

**AN ORDINANCE PROVIDING FOR THE REGULATIONS AND
RESTRICTIONS GOVERNING THE USE OF THE PARK SYSTEM OF THE
HAMPSHIRE TOWNSHIP PARK DISTRICT, KANE COUNTY, ILLINOIS
Ordinance # 2006-07**

WHEREAS, The Board of Commissioners of the Hampshire Township Park District has previously passed and approved Article I, Article II, and Article III regarding the regulations and restrictions for use of the Park System on June 6, 1984; and

WHEREAS, The Board of Commissioners of the Hampshire Township Park District now desire to repeal said existing ordinances and in its place adopt the following revised ordinance as it pertains to the regulations and restrictions governing use of the Park System

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF COMMISSIONERS OF THE HAMPSHIRE TOWNSHIP PARK DISTRICT, KANE COUNTY, ILLINOIS, as follows:

ARTICLE I

DEFINITIONS, CONSTRUCTION AND SCOPE

SECTION I: DEFINITIONS:

Unless otherwise expressly stated, whenever used in this Ordinance, the following terms respectively mean:

- A. "Board" shall mean the Board of Commissioners of Hampshire Township Park District, an Illinois Park District, Kane County, Illinois.
- B. "District" shall mean the Hampshire Township Park District, an Illinois Park District, Kane County, Illinois.
- C. "Director" shall mean the Executive Director of the Hampshire Township Park District, an Illinois Park District, Kane County, Illinois.
- D. "Park" shall mean all developments, improvements, facilities and any or all land, minerals, waters, overhead air rights, easements and other reservations owned, leased, controlled or used by the District.
- E. "Permit and Reservation" shall mean and include any authorization issued by the Director pursuant to the authority of the Board for a specified park privilege, activity or event or permitting the performance of a specified act or acts in any Park.
- F. "Rules and Regulations" shall mean and include any regulations adopted by the Board.
- G. "Person" shall mean any individual, company, partnership, corporation, incorporation or association, or any combination of individuals, or any employee, agent or officers thereof.
- H. "Group" shall mean an assemblage of two or more persons.

- I. "Park Patrol" shall mean any person, agent, employee, patrolman, police officer or other law enforcement officer appointed or designated by the Board to enforce the rules and regulations adopted by the Board.
- J. "Vehicle" shall mean any device, conveyance or combination of conveyances, wheeled or without wheels, propelled, towed or unpropelled that in, around or on which a person or thing is or may be carried, including, but not limited to, bicycles, scooters, skateboards, mini-bikes, motorcycles, snowmobiles, baby strollers, sleds, trucks and automobiles.
- K. "Alcoholic Liquor" shall be as defined in the Illinois Liquor Control Act (235 ILCS 5/1-1, et seq.) as same as amended from time to time.
- L. "Controlled Substance" shall be as defined in the Illinois Controlled Substance Act (720 ILCS 570/100 et seq.) as amended from time to time.
- M. "Property" where used shall mean all lands, developments, improvements, facilities, parks and equipment as owned, leased, controlled or used by the Park District.
- N. "Overnight" shall mean the period when the park, permit or facility officially closes or ends, until it opens the following day.
- O. "Area" shall mean a specified location within a park or facility.
- P. "Employee" shall mean any person on the payroll of the Hampshire Township Park District, employed to perform special duties and tasks as described by personnel policy and the Board of Commissioners.
- Q. "Waters" shall mean any waters or bodies of water as owned, leased or controlled by the Park District.
- R. "Bar-be-que" shall mean a fabricated metal container and grill designed for the cooking of food.

SECTION II: CONSTRUCTION AND SCOPE OF ORDINANCE:

In the interpretation of this Ordinance affecting parks and programs of the Hampshire Township Park District, its provisions shall be construed as follows

- A. Any term in the singular shall include the plural.
- B. Any term in the masculine shall include the feminine and neuter.
- C. Any requirement or provisions of this Ordinance relating to any act shall respectively extend to and include the causing, procuring, aiding or abetting, directly or indirectly, of such act.
- D. No provision hereof shall make unlawful any act necessarily performed by any officer or employee of the District in line of duty or work as such or by any person, his agents or employees, in the proper and necessary execution of the terms of any agreement with the Board, except when such act endangers or encroaches upon the rights of others as regulated by the laws of the Village of Hampshire and the State of Illinois.

This Ordinance shall be effective within and upon all areas under the jurisdiction of the Board, and shall regulate the use thereof by all persons.

