicle.
- E. Ice skate on any area posted by the Park District as being “closed” or “no skating” or “unsafe ice.” Ice skating shall be allowed in designated areas only.
- F. Operate a snowmobile.

**Section 6 – Field and Team Sports and Games**

No person shall upon or in connection with any property of the Park District play or engage in any team sport or game such as, but not limited to, baseball, disc golf, football, cricket, soccer, field hockey, volleyball, lacrosse or horseshoes, except in those areas designated by the Park District, or in such a manner as to interfere with other persons lawfully using said areas.

**Section 7 – Golf**

No person shall upon or in connection with any property of the Park District, swing or make use of any golf club nor play golf, nor hit or putt golf balls within or into the parks, except upon established golf courses or driving ranges as are now used or may in the future be established and designated by the Park District.

**Section 8 – Games**

No person shall upon or in connection with any property of the Park District take part in the playing of any games involving thrown or otherwise propelled objects such as, stones, arrows, javelins, model airplanes or rockets, except in areas conducive to such forms of recreation and after a permit has first been obtained from the Park District for that specific activity and location.

**Section 9 – Amusement Devices**

No person shall upon or in connection with any property of the Park District bring in, set up, construct, manage or operate any amusement, hobby or entertainment device, inflatable or gadget, without a permit therefore.

**Section 10 – Aviation**

No person shall upon or in connection with any property of the Park District make any ascent in a balloon, aircraft, airplane, glider, hang glider, or any descent in or from any balloon, aircraft, airplane, glider, hang glider, parachute or similar device as an operator, occupant or passenger, nor shall any person fly, cause to be flown, or permit any balloon, aircraft, airplane, glider, hang glider, parachute or similar device to be flown over any park premises at any time at an elevation less than is reasonable and proper so as to endanger the safety of any person or property without proper permitting and approvals from the Park District and other regulatory agencies.

**Section 11 – Gambling**

No person shall upon or in connection with any property of the Park District:

- A. Manage, operate, organize, participate or engage in gambling or participate in or abet any games of chance as defined in 720 ILCS 5/28-1, et seq.
- B. Have in their possession any clock, wheel, tape machine, slot machine, pinball machine or other machine or device for the reception of money or other thing of value on chance or skill or upon the action of which money is staked, bet, hazarded, won or lost, without Park District approval. Any such machine or device in violation of this section shall be subject to seizure and confiscation.

**Section 12 – Camping**

No person shall upon or in connection with any property of the Park District take part in any camping, sleeping or occupying Park District property, overnight, without a Park District authorized permit, except in conjunction with a Park District organized, authorized and supervised program approved by the Executive Director.

**Section 13 – Metal Detectors**

No person shall upon or in connection with any property of the Park District bring in or use any device or instrument used to detect metallic objects unless written authorization has been granted by the Executive Director or designee.

**Section 14 – Fuel-Powered or Radio-Controlled Models or Toys**

No person shall upon or in connection with any property of the Park District:

- A. Start, fly or use any fuel-powered, air-propelled or electric-powered model or toy or any radio-controlled model car, aircraft, drone, boat, Unmanned Aircraft System (UAS) or rocket or any similar controlled or powered toy or model, except at those areas or waters designated.
- B. Where allowed, any radio-controlled device shall be used in accordance with Park District rules, regulations, and restrictions duly set forth as part of such permit or as posted, as well as all applicable laws, rules, and regulations of the State of Illinois and the United States.
- C. The Park District and its visitors will comply with all current and future regulations set forth by the Federal Aviation Administration (FAA) for the use of any Unmanned Aircraft Systems (UAS). Any person found in violation of this section are subject to penalties and fines.

**Section 15 – Horseback Riding and Horse Drawn Implements**

No person shall upon or in connection with any property of the Park District:

- A. Bring into, unload, use or ride any horse in any area without the prior written permission of the Executive Director.
- B. If permitted:
  - 1. All horse trailers must be parked in designated areas where available.
  - 2. All horses and implements must remain on the right side of the trail and be in single file when riding in groups.
  - 3. Horses with implements must obey traffic laws and local ordinances.
  - 4. Horses must be kept under control at all times.
  - 5. Racing of horses is prohibited.

