

Carol Stream Park District



Park Rules and Regulations Ordinance

Adopted: May 2008

Revised: September 2011

Updated: August 2013 – Section 2a

Updated: February 2014 – Sections 13 & 27

Table of Contents

SECTION 1: ANIMALS	1
SECTION 2: WEAPONS	1
SECTION 3: FIREWORKS AND PYROTECHNIC DEVICES	2
SECTION 4: BOATING.....	2
SECTION 5: SWIMMING.....	2
SECTION 6: HINDERING OF AUTHORIZED AGENTS.....	2
SECTION 7: OFFERING ARTICLES FOR SALE	2
SECTION 8: PUBLIC MEETINGS	3
SECTION 9: RESTRICTED PARTS OF PARK	3
SECTION 10: BEGGING.....	3
SECTION 11: LOITERING	3
SECTION 12: FIRES.....	4
SECTION 13: INTOXICATING LIQUORS-DRUGS-OR OTHER CONTROLLED SUBSTANCES.....	4
SECTION 14: DUMPING ARTICLES.....	4
SECTION 15: GAMBLING.....	4
SECTION 16: PROTECTION OF BIRDS AND ANIMALS	4
SECTION 17: BRINGING PLANTS SHRUBS OR TREES PROHIBITED.....	5
SECTION 18: DAMAGE TO PARK PROPERTY.....	5
SECTION 19: BREACH OF PEACE - DISORDERLY CONDUCT.....	5
SECTION 20: ENGINE POWERED, RADIO CONTROL MODELS	5
SECTION 21: WINTER SPORTS-SLEDDING.....	6
SECTION 22: WINTER SPORTS-FROZEN WATERS	6
SECTION 23: HOURS OF USE	6
SECTION 24: TRESPASS	6
SECTION 25: ORGANIZED GANGS-PROHIBITED ACTIVITIES	6
SECTION 26: AVIATION	7
SECTION 27: SMOKING ON PARK DISTRICT PROPERTY	7
SECTION 28: ORDINANCES.....	7
SECTION 29: PENALTY	7
SECTION 30: RESERVATION OF LEGAL RIGHTS	7

ORDINANCE NO. 411

Rules and Regulations of the the Carol Stream Park District

AN ORDINANCE OF THE CAROL STREAM PARK DISTRICT, DUPAGE COUNTY, STATE OF ILLINOIS, AMENDING 411 DATED MAY 12, 2008, WHICH AMENDED 291B RESTATING THE REGULATIONS AND RESTRICTIONS GOVERNING THE USE OF THE PARK SYSTEM OF THE CAROL STREAM PARK DISTRICT.

BE IT ORDAINED BY THE PRESIDENT AND BOARD OF COMMISSIONERS OF THE CAROL STREAM PARK DISTRICT, THAT ORDINANCE NO. 411 IS HEREBY AMENDED AND THE BELOW REGULATIONS AND RESTRICTIONS GOVERNING THE USE OF THE PARK SYSTEMS ARE HEREBY RESTATED AND ADOPTED.

SECTION 1: ANIMALS

- a) No owner or person having possession or guardianship of any animal shall cause or permit such animal to be on any District property without being leashed, except in connection with District-sponsored activities, programs, events or in designated off-leash areas where it is specifically allowed by the District that animals may be unleashed. No leash shall be longer than eight (8) feet, and retractable leashes shall not be extended more than eight (8) feet.
- b) Any animal found on District property may be apprehended, turned over to police, removed to an animal shelter, public pound or other place provided for that purpose.
- c) Notwithstanding the foregoing, the Executive Director, in his sole discretion, may designate District property or District events as no animal areas or events, respectively, in which cases no owner or person having possession or guardianship of any animal shall cause or permit such animal to be in such areas or present at such events.
- d) The owner or person having possession or guardianship of any animal shall remove and dispose of, off District property or in designated receptacle, any excreta deposited by his animal anywhere on District property.
- e) The provisions of sub-section (a) through (d) above shall not apply to a seeing-eye dog, or any recognized assisting animal for the disabled.