ARTICLE II

REGULATION OF VEHICLES

SECTION I: VEHICLE AND EQUIPMENT OPERATION AND ACCESS

In connection with any property or lands of the District:

- A. No person or employee of the District shall operate, or cause to be operated, any motorized vehicle which in any manner does not comply with the Vehicle Code of the State of Illinois, or other law or laws of the State of Illinois or ordinance of the Village of Hampshire, Illinois, where applicable, together with such regulations as are contained in the Ordinance and as from time to time amended, having to do with the equipment, control, licensing, registering, and use of motorized vehicles and/or licensing of operators of such vehicles.
- B. No person, except employees of the District, shall operate or cause to be operated, any vehicle anywhere except on the roads, drives and parking areas provided without permit thereof from the Director, and then only in compliance with the directions and restrictions of Park District regulations.
- C. No person, except employees of the District, shall operate or cause to be operated, any motor vehicle upon park property 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 Director, and then only in those areas specified and in accordance with the rules and restrictions duly set forth. Vehicles not so licensed, and therefore subject to the provisions of this sub-section include, but are not limited to snowmobiles, go-carts, trail bikes, mini-bikes, and such other all-terrain, off the road vehicles.

SECTION II: PARKING REGULATIONS

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

- A. Park anywhere except in specific areas as provided or posted for parking of vehicles.
- B. Park any vehicle, except a vehicle owned or leased by the District, on any park property, including, without limitation, any parking lot owned and/or operated by the District, between the hours of midnight and 5:30 a.m. without a permit from the Park District. If a vehicle becomes disabled while on Park Property, the owner/driver will inform the Hampshire Police Department that their vehicle is disabled. It shall also be unlawful for any person to permit a vehicle owned or leased or in control of such person to be parked upon any park property between the hours set forth above without a permit from the District. Any

vehicle parked upon park property between midnight and 5:30 a.m. shall be towed away at the owner's expense.

- C. Park in any manner at anytime as to partially or totally block, restrict or impede another parked vehicle, normal traffic flow, road, driveway, sidewalk, doorway, or recreational area. The Park District shall have the right to tow away any vehicle in violation at the owner's expense.

SECTION III: IMPROPER AND NEGLIGENT VEHICLE OPERATION

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

- A. Operate a motor vehicle at a rate of speed or in any manner that is unreasonable or imprudent, not having regard to the visibility, condition of the roadway and other surrounding conditions, so as to endanger life or limb, or injure the property of any persons.
- B. Operate a vehicle in such a manner as to deprive or unreasonably interfere with the equal rights of any other person to the use of such public street or highway.
- C. Operate a vehicle in such a manner as to cause or produce unnecessary loud, raucous, excessive or unusual noise by 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 sounding of a horn or other signal device.
- D. Operate a vehicle in disregard of any sign, signal, marking or device erected, constructed or created by the Village or any public body or official having jurisdiction for the purposes of regulating, warning or guiding traffic, or contrary to the order of direction of any police officer or other person duly authorized to direct or regulate traffic.
- E. Operate a vehicle and intentionally accelerate causing the rubber tires to spin, mark and deface the park or roadway surface.
- F. Operate a vehicle of any kind upon or along any park area, road or drive which has been closed and posted with appropriate signs or barricades. The Director shall have authority to order areas, roads or drives closed during the process of construction, reconstruction or repair.

SECTION IV: DRIVING UNDER THE INFLUENCE OF INTOXICATING LIQUOR AND/OR DRUGS

No person who is a user of narcotic drugs or who is under the influence of intoxicating liquor, drugs or a controlled substance shall drive, operate or be in possession or control of, or attempt to drive or operate, any vehicle on any Park District property.

ARTICLE III

PROTECTION OF PROPERTY, FACILITIES AND NATURAL RESOURCES

SECTION I: PROTECTION OF PROPERTY AND FACILITIES

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

- A. Destroy, deface, paint, alter, change or remove any monument, stone marker, benchmark, stake, post or blaze marking or designating any boundary line, survey line or reference point.
- B. Cut, break, mark upon or otherwise damage, destroy or remove any post, building, shelter, picnic table, bridge, pier, drain, well, foundation, pump, athletic court and apparatus, telephone, lamp post, fence, gate, refuse container, exhibit, display, tool or equipment, storage box, utility outlet, movie screen, flagpole, playground structure or any other structure, park amenity, or parts thereof, without written permission of the Director.
- C. Deface, destroy, cover, damage or remove any placard, notice, or sign or parts thereof, whether permanent or temporary, posted or exhibited by the District to announce the rules, regulations and warnings, or any other information to the public necessary or desirable for the property use of the park.
- D. Throw, carry, cast, drag, push or deposit in any refuse container, picnic table, barricade or any other movable or non-movable property into a lake, pond, slough, stream or lagoon or upon the frozen waters thereof, or to otherwise move, stack or hide such property in such a way as to render it unavailable to the general public for its intended use, or to cause a hazard to public safety or to damage or destroy such property.
- E. Enter into or upon any park or waters or area thereof or structure closed or posted against trespass, without written permission of the Director. These structures or area may be, but are not limited to, employee residences and their immediate surrounding area, construction areas, work safety zones, equipment or material storage structures or area, work shops or stations, tree nurseries or areas undergoing intensive reforestation or other soil or vegetative treatment or area hazardous to public safety or health.
- F. Tamper with, or in any way weaken, destroy, damage or remove anything from any park owned vehicles, machines, equipment, facilities or playgrounds.
- G. Bring into, leave behind, or dump any material of any kind, whether waste or otherwise, except refuse, ashes, garbage and other material arising from the normal use and enjoyment of a picnic or other permitted activity. No bottles, cans, refuse or foreign material of any

description shall be deposited or thrown in any of the streams, waterways, ponds or lakes located in the parks.