## **CHAPTER 5 – REGULATIONS OF VEHICLES, TRAFFIC AND PARKING**

### **Section 1 – Authority**

The Park District hereby adopts the Illinois Vehicle Code, 625 ILCS 5/1-100, et seq., as from time to time amended, as the rules governing the operating, licensing and registering of motor vehicles, and the licensing of operators of motor vehicles on Park District property, except where Park District ordinances specifically establish different rules. Enforcement shall be authorized by any law enforcement officer or authorized agent.

### **Section 2 – Vehicles Types and Operation**

No person shall in connection with any property of the Park District:

- A. Operate, or cause to be operated, any vehicle anywhere, except on designated roads, drives, and parking areas provided in compliance with the directions and restrictions of the police, or any authorized park employee. Nothing contained herein shall be construed to prevent police, emergency, or Park District owned vehicles from free access to all areas of park property in the execution of their duties.
- B. Operate a vehicle in such a way that traffic is obstructed.
- C. Operate, or cause to be operated, any motor vehicle anywhere, that is not licensed or permitted to be operated on the roads, streets and highways of the State of Illinois without a permit from the Park District and then only in those areas specified and in accordance with applicable rules and restrictions. Vehicles not so licensed and therefore, subject to the provisions of this subsection include, without limitation, snowmobiles, neighborhood electric vehicles, go-carts, golf carts, motorized scooters, trail bikes, minibikes, and such other all-terrain, off-the-road vehicles. Park District vehicles are exempt.
- D. Operate or cause to be operated or moved without a permit or until such time as the park is officially opened, any vehicle closed in a park as a result of the closing of the park at the proper posted time.
- E. Ride, cling, or attach themselves to any part of any vehicle's exterior.
- F. Operate a vehicle on any road, drive, sidewalk, trail or parking area that is posted, gated or barricaded and closed to public traffic.
- G. The provisions of this section regulating the movement or parking of vehicles on Park District property shall not apply to the operator of any emergency vehicle when responding to an emergency call or pursuing an actual or suspected violator of the law. However, such operator shall exercise extreme caution when on or approaching Park District Property including without limitation, slowing down as necessary for safety, cautiously proceeding through traffic lights or stop signs and having the vehicle's warning system signals operating.

### **Section 3 – Right-of-Way**

No person shall in connection with any property of the Park District operate a motor vehicle in such a manner as to fail to yield the right-of-way to pedestrians or emergency vehicles or



to deprive or unreasonably interfere with the equal rights or opportunity of any other person to use the property of the Park District.

**Section 4 – Parking**

No person shall in connection with any property of the Park District:

- A. Park a vehicle on any park property other than in areas designated for parking that type of vehicle, unless there is an emergency or unless directed to do otherwise by a law enforcement officer or an authorized park employee.
- B. Leave a vehicle parked on park property after park closing hours without obtaining permission from the Park District, or after the closing of a function for which the Park District has authorized a later closing hour.
- C. Park a vehicle in such a way as to block another parked vehicle, or to block, restrict or impede the normal flow of traffic.
- D. Permit a motor vehicle which such person is operating, or in charge of, to stand unattended without first stopping the engine, locking the ignition, and removing the keys, and when standing upon any perceptible grade, without setting the brake thereon and turning the front wheel so as to inhibit the accidental movement of said motor vehicle.
- E. Park any vehicle in any parking place designated as reserved for handicapped persons, unless proper registration plates, decals or devices are exhibited indicating that the vehicle is operated by or for a handicapped person. Any vehicle in violation of this subsection is subject to removal at owner's or operator's expense as well subject to fines.
- F. Double-park any vehicle unless directed by a park official or temporarily for discharging passengers.
- G. Leave any vehicle in the park more than twenty-four (24) hours due to a mechanical failure. At the end of such period the vehicle shall be towed away at the owner's or operator's expense and be subject to fines.
- H. Change vehicle fluids or wash/polish vehicles and leave debris from such action, or change any parts or make repairs of any kind to any vehicle in any park area, except such emergency repairs necessary to remove such vehicle therefrom.
- I. Display a vehicle for the purpose of selling or leasing the vehicle.
- J. Sell goods or services from such vehicle, unless authorized by the Park District.

