

## CHAPTER 18 PARKS AND RECREATION<sup>1</sup>

### Sec. 18-1. Purpose.

The purpose of this chapter is to establish rules and regulations for the control of activities in the village parks.

(Ord. No. 13, § 1, 6-10-1982)

### Sec. 18-2. Operating hours; special use; permit; deposit.

The public parks of the village shall be open for use for the general public during the hours from 6:00 a.m. to 11:00 p.m. Should any person or organization wish to have the exclusive use of any portion of the village parks, such person or organization shall make a request in writing to the park committee within 90 days of such intended use. The village board or designee may then issue a permit for such usage and the permit shall be issued upon the condition that all litter and trash is cleaned up and deposited in proper containers prior to leaving said premises. This permit shall entitle such a person or organization to the exclusive usage of the area as set forth in the permit. A monetary deposit, in an amount to be determined by the park committee, shall be required to reserve an area in a village park. Of this deposit, the park committee can retain a portion thereof to cover the expenses of bookkeeping, handling, etc., and the balance shall be returned to the party who made the reservation and placed the deposit, providing that all of the rules and regulations set forth in this chapter are complied with and all litter and trash is cleaned up and deposited in proper containers.

(Ord. No. 13, § 2, 6-10-1982)

### Sec. 18-3. Prohibited activities.

No person or organization shall do any of the following in any of the public parks in the village:

- (a) Operate any vehicle or ride horses in any areas except those areas clearly marked as public roadways.
- (b) Park any vehicle or loiter or lounge between 11:00 p.m. and 6:00 a.m., except as allowed by the village board or the park committee.
- (c) ~~Carry, keep or use any fire arms, bow and arrow, slingshot, trap gun or other shooting device, except as authorized and approved by the village board.~~
- (d) ~~Disturb, molest, deface, remove or destroy any trees, shrubs, plants or other natural growth; carve or paint on any rocks, signs, walls or structures; drive nails in trees or injure or deface in any manner any park building, signs, fences, tables or other village property.~~
- (~~c~~e) Build any fires, except in fireplaces or approved grills or dispose of live embers of any fire where they may start a grass fire, a forest fire or endanger public health or safety.
- (~~f~~d) Leave, throw or break any bottles, box, can, garbage or other objects except in clearly marked refuse receptacles.

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<sup>1</sup>State law reference(s)—Village and village parks, Wis. Stats. § 27.13.

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~~(g)~~ Take, have or keep any animal including cats and dogs.

(h) Be intoxicated; intentionally cause, provoke or engage in any fight, brawl, riot or noisy altercation; unreasonably disturb, harass or interfere with any person, or with the equipment or property of such person.

(i) Use any public facility in any manner which is destructive to that facility.

(j) Allow glass containers of any kind, shape or size on park grounds.

(Ord. No. 13, § 3, 6-10-1982)

#### **Sec. 18-4. Ball diamond regulations.**

In addition to the foregoing regulations, the following additional regulations shall apply to the ball diamonds located in the public parks of the village:

- (a) During any organized games, there shall be no drinking or smoking on the diamonds.
- (b) The ball diamonds shall not be used past 11:00 p.m., the normal closing time for village parks, except with the permission of the park committee. League games and tournaments shall be allowed to exceed the closing time.
- (c) Use of the ball diamond shall be considered an exclusive use and thus, a permit shall be required from the park committee.

(Ord. No. 13, § 4, 6-10-1982)

#### **Sec. 18-4.1. Trail regulations.**

In addition to the foregoing regulations, the following additional regulations shall apply to the trails located in the public parks and other public areas of the village:

- (a) No motorized vehicles are authorized for operation on any village trails, except for maintenance vehicles, police, emergency rescue vehicles and motorized wheelchairs.
- (b) Leashed (not more than ten feet in length) animals are allowed on officially designated trails only. It is the pet owner's responsibility to clean up after their pet.
- (c) No unauthorized vehicle or piece of equipment may be parked or be permitted to remain standing on any portion of the Harrison trail system or access point, so as to obstruct or limit passage along the trail or access point.