- H. Remove any container or material from designated receptacles for the purpose of waste recycling.

SECTION II: DESTRUCTION OR MISUSE OF NATURAL RESOURCES

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

- A. Cut, remove, uproot or wantonly destroy any tree, sapling, seedling, brush, shrub, flower or plant, whether alive or dead, or chip, blaze, box girdle, trim or otherwise deface or injure any tree, shrub or bush, or break or remove any branch of 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 District.
- B. Remove or cause to be removed any sod, earth, humus, downed timber, wood chips, peat, rock, and or gravel, or remove or cause to be removed any other natural material of the forest floor or earth unless necessitated by the performance of restorative, maintenance or construction work pursuant to contract with the District.
- C. Hunt, pursue, trap, catch, capture, molest, poison, wound or kill or attempt to hunt, trap, catch, capture, molest, poison, wound or kill any invertebrate animal, mammal, bird, reptile or amphibian, disturb, molest or rob the nest of any mammal, bird, insect, reptile or amphibian or the lair, den or burrow of any mammal, bird, reptile or amphibian, without the written permission of the Director and the Illinois Department of Natural Resources.
- D. Fish in any waters of the District posted against fishing, or by using a bow and arrow, spear or slingshot, or by using hooks baited with live or dead fish, amphibian or bird, or with any device using more than two hooks per line, or any net, seine, or trap, or with attended or unattended lines during the hours that parks are closed as defined by provisions of this Ordinance or in violation of any applicable laws of the State of Illinois as administered by the Illinois Department of Natural Resources thereof, or in violation of any regulations or restrictions as may be posted by the Director controlling the size, species, and number of fish that can be taken from a designated body of water.
- E. Release or cause to be released any wild, domestic or pet animal, bird, fish or reptile or bring in, plant or distribute the seeds or spores of any flowering or non-flowering plant brought into or upon park lands or waters from any outside source whatsoever, without written permission of the Director.
- F. Use or cause to be used any chemical or biological pesticide or any other substance, measure or process designed to alter the anatomy or physiology of any organism for the purpose of directly manipulating

their populations without written permission of the Director, and then only in compliance with all applicable laws of the State of Illinois and the United States of America.

- G. Feed, harbor or otherwise attract any type of waterfowl, including ducks, geese and sea gulls.
- H. Drive, or cause to be driven, any cattle, horses, sheep, goats, swine or other livestock to graze or browse, without written permission of the Director.
- I. Route any form of storm water, runoff from sump pumps, or any other unnatural discharge of water onto Park District property without the written permission of the Park District.
- J. Deposit, dump, throw, cast, lay or place, or cause to be deposited, dumped, thrown, cast, laid or placed, any ashes, trash, rubbish, paper garbage, refuse grass clippings, leaf waste, debris or junk.
- K. Dump in any Park District roll-off box, dumpster or trash receptacle any type of construction debris, landscape debris (including, but not limited to, lawn clippings and leaves) or household garbage.
- L. Empty or drain onto any Park District property water or other contents of any privately owned swimming pool.
- M. Place or grow any vegetable garden, flower garden or composting area or materials or to plant any other plants upon Park District property, or any portion thereof, except in areas approved and designated by the Board.
- N. Construct, erect or place any swing set, gym, playground equipment, railroad ties, landscape timbers, fence, shed or other structure, or any part thereof upon any Park District property.

SECTION III: CONTRABAND

All animals, plants, birds, fish or reptiles, or parts thereof, killed, captured, trapped, taken or bought, sold or bartered, or had in possession contrary to any provisions of this Ordinance or applicable laws of the State of Illinois shall be and are hereby declared contraband and, as such, shall be subject to seizure by any Hampshire Police Officer or employee of the District.

SECTION IV: DESTRUCTION BY MISUSE OF FIRE

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

- A. Set fire, or cause to be set on fire, any tree, forest, brush land, grassland, meadow, prairie, marsh, refuse container or structure.
- B. Build a fire anywhere, for any purpose, except in provided fireplaces, or in approved receptacles as defined herein.
- C. Drop, throw away or scatter any burning, lighted or hot coals, ashes, cigarette, cigar, firecracker or match.
- D. Cause, suffer or allow the burning of garbage, refuse, waste material, trash, motor vehicle (or any part thereof) or other combustibles without or adjacent to the park so as to cause smoke, haze, odor, sparks, dust,

dirt or other type matter or gaseous substance to come upon, pass through, or over the park which would cause air pollution nuisance or damage to persons or property.