**Section 5 – Speed Limit**

No person shall in connection with any property of the Park District operate a vehicle, bicycle, scooter, skateboard, skates or similar devices on any trail, path, sidewalk, road, drive, or parking area at a speed greater than the speed limit posted along the right-of-way or, in the absence of such posted limit, at a speed in excess of ten (10) miles per hour, but in

no event shall a vehicle be operated at a speed that is greater than reasonable and proper with regard to pedestrians present or traffic conditions. Speed limits may be changed by the Park District to accommodate events, large gatherings, or unsafe conditions.

**Section 6 – Signs**

No person shall in connection with any property of the Park District operate a vehicle, in disregard of any sign, signal, marking or device erected, constructed or created by the City, the Park District, contractor, or any public body or official having jurisdiction for the purpose of regulating, warning or guiding traffic, or contrary to the order of direction of any law enforcement officer or other person duly authorized to direct or regulate traffic.

**Section 7 – Negligent or Careless Driving**

No person shall in connection with any property of the Park District operate any motor vehicle in the park in a negligent, reckless or wanton manner, or carelessly so as to endanger life or property.

**Section 8 – Overweight Vehicle**

No person shall in connection with any property of the Park District operate any motor vehicle having a gross weight capacity, including vehicle and maximum loads in excess of 8,000 pounds, or any vehicle bearing a Class-D or heavier license plate pursuant to 625 ILCS 5/3-815, as amended from time to time, without a permit from the Park District, except emergency or delivery vehicles.

**Section 9 – Improper Vehicle Operation**

No person shall in connection with any property of the Park District:

- A. Operate a vehicle in such a manner so as to deprive or unreasonably interfere with the equal rights of any other person as to the use of such public street or highway.
- B. Operate a vehicle in such a manner as to cause or produce unnecessarily loud or unusual noise such as by the racing of the motor, by lack of a muffler or use of a muffler cutout, by tire friction upon rapid turning or weaving, by spinning of the wheels from standing or slow moving position produced by sudden unnecessary motor acceleration, or by continuous unnecessary motor acceleration, or by continuous unnecessary sounding of a horn, radio, stereo or other signal device.
- C. Operate a vehicle and intentionally accelerate causing the tires to spin, mark and deface the park or roadway surface.
- D. Allow any person to ride, cling or attach themselves to the exterior of a vehicle.

**Section 10 – Driving While Under the Influence of Intoxicating Liquor or Drugs**

No person shall drive, operate or be in possession or control of, or attempt to drive or operate any vehicle on any Park District property if said person is under the influence of intoxicating liquor, drugs, or a controlled substance as defined by Federal or State law.

## **CHAPTER 6 – REGULATION OF PERSONAL CONDUCT AND BEHAVIOR**

The Park District hereby adopts the Illinois Criminal Code, 720 ILCS 5/1-1, *et seq.* and Code of Criminal Procedure, 725 ILCS 5/100-1, *et seq.*, as amended from time to time, as the rules governing criminal offenses on Park District property, except where Park District ordinances specifically establish different rules. Enforcement shall be authorized by any law enforcement officer or authorized agent.

### **Section 1 – Vending and Advertising**

No person shall upon or in connection with any property of the Park District:

- A. Expose or offer for sale or hire any articles or things, or conduct or solicit any business, trade or occupation or profession without the approval of the Park District or its authorized agent, and then only in accordance with the terms and conditions thereof, it being the intention of the Park District to control commercial enterprises or sales on its property. The advertising or promotion of any business, production, service or profit-making event is not allowed in any park or publication of the Park District, except when authorized by the Park District.
- B. Display, distribute, post or fix any placard, sign, handbill, sticker, decal, pamphlet, circular, or any other written or printed material or objects containing advertising matter or announcements of any kind or character whatsoever without permission from the Park District or its authorized agent, except the groups holding a valid Park Use Permit, may display signs to identify their location or direct others to it, provided that such signs are temporary and are removed by permittee at the termination of the activity and provided that the placement of the signs do not violate other sections of this ordinance.
- C. Nothing in this Section 1 shall preclude the collection of admission fees or cover charges, or the sale of raffle tickets, articles, items or other things by an organization, company or other entity for the purpose of fundraising for a charitable, humanitarian or benevolent cause if the organization, company or other entity has obtained a permit for the event. The permit shall be subject to the rules and regulations established by the Executive Director.