SECTION 2: WEAPONS

- a) No person at any time shall have in their possession or on or about their person, vehicle or any other conveyance, concealed or otherwise, any firearm, stun gun, taser, bow and arrow, slingshot, cross bow, spear, or spear gun, switch blade knife, stiletto, knife exceeding 3", sword, blackjack, billy club, martial arts weapon or any air rifle, paint gun or device capable of discharging a projectile of harmful chemical substance, or any weapon, instrument, or substance of like character or design. Hereinafter, "weapons". Except as otherwise permitted by law.
- b) Weapons may be allowed at those designated areas, and/or, designated Park District programs or events, for their use by the Executive Director's discretion and then only in accordance with the rules and restrictions duly set forth for the proper use of such areas. Nothing contained herein shall be construed to prevent any ranger, police officer, or any other duly sworn peace 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 assisting such officer.

SECTION 3: FIREWORKS AND PYROTECHNIC DEVICES

- a) It shall be unlawful on any Park District area for any person to light, discharge, detonate, or set off any type of fireworks, pyrotechnics, explosives, or any device capable of creating a loud or unusual noise, explosion, flash or smoke, except when and where permitted by special Park District programs.
- b) It shall be unlawful on any Park District area for any person to possess or exhibit any type of explosive device, or any type of electrical or electronic device that could be capable of detonating an explosive device.

SECTION 4: BOATING

- a) Where allowed, watercraft shall be used in accordance with Illinois Department of Natural Resources and the United States Coast Guard according to the Illinois Boat Registration and Safety Act. The Illinois Department of Natural Resources' has full and complete jurisdiction on any Illinois waters. All applicable rules and regulations of the Carol Stream Park District will apply.
- b) Motorized and wind powered (sail) boats are not permitted on any Carol Stream Park District waterways.
- c) Any person under the age of 18 in a watercraft must be accompanied by a parent or adult guardian.
- d) Watercrafts must be launched and landed at designated areas only.

SECTION 5: SWIMMING

- a) No person shall swim, bathe, or wade in any water or waterway in or adjacent to any park, except in such public swimming pools during such hours as the Park District may designate and in accordance with the terms of this ordinance and any other regulations as set forth by the Board of Commissioners.
- b) No person shall bathe their pets in any water or waterway in or adjacent to any park.

SECTION 6: HINDERING OF AUTHORIZED AGENTS

I. EMPLOYEES

- a) No person shall interfere with or in any manner hinder any employee of the Park District while engaged in construction, repairing or caring for any park property.
- b) No person shall interfere with or in any manner hinder any employee, volunteer, Commissioners, or authorized agent of the Park District while engaging as an instructor, coach, coordinator, facilitator, or the like in a Park District sponsored program, class, league or event.

II. RESISTING OR INTERFERING WITH COMMISSIONERS OR EMPLOYEES.

No person shall resist any Commissioner or employee of the District in the discharge of his/her duty or fail or refuse to obey any lawful command of any such Commissioner or employee or in any way interfere with or hinder or prevent any such Commissioner or employee from discharging his/her duty, or in any manner assist or give aid to any person in custody to escape or to attempt to escape from custody or rescue or attempt to rescue any person when in such custody.

SECTION 7: OFFERING ARTICLES FOR SALE

- a) No person shall offer or exchange for sale any article or thing or do any hawking, peddling or soliciting, or buy or offer to buy an article or thing, privilege or service, or take up any collection or solicit or receive contributions of money or anything of value in the Park system, and no person, company or corporation shall make any use of District property in connection

with its profit-making activities, unless a permit or contract therefore has first been obtained from the District, or when authorized to do so by permit from, or contract with, the District.

- b) No person shall expose or offer for sale to the general public any articles or things, or conduct to solicit any business, trade or occupation or profession without a valid contract approved by the Park District and then only in accordance with the terms and conditions thereof, it being the intention to control commercial enterprises or sales on District property.
- c) No person shall display, distribute, post or fix any placard, sign, handbill, pamphlet, circular or any other written or printed material of any kind whatsoever without permission of the Executive Director, or designee, except groups holding a District issued Picnic or Special Event Permit who may display signs to identify their location or direct others to it, providing that such signs are no larger than 18" x 24" and are not attached to any tree, shrub or any post, building, window, door, district sign, gate or other structure, nor shall the placement of the sign cause any damage to Carol Stream Park District property. Any signage erected for the above stated purpose must be removed at the conclusion of the picnic or special event.