ARTICLE IV

PERSONAL CONDUCT AND BEHAVIOR

SECTION I: DISORDERLY CONDUCT AND UNLAWFUL CONDUCT

A. Disorderly Conduct

1. No person shall either by word or act, indulge in any noise, boisterousness, disorderly or indecent conduct, or in any manner disturb the peace or good order of the community within the park, by loud playing of record players, televisions, radios, tape recorders, noisemakers, CD players, sound equipment, musical instruments, fighting, quarreling or wrangling with loud voices or shouts, use of profane or abusive language, threatening violence to the person or property of others, or engaging in riotous clamor or tumult. No person shall disturb or intrude upon a picnic or gathering in any park without consent of those composing the group, except for Park employees in the proper pursuit of their duties.
2. No person shall act in a violent or tumultuous manner toward another, where any person is placed in fear of safety of his life, limb or health while on Park District property and/or in Park District facilities.
3. No person shall act in a violent or tumultuous manner toward another, where property of any person is placed in danger of being destroyed or damaged while on Park District property and/or in Park District facilities.
4. No person shall endanger the lawful pursuits of another by acts of violence, angry threats and abusive conduct while on Park District property and/or in Park District facilities.
5. No person shall cause, provoke or engage in any fight, brawl or riotous conduct so as to endanger the life, limb, health or property of another while on Park District property and/or in Park District facilities.
6. No person shall assemble or congregate with another or others for the purpose of causing, provoking or engaging in any fight or brawl while on Park District property and/or in Park District facilities.
7. No person shall jostle or roughly crowd or push any person while on Park District property and/or in Park District facilities.

8. No persons shall collect in bodies or in crowds for unlawful purposes while on Park District property and/or in Park District facilities.
9. No person shall assemble or congregate with another or otherwise for the purpose of or with the intent to engage in gaming while on Park District property and/or in Park District facilities unless authorized by statute and a permit therefore has been issued by the Village of Hampshire and by the Park District.
10. No person shall go upon Park District property and/or in Park District facilities with the intent to obtain money from another by an illegal and fraudulent scheme, trick, artifice or device.
11. No person shall assemble with another or others on Park District property and/or in Park District facilities for the purpose of engaging in any fraudulent scheme, device or trick to obtain any valuable thing in any place or from any person or shall aid or abet such person.
12. No person shall beg or solicit alms in any manner on Park District property and/or in Park District facilities.
13. No person shall utter in the presence of another any lewd or obscene words or epithets while on Park District property and/or in Park District facilities.
14. No person shall act in a dangerous manner towards others while on Park District property and/or in Park District facilities.
15. No person, in the presence or hearing of another, shall curse or abuse such other person, or use any violent or abusive language to such person concerning such other person, any of such person's relations, ethnic group, race or otherwise uses such language under circumstances reasonably calculated to provoke a breach of the peace ("fighting words") while on Park District property and/or in Park District facilities.
16. No person shall assemble or congregate with another or other persons for the purpose of doing bodily harm to another while on Park District property and/or in Park District facilities.
17. No person shall, by acts of violence, interfere with another's pursuit of a lawful use of the Park District property and/or the Park District facilities.
18. No person shall congregate with another or others in or on any Park District parking lot, access drive or pathway so as to halt the flow of vehicular or pedestrian traffic and refuse to clear any parking lot, access drive or pathway when ordered to do so.
19. No person shall interfere with any public gathering on Park District property and/or in Park District facilities.

Nothing herein contained shall be construed as prohibiting lawful picketing, demonstrations or other forms of speech, unless said speech amounts to "fighting words" which by its very utterance tends to incite to imminent danger.

B. Loitering/Vagrancy

No person or group of persons shall enter or loiter in or near any building or other Park District structure, or enter or loiter in or near a vehicle or vehicles within any park in such a manner as to alarm or disturb another and provoke a breach of the peace, obstruct pedestrian or vehicular traffic and/or obstruct or interfere with any person lawfully seeking access or use of the building, structure or vehicle on Park District property and/or in Park District facilities.

C. Failure to Disperse or Cease Unlawful Activity

No person shall fail to obey a lawful order given by a Village of Hampshire police officer or Park District employee acting under the authority of the Board for the protection of property and good order.

SECTION II: PUBLIC INDECENCY

No person shall commit, perform or engage in an act of public indecency, including, but not limited to:

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

SECTION III: SOLICITING/VENDING/ADVERTISING

- A. No person shall offer or exchange for sale any articles of merchandise or food or do any banking, peddling or solicitation, or buy any article of merchandise or food to take up any collection or solicit or receive contributions of money or articles of value, except when authorized by permit or under contract with the District.
- B. No person shall display, distribute, post or fix any type of placard, sign, pamphlet, or other printed material containing advertising or other material whatsoever, except for groups holding a valid picnic permit or special event to be held on Park District property that may have identification and direction signs, provided they are temporary and removed at the end of the activity, and are not attached to any tree, post, fence, building or other Park District structure, and further provided they are posted on the designated bulletin board(s) in the Park District Offices with the permission of the Director.