### **Section 2 – Unlawful Obstructions and Encroachments**

No person shall upon or in connection with any property of the Park District:

- A. Set or place or cause to be set or placed any goods, wares, or merchandise or any stand, cart or vehicle for the transportation or vending of any such goods, wares, or merchandise or any other article upon any property of the Park District which obstructs the use of any park.
- B. By force, threat, intimidation or by any unlawful fencing or enclosing or any other unlawful means, prevent or obstruct or combine with others to prevent or obstruct any person from peacefully entering upon any property of the Park District or obstruct the entrance into any enclosure within the Park District, excepting that nothing in this section shall be construed to deny lawful enforcement of a valid permit granting a certain person or persons use to the exclusion of others as defined and provided for in this ordinance.

- C. Enter, without appropriate invitation or without having appropriate admission fee, any Park District area, facility or program which has been rented or otherwise reserved for any purpose; nor shall anyone enter any concession in any of the parks of the Park District without the consent of the concessionaire or duly authorized agent or employee; nor shall any person disturb any patron of such concession, any participant in any dance, game, picnic, or a public assemblage; nor shall any person loiter in the immediate area of any such concession so as to impede free access to such concession by other park patrons or the flow of pedestrian traffic in and about the area of such concession.
- D. Place, build, construct, or erect any scaffold, stand, private fence, drain line, tent, building, structure, platform, or any other structure or improvement of whatever kind whether stationary or moveable and whether permanent or temporary in character, or construct, run, string, or otherwise place any electrical wire, conduit or pipe or any other public service or private utility into, upon, above, across, onto, or beneath Park District Property, unless a Permit, license, or contract therefore has first been obtained from the Park District.
- E. Establish a garden, plant any kind of vegetation, or distribute the seeds or spores of any flowering or non-flowering plant into or on Park District Property except in areas approved by the Executive Director. All such planting material shall become the property of the Park District.
- F. Move or remove any of the Park District's identification markers that mark the property line of Park District Property.
- G. Use for storage or cause to be used for the storage of any goods, shed or other structure without written authorization from the Executive Director or his designee.
- H. Prior to proceeding with legal action under this section, the Park District shall notify the Person of the encroachment and request removal within ten (10) calendar days.

**Section 3 – Unlawful Construction or Maintenance**

No person shall upon or in connection with any property of the Park District erect, construct, install, or perform any maintenance on, below, over or across a park, except by proper authorization of the Park District authorizing such activity, and then only in accordance with written permission of the Executive Director specifying in detail the work to be done and the conditions to be fulfilled pursuant to the terms of such authorization.

**Section 4 – Controlled Substance Use**

No person shall upon or in connection with any property of the Park District possess, give away, sell, serve, dispense or consume any alcoholic beverage, provided however, that the sale, delivery, possession and consumption of alcoholic beverages to or by any person 21 years of age or older in any specified building or within a specified area owned by the Park District, as authorized by the Park District from time to time, shall be permitted.

No person shall upon or in connection with any property of the Park District possess, sell, deliver, smoke, inhale, inject, eat, chew, swallow, or otherwise ingest in any manner

whatsoever any narcotic drug, or illegally possessed controlled substance. Any person found to be in violation of this section shall be subject to arrest or ejected from the park or facility premises.