SECTION 8: PUBLIC MEETINGS

- a) No person shall call or hold any public meeting, benefit, fundraiser or give any concert or public entertainment of any kind in the Park system without the express consent of the District.
- b) Any gathering of 30 or more persons shall be considered a Large Group Event. No person, group of persons or organization shall hold, conduct, participate or organize any large group event, festival, function, picnic, party, sporting event, show, or the like ("Large Group Event") in the Park system without the expressed consent of the District in the form of a permit. The permit shall be displayed at the event. If a permit is granted, the permitted event shall be conducted according to all federal, state, and local laws, and the rules and regulations of the District including any specific requirements of the permit. Failure to do so will be cause for immediate termination of the permit, removal of the group from the premises, and a fine up to \$500 to the person who signed the permit.

SECTION 9: RESTRICTED PARTS OF PARK

No person shall enter into any building or portion of District property where persons are prohibited by the District from entering, or where use is restricted to persons of the opposite sex [exception is made for children under the age of six (6)], as indicated by sign or notice. No person shall enter any building or area of District Property when it is closed to the public. No person shall enter any building or area in the District which is reserved or scheduled for a specific group or activity, or Carol Stream Park District program, unless such person is invited by the individual, group, or agency responsible for such activity and, if applicable, such person has paid all appropriate admission fees.

SECTION 10: BEGGING

- a) No person shall beg or solicit alms in the Park system.

SECTION 11: LOITERING

No person shall loiter at entrances, in lobbies, walkways, restrooms, parking lots or other non-recreational areas. Prolonged or chronic sleeping in any Park, parking lots and Park grounds is prohibited. Using the parking lot for purposes unrelated to District business or services is prohibited. Any person who has been notified of suspension from any Park and is observed in Park shall be subject to arrest for trespass and subject to additional suspensions set forth in this Ordinance.

SECTION 12: FIRES

No person shall light or make use of any fire on District property, except at such places and at such times as may be designed for such purpose and then only with such permission of and under such rules as may be prescribed by the Park District. Every such fire shall be under the continuous care and direction of an adult from the time it is kindled until the time it is completely extinguished.

SECTION 13: INTOXICATING LIQUORS-DRUGS-OR OTHER CONTROLLED SUBSTANCES

The unlawful manufacture, distribution, dispensation, possession, or use of controlled substances, including alcohol, cannabis and medical marijuana is prohibited on Park District Property.

However, the Park Board recognizes an exception for patrons who may desire to have alcohol as part of their private rental or during select programs or events held on Park District property. Such use or consumption of alcoholic beverages will be by permit only, as defined by Park Board Policy.

Regardless of permission to consume alcoholic beverages on park property, or lawful use of medical marijuana, or other controlled substances, patrons will be required to conduct themselves and/or their organizations according to all local, State and Federal laws.

Violation of any park rules will be cause for immediate revocation of the alcoholic beverage permit, and, further appropriate action.

SECTION 14: DUMPING ARTICLES

- (a) No person shall place, pile or otherwise dump, leave or deposit in any manner any kind of dirt, rubbish, refuse, ashes, garbage, grass clippings and other yard waste, snow, ice or other substance, whether liquid or solid, on District property except as specifically permitted by the District. Any person violating this section may be assessed the cost to the District 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.
- (b) No person shall litter, cast, throw, drop or otherwise deposit or leave any garbage, refuse or other material of any kind on District property nor shall any person otherwise defile District property. Provided, however, that paper, glass, cans, garbage and other refuse resulting from picnics or other lawful use of District property may and shall be deposited in receptacles provided by District for that purpose. Where receptacles are not so 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 the presence and property disposed of elsewhere.