SECTION IV: GAMBLING

No person shall engage in any game of chance or in the use of any gambling device, nor shall any person tell fortunes for pecuniary reward, except for special events with written permission of the Board.

SECTION V: FIREARMS, WEAPONS, EXPLOSIVES, AND MISSILES

- A. No person except law enforcement officers in the line of duty shall have, carry and/or discharge any gun, pistol, rifle or shotgun, or other type of fire arm on park property. At no time shall anyone carry and/or discharge any switchblade, hunting knife, dagger, metal knuckles, chain, slingshot, blowgun, bow and arrow, any potentially dangerous lethal instrument, harmful solid, liquid aqueous, effervescent, gaseous substance or other dangerous weapon concealed on or about his person while within the park.
- B. No person shall throw or cast any stones or other missiles, or possess, ignite or use any type of fireworks, firecracker, sparkler, explosive, smoke device or pyrotechnic device in any park.

SECTION VI: USE OF FACILITIES RESTRICTED BY SEX

No person, except for children under six years of age when accompanied by a parent or legal guardian, or by a person given custody of such child by his or her parent or legal guardian, shall enter or remain in any toilet, locker room, restroom, or other structure which has been designated for use of the opposite sex.

SECTION VII: UNLAWFUL TRESPASS/CONSTRUCTION

- A. No person shall trespass or remain in the parks other than for schedule Park District activities or events, after sunset, unless authorized by the Director.
- B. No person shall erect, construct, install or maintain any structure on, below, over or across any Park District property, except by proper authorization of the Board, and written permission specifying work to be done and conditions pursuant to the terms of such agreement.

SECTION VIII: ALCOHOL, DRUGS AND SMOKING

- A. No person shall be present in the parks or facilities under the influence of or have in his or her possession any liquor, beer, drug, narcotic, Cannabis or controlled substance; possess, give away, sell, serve, dispense or drink any alcoholic beverage; possess, sell, deliver, smoke, inhale, inject, eat, chew or swallow any Cannabis, narcotic drug or controlled substances. Serving, dispensing or drinking of any alcoholic beverage will only be allowed under conditions outlined in Appendix I.
- B. The smoking of cigarettes, cigars and pipe tobacco is forbidden on all Park District property.

SECTION IX: CONTROL AND TREATMENT OF ANIMALS AND PETS

- A. Pets shall be permitted to be brought upon Park District property only when on a leash not exceeding eight (8) feet in length, securely held by such owner or person in custody or control, and licensed, subject to this Section B. No person shall be permitted to allow any such animal or pet to remain on or roam Park District land unless so leashed. Park

District officials, agents and police shall be entitled to remove such animal or pet, and the person responsible for such animal or pet shall be responsible for any fees of recovery from the appropriate shelter or pound where such animal or pet may be taken, in addition to any other fines and penalties provided in this Ordinance.

- B. It shall be unlawful for the owner of any dog or other pet or any person that has a dog or other pet in his or her custody or control to allow any dog or other pet to be brought in proximity to a picnic or other community event lawfully held on park property.
- C. It shall be unlawful for the owner of any dog or other pet or any person that has a dog or other pet in his or her custody or control to permit such dog or other pet upon any park property unless such person shall have in his or her immediate possession a device for the removal, and a repository for the transmission, of any excrement which might be deposited by such dog or other pet upon such park property.
- D. It shall be unlawful for the owner of any dog or other pet, or any person who has a dog or other pet in his or her custody or control, to fail to remove immediately from any park property any excrement in a proper receptacle located upon such park property or upon property owned or possessed by such person or in an appropriate public receptacle.
- E. The provisions of Division IV, Sections 9B and 9C, shall not apply to a blind person while walking his or her guide dog.

ARTICLE V

REGULATIONS OF SPORTS, GAMES AND LEISURE ACTIVITIES

SECTION I: AVIATION AND AIRSPACE

No person shall voluntarily bring, land or cause to descent or alight upon park lands or waters any airplane, flying machine, balloon, parachute or other apparatus for aviation, except by written permit of the Board. Any landing other than one caused by mechanical or structural failure of the aircraft or any of its parts, shall be deemed to have been made voluntarily.

SECTION II: WATERCRAFT

- A. No person shall bring into, attempt to launch, or use, or navigate, any type of watercraft upon any Park District waters, except as allowed by permit and regulations thereof by the Director.
- B. Where allowed by permit, watercraft shall not have any electrical or motor driven propellants, and shall be operated in a safe manner in accordance with rules and regulations as duly set forth in such permit.
- C. No watercraft may be moored or beached upon Park District land unless expressly stated by permit.

SECTION III: SWIMMING/WADING

No person shall swim, wade or bathe at any time in any of the waters of the Park District.