**Section 5 – Weapons and Harmful Substances**

No person shall upon or in connection with any property of the Park District:

- A. At any time have in their possession or on or about their person, any firearm, knife, pistol, air rifle or pistol, paintball gun, revolver, rifle, shotgun, ammunition, bow and arrow, crossbow, slingshot, sword, axe, hatchet, blowgun, blackjack, Billy club, any device capable of discharging a projectile by air, spirit, gas or explosive, any explosive substance or harmful solid, liquid or gaseous substance, or any other dangerous weapon of any kind or character whatsoever. Nothing contained herein shall be construed to prevent any duly sworn police officer from carrying such weapons as may be authorized and necessary in the discharge of their duties; nor shall it apply to any person summoned by any such officer to assist in making arrests or preserving the peace while such person is engaged in such assistance. The Park District may designate areas within a park where bows and arrows, and/or firearms can be used. In such cases, the Park District shall promulgate rules and regulations for the safe use of such devices, and no person shall fail to abide by such rules and regulations.
- B. Bring onto park property any trapping device, any incendiary bomb or material, any smoke or stink bomb, any acid or caustic substance, tear gas, any disabling chemical agent, or any flammable liquid, except charcoal lighter or fuel contained in the fuel tank of a motor vehicle, for the usual and ordinary purposes thereof.
- C. Discharge any of the weapons or instruments, listed in sections above, into or over any park from outside a park.

**Section 6 – Hindering or Bribing Employees**

No person shall upon or in connection with any property of the Park District:

- A. Interfere with, unreasonably disrupt or delay or in any manner hinder any Park District employee or distract them from the performance of their duties.
- B. Give or offer to give an employee any money, gift, privilege, or article of value on or off Park District property so as to violate the provisions of: this ordinance, any contract or permit, any statute of the State of Illinois or the United States, in order to gain or receive special consideration in applying for any use or privilege, or to gain special consideration and treatment in the use of any Park District property or facility.

**Section 7 – Begging and Panhandling**

No person shall upon or in connection with any property of the Park District:

- A. Panhandle in Park District buildings, facilities or playgrounds or the entrances or stairways of such buildings or facilities.
- B. No Person begging or panhandling on the Park District property shall obstruct or impede pedestrians or vehicles; harass Park District visitors with physical contact or persistent demands; misrepresent their affiliations; misrepresent what the solicited funds will be used for; or interfere, interrupt, or engage in conduct incompatible with the

purpose of any program, rental, activity, function, and/or special event conducted, sponsored, licensed or otherwise permitted by the Park District.

- C. No person shall attempt to coerce or intimidate another person into giving money, goods or services.

**Section 8 – Disorderly Conduct**

No person shall upon or in connection with any property of the Park District engage in conduct that is disorderly, and a person shall be deemed to have engaged in disorderly conduct when he knowingly:

- A. Does any act in such unreasonable manner as to provoke, make or aid in making a breach of the peace.
- B. Does or undertakes an unreasonable offensive act, utterance, gesture or display which, under the circumstances, creates a clear and present danger of a breach of the peace or imminent threat of violence.
- C. Refuses or fails to cease and desist any conduct or activity likely to produce a breach of the peace where there is imminent threat of violence; and where the police have made all reasonable efforts to protect the otherwise peaceful conduct and activity, have requested that said conduct and activity be stopped, and have explained the request if there be time.
- D. Fails to obey a lawful order of dispersal by a person known by him to be a police officer under circumstances where persons are committing acts of disorderly conduct in the immediate vicinity, which acts are likely to cause substantial harm or serious inconvenience, annoyance or alarm.
- E. Assembles persons for the purpose of using force or violence to disturb the public peace.
- F. Contributes to the delinquency of a minor while within a park area.

**Section 9 – Public Indecency**

No person shall upon or in connection with any property of the Park District engage in conduct that is publicly indecent, and a person shall be deemed to have committed an act of public indecency when any person performs any of the following acts:

- A. An act of sexual intercourse.
- B. An act of deviant sexual conduct.
- C. A lewd exposure of the body done with intent to arouse or to satisfy the sexual desire of the person.
- D. A lewd fondling or caress of self or the body of another person.