SECTION 15: GAMBLING

No person shall play or engage in selling routines or futures, games of chance or in any other device or game of chance, hazard or skill, either as bookmaker, dealer, player, or otherwise, for the purpose of gaming or gambling for money or other valuable things within the Park system.

SECTION 16: PROTECTION OF BIRDS AND ANIMALS

No person shall trap, catch, wound, kill or mistreat or attempt to trap, catch, wound or kill any bird or animal or molest or rob any nest of any bird or animal in the Park system.

SECTION 17: BRINGING PLANTS SHRUBS OR TREES PROHIBITED

No person shall bring into or upon the Park system any tree, shrub, or plant of any newly plucked branch or portion of a tree, shrub, or plant, without expressed approval of Park District.

SECTION 18: DAMAGE TO PARK PROPERTY

Unless a permit or contract therefore has first been obtained from the District, no person shall mark, carve, bend, cut, paint, deface, break, down, destroy, damage, alter, change, sewer, mow, uproot, excavate or otherwise remove; or attach or suspend any rope, tape, wire or other material or contrivance to or from, any District property including without limitation any:

- a) park building or part thereof, table, bench, fireplace, coping, lamp post, fence, wall, paving, or paving materials, shelter, refuse container, exhibit, display, tool or equipment, water line, telephone, or public utility or parts or appurtenance thereof, or any sign, notice or placard, whether temporary or permanent, equipment or facilities;
- b) soil, rock, stone, timber, or other wood materials;
- c) tree, sapling, seedling, bush, shrub, flower, plant or plant material whether dead or alive.

Nor shall any person climb upon, hang from or stand or sit on any plant, fence, soccer or football goal, basketball net or other District property of any kind except such benches or other property designated or customarily used for such purposes, or recreational equipment as may be installed by the District for such purposes.

SECTION 19: BREACH OF PEACE - DISORDERLY CONDUCT

- a) No person shall make, countenance or assist in making any improper noise, riot, disturbance, breach of the peace or diversion tending to a breach of the peace in the Park system or be guilty of any disorderly conduct therein or collect with other persons in bodies or crowds for unlawful purposes or for any purpose to the annoyance or obstruction or disturbance of other persons.
- b) No person shall engage in behavior, speech, gesture or any offensive act that provokes a breach of the peace or disrupts alarms, disturbs, intimidates, or unreasonably interferes with others in the normal, safe use of the park system or any facility thereof.
- c) No person shall falsely represent or impersonate any Park District Commissioner or employee, or pretend to be a Park District Commissioner, employee or an agent or other representative of the District.

SECTION 20: ENGINE POWERED, RADIO CONTROL MODELS

- a) The operation of battery-powered model RC boats is permissible in designated park ponds. Adult supervision is required at all times. The model boat may not be driven in a reckless manor which may damage Park District property or endanger wildlife or native plantings. No one is allowed to enter into any lake, pond or waterway to launch or retrieve a model boat.
- b) The operation of battery-powered RC airplanes, model airplanes weighing 2 pounds or less, Category F5 based on the FAI Sporting Code are permissible in designated park areas. All Federal Aviation Administration or other governmental authority rules and regulation must be obeyed. Adult supervision is required at all times. Only one model airplane may be flown in a designated area at one time. Flying over private property adjacent to park property is prohibited. Only two people can enter the designated park area at one time, the plane operator and one observer. The pilot must maintain control of their airplane at all times and fly in a safe manner.
- c) No person shall unless a permit has first been obtained start, ignite, fly, or use any fuel powered model rocket in any park areas. All rockets must fall into the category of Model Rocketry,

comply with the National Fire Protection Association (NFPA code 1122) and must be launched within a designated park area.