SECTION IV: WINTER SPORTS

- A. Ice Skating. No person shall skate or slide on any natural or man-made bodies of water, except those areas designated for such purpose when the proper flag designating that it is safe to ice skate thereon has been put up by the District, and then only in compliance with rules and regulations for such use.
- B. Sledding/Tobogganing. No person shall sled, slide or toboggan in any areas except those designated for such purpose, and then only upon proper snow cover or as other environmental conditions allow and as duly notified by the Director.
- C. Skiing. No person shall downhill ski on any park areas at any time. Cross country skiing shall be permitted only in areas not restricted off limits, nor on any frozen waters designated for other purposes.
- D. Ice Fishing. No person shall ice fish on any waters of the Park District.
- E. Snowmobiling. No person shall bring in, ride, operate or possess any self-propelled vehicle designed for travel on snow covered ground at any time, unless expressly permitted by the Director.
- F. Other Vehicles. No person shall bring onto or upon any frozen waters, iceboats or like wind-driven devices or any other type of vehicle.

SECTION V: POWER MODELS, TOYS AND MODEL ROCKETRY

- A. No person shall start, ignite, fly or use any fuel powered models, aircraft or rockets in any park areas except in areas designated for such use.
- B. Model boats and cars shall be permitted only in non-pedestrian or otherwise non-restricted areas and must not be powered by any combustible fuel type engine.

SECTION VI: EQUESTRIAN USE

No person shall bring into, ride upon, unload or use any horse or pony in any park area, unless with express written permit by the Director.

SECTION VII: FIELD AND TEAM SPORTS

- A. No person shall play or engage in any team sport or game such as, but not limited to, baseball, football, soccer, volleyball, horseshoes and softball, except in those park areas designated for use as athletic fields, and only in such a manner as to not interfere with other persons using said athletic areas, and under rules and regulations as may be prescribed by the Director, and as stated in Appendix II.

- B. No person shall use lighted athletic fields or courts past the hours of 10:00 p.m. unless engaged in a Park District sponsored activity.

SECTION VIII: GOLFING

No person shall possess, swing or make use of any golf club to hit or putt golf balls within or into any parks, except on established golf courses and driving ranges as now used or may be established in the future by the Board, and in accordance with the rules, regulations and fees thereof and established.

SECTION IX: BICYCLES, SKATEBOARDS AND ROLLER SKATES/BLADES

- A. No person shall ride a bicycle or skateboard on any path, trail, roadway, athletic field, spectator area, public areas or other area designated and posted as prohibiting bicycles and/or skateboards.
- B. No person shall carry another person on the handlebars, frame, fender or so ride a bicycle except on a suitable seat attached thereto for such a purpose, or operate a bicycle in a reckless manner so as to endanger pedestrians, the rider, or riders or skateboard therein.
- C. No person shall park or leave unattended any type of bicycle in a manner that totally or partially impedes or blocks any pedestrian or vehicular traffic or access ways.
- D. No person shall be permitted to roller skate or "roller blade" on any athletic courts, except those areas designated for such use.

SECTION X: METAL DETECTORS

No person shall possess, use or operate any type of device intended for locating buried objects in the parks, except with express written permission of the Director, or for the purpose of locating buried utilities with consent of the Director.

SECTION XI: CAMPING AND SLEEPING IN PARKS

- A. No person shall camp within any park except in areas as may from time to time be designated by the Board or upon written approval of the Director.
- B. No person shall sleep in any park between dusk and sunrise the following day, except in areas as may from time to time be designated by the Board or upon written approval of the Director.

SECTION XII: PICNICS AND PARK RESERVATIONS

- A. Picnics shall be permitted in areas designated for picnic use while the parks are officially open.
- B. Picnic and park areas may be reserved for use by resident groups following the rules and regulations duly set forth in Appendix I and as may from time to time be amended by the Board.

- C. No person shall use, infringe upon or disturb a group in possession of a valid park reservation permit, except under permission by the group possessing such permit.

SECTION XIII: FIRES AND BARBECUES

- A. No person shall ignite, tend or maintain any open fire.
- B. Barbecues and cookouts shall be permitted only in provided or approved grill type apparatus, receptacles or fireplaces, provided that materials used are not taken live from the park, are maintained so that such burning may be accomplished without the emission of dense smoke, sparks, odor, dust or ash, and that such fires must be maintained at all times until properly extinguished. A fire shall be deemed properly extinguished when ashes, residue, coals and unburned substances are cold to human touch.
- C. The dumping of hot ashes or fire from portable picnic grills onto the grass or plants is prohibited. Hot ashes shall be deposited only in specified areas or designated receptacles, but not in picnic refuse receptacles.

SECTION XIV: PARK HOURS

No person shall be on or in any park and/or facility between dusk and 5:30 a.m. on the following day when the parks reopen, unless in attendance of a sanctioned event of the Park District.

ARTICLE VI

EMPLOYMENT

SECTION I: AUTHORITY

All Park District personnel and members of the Board of Park Commissioners are authorized to, without the use of force, detain or eject from any facility or park, any person found in the act of violating any park ordinance, rule and/or regulation.