(Ord. of 5-26-2009)

#### **Sec. 18-5. Intoxicating liquors prohibited; fermented malt beverages permitted with permit and license.**

The sale of fermented malt beverages shall require a special Class "B" retailer's license to sell fermented malt beverages at picnics or gatherings and a person or organization desiring such a license shall file with the village an application and fee for such license on forms provided by the village clerk and approved by the state department of revenue, as provided for in Wis. Stats. § 125.04(3).

(Ord. No. 13, § 6, 6-10-1982)

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### **Sec 18-6. Animals**

- (a) No person shall bring animals onto park property, with the exception of leashed dogs on roads, paved trails, and chipped or gravel paths. Dogs are not allowed on playgrounds, athletic fields, picnic areas, lawns or park shelters.
- (b) All persons shall secure their dog on a leash six feet or shorter in length and maintain their dog under control, meaning connected to a leash held by a person at all times.
- (c) Dogs must display current rabies and registration tags.
- (d) All dog waste must be immediately picked up and disposed of.
- (e) The Village may authorize animals onto park property for special events.

### **Sec 18-7. Firearms, weapons, bows.**

No person shall:

- (a) Discharge any missile from any firearm, sling shot, bow and arrow, paintball, air gun or other weapon within any park except as permitted by the Village for animal control or demonstration purposes.
- (b) Carry any firearm, handgun, or any other weapon, in any park except as permitted under Wisconsin State Statutes. The terms "firearm", "handgun", and weapon shall be given their ordinary and common meanings consistent with, but not limited to, the definitions as provided under Sec. 175.60, Wisconsin State Statutes.

### **Sec 18-8. Hunting and Trapping.**

No person shall:

- (a). No person shall hunt or trap within any village park and stormwater management facility except as permitted by Village staff for animal control purposes.

### **Sec 18-9. Camping.**

- (a) Camping is not permitted in any park, except at Darbo Community Park's designated area and pre-approved by the Village Board.

### **Sec 18-10. Sound devices.**

Radios, loud speakers, or other sound devices shall be operated at a volume as not to disturb other park users or neighboring property owners. Said sound devices shall not be audible from a distance greater than 50 feet.

### **Sec 18-11. Sale of goods.**

No person or group shall vend, sell, or offer for sale any food, beverage, or other commodity or article within an parking to the public without authorization from Village staff. Any individual or group who obtains such authorization shall be personally reported for obtaining all required permits.

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**Sec 18-12. Protection of park property.**

**No person shall:**

- A. Remove benches, seats, tables or other park equipment from any park.**
- B. Kill, injure or disturb or attempt to injure or disturb waterfowl, birds or animals, wild or domestic, within any park, except as permitted by Village staff.**
- C. Remove, cut down, trample, dig out or injure any flowers, trees, shrubs, seeds, turf, soil or objects of archeological interest, wild or cultivated, from any park property.**
- D. Injure, deface, write upon or damage any building, monument, structure, apparatus, bench, table, official notice or sign or other property within the park.**

**Sec. 18-68. Penalties.**

Any person or organization who violates any provisions of this chapter shall be punished according to the general penalties described in section 1-7, together with the costs of prosecution and in default thereof, after complaint is filed and judgment awarded, shall be imprisoned in the county jail until such forfeiture and costs together with the subsequent costs are paid, but in any event for a term not greater than 30 days. Each day of violation of any of the provisions of this chapter shall be a separate violation and shall be punished as such.

(Ord. No. 13, § 7, 6-10-1982)

State law reference(s)—Collection for forfeitures, Wis. Stats. § 778.01 et seq.

**Sec. 18-7. Fees.**

The fees for use of the village recreational lands, facilities, or equipment shall be established by the village board of ~~supervisor~~trustees, from time to time, and made available for public examination in a schedule of fees maintained in the office of the village clerk.