**Section 10 – Cell Phones and Other Recording and Duplicating Devices**

No person shall upon or in connection with any property of the Park District use (i) any electronic, mechanical, manual, electric, digital, voltaic or other device, instrument or means capable of recording, producing, duplicating, reproducing, storing, copying, transmitting or displaying any visual, video, photographic, electronic, digital recorded, or other visual image, picture, or representation, including without limitation, any camera, photographic camera, video camera, fiber optic camera, motion picture camera, television camera, camcorder, or videotaping device, or (ii) any cell phone of any type or kind capable of producing a visual image, in any restroom, locker room, lavatory, bathroom, shower facility, or dressing room, in any building owned, leased to, or under the control of the Park District.

**Section 11 – Obscene or Indecent Electronic and Printed Materials**

No person shall upon or in connection with any property or program of the Park District knowingly view, exhibit, sell, give away, or offer to sell or give away in the Park District any obscene or pornographic book, pamphlet, paper, drawing, electronic media, movie, film, picture, photograph, poster or any other article of any kind for indecent or immoral use.

No person shall use or cause to be used any wireless or wired internet connection or Park District owned hardware to violate any section of this Ordinance.

**Section 12 – Clothing**

No person shall upon or in connection with any property of the Park District knowingly appear in clothing that does not conform to commonly accepted standards, regulations or ordinances within the community.

**Section 13 – Control and Treatment of Animals**

This ordinance shall not be construed to prohibit the controlled use of certain animals approved by the Executive Director or purposes of public safety, such as but not limited to, the protection of Park District property or the protection of employees in the performance of their duties or search and rescue.

No person shall upon or in connection with any property of the Park District:

- A. Bring in, lead or carry any dog or domestic animal that is unleashed or on a leash longer than six (6) feet, except to those areas designated by the Park District for use by such animals and then only in accordance with the rules and regulations promulgated for the control of such area or areas.
  
- B. Bring a dog or other domestic animal into a park area where dogs or domestic animals are prohibited. Dogs and domestic animals are prohibited from within twenty-five (25) feet of a playground, picnic shelter, swimming pool, fountain, athletic field or any sites of recreation activity, such as but not limited, to recreation programs and special events which may be designated by the Park District. All dogs in those areas where such domestic animals are not prohibited shall be restrained at all times on adequate leashes not greater than six (6) feet in length and shall be accompanied by a person capable of controlling them.
  - 1. Any dog or other domestic animal found to be running at large and not under the control of any person while on Park District property may be apprehended and

removed to an animal shelter, public pound or any other place provided for such purpose, all at the expense of the owner.

2. Any person who brings a dog or other domestic animal onto Park District property shall cleanup and properly dispose of defecation left by the dog or other domestic animal under the control or ownership of such person.
- C. Bring in, drive, ride or lead in any animal, except in accordance with the provisions of this ordinance and the rules and restrictions promulgated for the control of such animals, except that horses, beasts of burden and draft animals may be ridden or driven ahead of vehicles attached thereto on such portions of the park as may be designated by the Park District.

**Section 14 – Honoring Permits**

No person shall upon or in connection with any property of the Park District by act or speech willfully or unreasonably hinder, interrupt or interfere with any duly permitted activity, or unreasonably or willfully intrude upon any areas or into any structures designated for the use of a certain person or persons, to the exclusion of others.

**Section 15 – Pyrotechnics**

No person shall upon or in connection with any property of the Park District possess, set off or attempt to set off or ignite any firecrackers, fireworks, smoke bombs, rockets, black powder guns or other pyrotechnics without Park District approval, and then only under such rules and regulations as may be promulgated by the Park Board and subject to all local, State and Federal laws.

**Section 16 – Smoking in Park District Buildings**

No person shall upon or in connection with any property of the Park District smoke in any part of the Park District’s buildings or within 15 feet of any building entrance, window, ventilation intake, or air conditioner pursuant to the Smoke Free Illinois Act, 410 ILCS 82/1, *et seq.* (P.A. 095-0017).

**Section 17 – Lurk or Lie in Wait**

No person shall lurk, lie in wait, or be concealed in any place with intent to do mischief or commit any crime or other illegal act.