SECTION II: AUTHORITY OF OTHER AGENCIES OR PERSONS

- A. The Hampshire Police Department has the power and is authorized to arrest or eject from any park or facility any persons found in the act of violating any ordinance of the Park District, ordinance of the Village of Hampshire, or laws of the State of Illinois where applicable.
- B. In the absence of the Park District attorney, the attorney for the Village of Hampshire shall have the power to represent the Park District in all cases.

- C. Nothing in this Ordinance shall be construed to prevent other officers from carrying out their own duties within the territories of the District as defined by applicable laws of the State of Illinois and United States or ordinance of Kane County, Illinois, or in accord with any other policing agreement approved by the Board.
- D. The Board of Park Commissioners may appoint Park Patrol to assist in supervision and enforcement of park rules and regulations and ordinances as they may see fit.

ARTICLE VII

RULES AND REGULATIONS

SECTION I: INCORPORATION OF PERMIT AND REGULATIONS AND APPENDICES

The Board hereby expressly adopts and ordains as part of this codification of its ordinances, the Permits and Regulations as set forth in Appendix I, the Program Conduct and Sanctions as set forth in Appendix II, and the Athletic Club Prohibited Conduct and Sanctions as set forth in Appendix III, each of which are appended hereto and expressly made a part hereof and shall be enforced with the same force and effect as the other provisions of this Ordinance.

SECTION II: ADDITIONAL RULES AND REGULATIONS

The Board shall from time to time, promulgate additional reasonable rules 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.

ARTICLE VIII

FINES AND PENALTIES

Any person, firm, corporation or organization violating any provision of this Ordinance shall be fined not less than Fifty Dollars (\$50.00) nor more than Five Hundred Dollars (\$500.00) for each offense upon conviction, and in addition the District may seek an order from any court of competent jurisdiction requiring

restitution for actual damages resulting from violation of any provision of this Ordinance. Each day any violation of any provision of this Ordinance shall continue shall constitute a separate offense. In addition, participants in Park District programs and activities, may be suspended, banished or have their memberships suspended or revoked for violations of the Permits and Regulations (Appendix I).

ARTICLE IX

MISCELLANEOUS

SECTION I: CONFLICT

All Park District ordinances and parts of ordinances, and all resolutions and ordinances or parts thereof, in conflict with this Ordinance or any parts thereof are hereby repealed.

SECTION II: ENACTMENT

This Ordinance shall be in full force and effect from and after its passage, approval and publication, as by statute in such case made and provided.

SECTION III: SEVERABILITY

The provisions of this Ordinance shall be deemed to be severable, and the invalidity or unenforceability of any provision shall not affect the validity and enforceability of the other provisions hereof.

ROLL CALL VOTE:

AYES: _____

NAYS: _____

ABSENT: _____

PASSED this 20th day of December, 2006.

APPROVED by me this 20th day of December, 2006

Greg Stebbins, President
Board of Commissioners
Hampshire Township Park District

ATTEST:

Eileen Fleury, Secretary
STATE OF ILLINOIS)
) SS
COUNTY OF KANE

I, Eileen Fleury, do hereby certify that I am the duly elected, authorized and acting Secretary of the Hampshire Township Park District, County of Kane, and State of Illinois, and that as such Secretary I am the keeper of the records and minutes of the proceedings of the President and Board of Commissioners to the said District.

I do hereby certify that the following "AN ORDINANCE PROVIDING FOR THE REGULATION AND RESTRICTION GOVERNING THE USE OF THE PARK SYSTEM OF THE HAMPSHIRE TOWNSHIP PARK DISTRICT, KANE COUNTY, ILLINOIS" is a true and correct copy of Ordinance #2006-07 duly passed and approved and published in pamphlet form on December 20, 2006, at a regular meeting of said President and Board of Commissioners.

Eileen Fleury, Secretary

(SEAL)

APPENDIX I
PERMITS AND REGULATIONS

SECTION 1: AUTHORITY

To carry out the terms of this Ordinance, the Director is hereby given authority to issue the permits, post notices or take the other action as called for herein, subject to the guidelines herein set forth.

- A. The Director shall have the authority to designate areas, facilities or waters, suitable for various activities or use, to close parks, or parts thereof, in the interest of public health, safety or general welfare or in order to protect the natural resources from unreasonable harm and to promulgate and issue permits where required by this Ordinance and collect such fees as established by the District in accordance with the following guidelines:
 - 1. That no person be discriminated against because of race, sex, creed, color, or national origin.
 - 2. That the proposed use or activity will not unreasonably interfere with or detract from the general public's use and enjoyment of the park and surrounding property or facilities.
 - 3. That the proposed use or activity is not reasonably likely to result in violence or in serious harm to property or persons.
 - 4. That the proposed activity or use will not entail extraordinary expense or operation costs by the District or expose it to unusual or extreme liability.
 - 5. That the area desired has not been reserved for another activity at the same time.
 - 6. That the proposed activity is not reasonably expected to detract from the promotion of public health.
 - 7. That the proposed activity is reasonably compatible with the type of park, size and character of the area or waters involved and the facilities available and that it is not reasonably expected to cause irreparable harm or extreme damage to the natural environment of the park.

- B. The Director may impose reasonable restriction on the granting of a permit, including, but not limited to, any of the following:
 - 1. Restricting the open dates for reserved area use, the length of time an area will be held for reserved use, the use of ground fires, sound and energy amplification devices, amusement devices, off the road vehicle access, the number of persons present, location and type of any tents, bandstands, stages or temporary structures, the use of domestic, pet or trained animals, the use of shelters or structures, the collecting for any purpose of any water, soils, minerals, flora and fauna, the type and location of sports and

- games, or any other activity which appears likely to create a risk of unreasonable harm to the use and enjoyment of the park by others or of damage to District property.
2. Requiring proof of and establishing the amount of liability insurance required and/or requiring a hold harmless agreement, or requiring a certificate of insurance naming the District as an additional insured when the activity is deemed by the Director to require such.
 3. Requiring the name, address, telephone number and driver's license number of a legal adult responsible for the use of activity requested as well as name, address and telephone number of the group represented by the applicant.
 4. Requiring that the applicant furnish additional approved security forces at the applicant's expense, such forces to act under District supervision.
- C. All permits required by this Ordinance and issued by the Director shall be issued at the District's Office on a first-come, first-served basis beginning the first working day of each calendar year. All applications for permits shall be submitted at least 72 hours in advance of the earliest requested day, provided that the Director may waive the 72 hour time period in the interest of public health or safety or for such events that are of a significant civic nature.
- D. The Director is authorized to seek reasonable information regarding any proposed use, activity or privilege and require a record of such information on a permit application.
- E. No person shall misrepresent, falsify or withhold such required information.
- F. No person granted a permit shall violate the requirements, terms, conditions, restrictions or rules duly set forth under the authority of this Ordinance as part of any granted permit or registration.
- G. The Board of Park Commissioners of the District may set forth in other ordinances such permit or registration fees as it deems proper and may change them from time to time.
- H. No person shall obtain or use any permit without first having paid the fee established by ordinance for such permit.
- I. All designated areas, waters or facilities and all permit restrictions, rules and regulations, or conditions are subject to review at any time by the Board of Park Commissioners of the District. Any aggrieved person shall have the right to petition the Board, in writing, regarding denial or restriction of use or activity and by properly heard by the Board as the President shall direct.

SECTION 2: ACTIVITIES REGULATED BY PERMIT

- 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 Director prior to the start of the activity:
1. Any contest, show, exhibit, dramatic performance, motion picture, acrobatic feat, bazaar, sporting event, ceremony or any public meeting, assembly or parade, including, but not limited to, drills and maneuvers, rallies, picketing, speeches and addresses, marches or political meetings.
 2. Selling, distributing or consuming alcoholic beverages.
 3. Any use of any park or facility by a certain person or group of persons to the exclusion of others.
 4. Camping on lands of the District or inhabiting any structure or facility overnight.
- B. Persons desiring the above activities may apply to the Director for a written permit under the following categories and subject to fees set by the Board:
1. Picnic. No permit is required to have a picnic; however, if a person desires to reserve a designated area or areas to the exclusion of others or desires to conduct in conjunction with the public, related controlled activities such as, but not limited to, sound amplification, alcohol, special vehicle access, animal rides and the like, then a picnic permit, valid for one day, is required.
 2. Camping. A permit is required. The permit reserves a designated area or areas to the exclusion of others and allows permittee to remain in the park overnight.
 3. Special Event. A permit is required for any of the other activities listed in Section 2 above. The permit may be valid for from one to seven consecutive days. The permit may provide for use of an area or areas to the exclusion of others and for other permit-controlled activities pursuant to this Ordinance.
 4. Athletic Fields. During the months of April through October, permits must be obtained from the Recreation Supervisor for exclusive use of athletic fields. At all other times, District activities shall have priority use of all fields.
- C. Permits for Alcoholic Beverages:
1. Any group or individual wishing alcohol privileges must provide to the District an appropriate liquor permit for the event from the Village of Hampshire AND provide to the District the necessary insurance certificate and indemnification agreement a minimum of 30 days prior to the event.

2. The Hampshire Township Park District is a member of PDRMA. PDRMA arranges to make special events general liability, host liquor liability and statutory liquor liability coverage available to users of the District facilities at an affordable cost. Details are given when a permit application is picked up at the District office.

D. Permits in General:

Permits are not transferable and fees paid are not refundable. Permits must be applied for at least 30 days in advance of the event. Minor changes in the permit may be made upon written permission of the Director for no additional fee providing that the specific park or area designated is not changed, the date or dates involved are not changed, the number of designated persons is not increased, and the request for the change is made at least 72 hours prior to the event.

E. Permit Fees:

Permit fees are set annually by the Board of Park Commissioners. Details are given when a permit application is picked up at the District office.