**Section 18 – Loitering**

No person shall loiter, loaf, wander, stand or remain idle either alone and/or in consort with others in a park facility in such a manner to:

- A. Obstruct or hinder the use of a park or facility by other.
- B. Obstruct or interfere in the carrying out of duties of a Park District employee or City, County or State employee performing duties in the park or park facility.

**Section 19 – Littering, Dumping and Polluting**



Unless a Permit, contract or another type of written authorization has first been approved by the Executive Director or their designee, no person shall:

- A. Discharge, litter, cast, drop, scatter, place, pile, throw, carry, drag, push, leave or deposit any:
  - 1. Paper, wood, plastic, glass, liquid, or metal of any kind, coal, ashes, snow, ice, rubbish, litter, garbage, human or animal waste, sticks, leaves, grass clippings, landscape waste of any kind, or foreign matter in any park except in trash or recycling receptacles provided for that purpose if the waste was generated in the park and it is a reasonable size that would be generated from one-time general Park use. Where receptacles are not provided, are missing or are full to capacity, all such garbage, refuse or other material shall be carried away from the area of use by the person(s) responsible for its presence and creation and properly disposed of elsewhere;
- B. Injurious substances or materials into or near Park District waters, air, or upon the ground or property of any kind in any park so as to pollute the Park District land, waters, or air coursing through or over the parks or otherwise to interfere with the proper use and enjoyment of the park; or
- C. Refuse container, picnic table, barricade or any other movable or non-movable property into or upon Park District waters.
- D. Urinate or defecate on Park District property other than in toilets in restroom facilities expressly provided for such purposes.
- E. Bathe or wash oneself or another person or food, clothing, dishes, or other property at water outlets, fixtures or pools on Park District property, except at those areas designated by the Park District for such use.
- F. Use or cause to be used any chemical or biological pesticide or any other substance, measure or process designated to alter the anatomy or physiology of any organism for the purpose of directly manipulating their populations.
- G. Drain sewage or other refuse from a trailer or other vehicle on Park District property; or
- H. Bury the remains of any human or animal on Park District property in accordance with Illinois State statutes.
- I. Any person violating this section may be assessed the cost of removing any such improperly deposited substance or material and such charge shall be in addition to and not in lieu of any other penalties provided for in this Ordinance or applicable federal, state, local, and/or Park District laws, ordinances, rules, and regulations.

## CHAPTER 7 – ENFORCEMENT

State laws for Park Districts apply. This ordinance is enacted pursuant to the Park District's authority under the Illinois Park District Code, 70 ILCS 1205/1-1, *et. seq.* All persons coming upon Park District property shall abide by this ordinance. The Illinois Park District Code states that the members of the Park Board and all police officers appointed by them shall be conservators of the peace within and upon such parks, boulevards, driveways and property controlled by such Park District, and shall have power to make arrests in view of the offense, or upon warrants for violation as for breach of the peace, in the same manner as the police in cities organized and existing under the general laws of the City of Champaign, County of Champaign and the State of Illinois.

### Section 1 – Officers

- A. All sworn officers within their legal jurisdictions shall have the power and the authority to issue citations and complaints or arrest any persons found in the act of violating any ordinance of the Park District or rules or regulations thereof, ordinances of the City of Champaign or laws of the State of Illinois, where applicable, and to eject said person from any park or any portion thereof for violation of any such ordinance, rule, regulation or statute.

### Section 2 – Two Penalties, One Judgement

- A. In all cases where the same offense shall be made punishable or shall be created by different clauses or section of this or any other ordinance or statute, the police or person prosecuting may elect under which to proceed, but not more than one judgement shall be had against the same person for the same offense.

### Section 3 – Fines and Penalties

- A. Any person found guilty of violating or disobeying any provision of this Ordinance may be arrested by the Police in the enforcement of this Ordinance and may be fined in the amount of not less than Fifty Dollars (\$50.00) but not more than One Thousand Dollars (\$1,000.00), for each offense. The fine may be recovered by an action in the name of the Park District in the Circuit Court of Champaign County, Illinois.
- B. Payment of Violations Without Court Action:
1. In the case of any violations of the provisions hereof, if in the opinion of the Officer detecting such violation, it is of such a nature or kind that it does not tend to immediately endanger the public safety, and Park District property has not been damaged, such Officer may issue a "warning" complaint which indicates that payment of a lesser penalty may be paid to resolve such obligation.
  2. The Park District shall designate the location to which such compromise payments shall be made. In case of failure to make payments as herein provided, the officer issuing the complaint shall transmit the complaint to the Clerk of the Circuit of Champaign County, as in other cases.

- C. The Park District make also seek, in addition to or instead of fines and penalties, an order that the offender be required to make restitution for damage resulting from violations of this ordinance.

**Section 4 – Rules and Regulations**

The Park Board shall from time to time promulgate and make reasonable rules, practices, procedures and regulations governing the use of the various areas, facilities, devices and vehicles within the parks, and such rules and regulations shall become binding and effective upon their being posted at the entrance to the facility or areas governed by them and shall be enforced with the same force and effect as the other provisions of this ordinance.

**Section 5 – Authority of Other Agencies**

This ordinance shall not be construed to prevent other law enforcement officers from carrying out their own duties within the territories of the Park District as defined by applicable laws of the State of Illinois and United States or ordinances of Champaign County, Illinois and the City of Champaign, or in accord with any other policing agreement approved by the Park Board.

**Section 6 – Permits and Designated Areas – Authority**

In order to carry out the terms of this ordinance, the Park District shall have the authority to issue the permits, set fees, post notices or take the other action as called for herein, subject to the provisions set forth in Chapter 2.

**Section 7 – Civil Suits**

This ordinance shall not be construed to prevent or preclude the lawful use by the Park District of a civil remedy at law or equity, as the case may be, to correct any abuse or loss suffered by the Park District as a result of violation of this ordinance or any law of the City of Champaign, Champaign County or State of Illinois.

**Section 8 – United States, State and Local Laws**

All persons within the parks and facilities of the Park District are subject to all ordinances, rules and regulations of the Park District, as well as all applicable laws of the United States, State of Illinois and local ordinances of Champaign County, Illinois and the City of Champaign, Illinois, as amended and changed from time to time. These laws include, without limitation, the Illinois Park District Code, Illinois Vehicle Code, the Criminal Code of the State of Illinois and Game and Fish Codes of the State of Illinois, as amended and changed from time to time.

**CHAPTER 8 – MISCELLANEOUS**

**Section 1 – Repeal**

All Park District ordinances in full or part, all resolutions, rules and orders, or any parts thereof, in conflict or inconsistent with this ordinance, or any parts hereof, are to the extent of such conflict or inconsistency hereby repealed.

**Section 2 – Enactment**

This ordinance shall be in full force and effect from and after its passage and approval.

**Section 3 – Captions and Headings**

The captions and headings used herein are for convenience of reference only and do not define or limit the contents of each paragraph.

**Section 4 – Severability**

The provisions of this ordinance shall be deemed to be severable, and the invalidity or unenforceability of any provisions shall not affect the validity and enforceability of the other provisions hereof, which shall remain in full force and effect.

**Section 5 – Inspection of Rules, Regulations, Designations and Schedules of Fees**

Copies of all rules, regulations, designations and schedules of fees, established by the Park District Executive Director or Park Board, shall be kept in a single location and made available to the public for inspection during normal business hours at the Park District Bresnan Meeting Center, 706 Kenwood Road in Champaign, Illinois.

**Section 6 – No Duty Created**

This and all other Park District ordinances and resolutions shall not, unless expressly approved and adopted therein, be construed to create or impose any duty of any kind or character whatsoever upon the Park District, its Commissioners, officers, employees or agents.

**CHAPTER 9 – AMENDMENTS**

This ordinance may be amended from time to time by the Park District and such amendment may be shown by either marking the section amended, attaching the amendment to this ordinance, or filling in the schedule below.

<b>DATE</b>	<b>CHAPTER</b>	<b>SECTION</b>	<b>TITLE OR DESCRIPTION</b>
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