- d) No person shall fly, cause to be flown, or permit or authorize the flying of any manned aircraft, ultralite or glider at any time over District property at an elevation lower than the minimum safety requirements established by the Federal Aviation Administration or other governmental authority, or in a manner which endangers the safety of any person or District property. No person shall land or cause to be landed or permit or authorize the landing of any manned aircraft on Park District property

SECTION 21: WINTER SPORTS-SLEDDING

- a) No person shall skate board, skate, toboggan, snowmobile, ski, slide, snowboard, golf or engage in similar activities on District property except at such places and at such times as the District may designate for that purpose, and no person shall engage in such activity in a reckless manner or at a speed greater than is safe and proper under the circumstances.
- b) Any or all sledding areas may be closed if and when the area becomes unsafe due to lack of snow cover or for other safety related purposes.
- c) It shall be unlawful for any person to erect or build man-made sled, skate, bike, or other jumps, in any park, at any time.

SECTION 22: WINTER SPORTS-FROZEN WATERS

It shall be unlawful for any person on any Park District property to:

- 1. Enter on or upon any frozen waters to skate, slide, or walk or for any purpose whatsoever upon such waters unless they are posted "open" or "safe".
- 2. Fish through the ice on any frozen waters or parts thereof.
- 3. Bring onto or upon the frozen waters of any lake, pond, or watercourse any iceboat, any motor, or wind-driven-like device or other vehicle.

SECTION 23: HOURS OF USE

The Park system shall be open to the public from 6 A.M. to dusk unless District sponsored activities are in progress or different hours are posted by the Board of Commissioners. No person shall remain in the Park system when not open to the public except by permit from or contract with the Park District.

SECTION 24: TRESPASS

- a) It shall be unlawful and considered trespassing for any person to be on, enter, or remain on any Park District area or property at any time after receiving notice from proper authority, prior to, or after entering Park District property that such entry is prohibited.
- b) Except when and where permitted by special Park District programs, it shall be unlawful and considered trespassing on Park District property for any person to:
 - 1. enter any area posted as restricted or closed
 - 2. enter any Park District area or property after hours
 - 3. operate any motorized vehicle except on regularly designated roads, drives, and parking lots
 - 4. be parked on roads, drives or parking lots after hours
 - 5. climb, or by any means circumvent, any fence or barrier to gain access to a park area or building

SECTION 25: ORGANIZED GANGS-PROHIBITED ACTIVITIES

- a) For purposes of this section, "organized gang" means an association, or part of said association, of five or more persons with an established hierarchy, that encourages members of the

association to perpetrate crimes, or provide support to the members of the association who do commit crime.

- b) It shall be unlawful for any person to solicit individuals for organized gang membership, or intimidate any individuals for non-affiliation in an organized gang, while on any District property, on any Park District organized field trip, or recreational facilities owned or operated by the District.
- c) Any behavior of this sort can be banned from Park District property.

SECTION 26: AVIATION

- a) No person shall fly, cause to be flown, or permit or authorize the flying of any aircraft of any kind at any time over District property at an elevation lower than the safety requirements established by the Federal Aviation Administration other governmental authority, or at an elevation which is lower than is reasonably safe under the circumstances, or in a manner which endangers the safety of any person or District property. No person shall land, cause to be landed or permit or authorize the landing of any aircraft on District property, except when necessitated by unavoidable emergency. No person shall make any ascent or descent in a balloon, airplane, ultra-light, glider, hang-glider, kite or parachute or any similar aviation device without prior written permission of the Executive Director.
- b) Permitting use of and landing of aircraft for official District business as permitted by FAA or other regulations.

SECTION 27: SMOKING ON PARK DISTRICT PROPERTY

No person attending a Park District event or organized program shall smoke or otherwise use tobacco products and e-cigarettes.

SECTION 28: ORDINANCES

All public ordinances of all municipalities within which any part of the Carol Stream Park District is located are, hereby adopted by the Carol Stream Park District, insofar as the same are applicable to the use of that portion of the park and park facilities of the Carol Stream Park District located within the territorial limits of such respective municipalities, as well as the laws, statutes and regulations of the State of Illinois. Said municipal ordinances within that portion of the Park District located within said respective municipalities shall be deemed to be in addition to the provisions of these ordinances, and violations thereof shall constitute violations of this section, and shall subject the violator to the penalties provided herein.

SECTION 29: PENALTY

Any person violating any clause or provision of any section of this ordinance shall be fined Five Hundred Dollars (\$500.00) for each offense, the fine to be recovered in a manner and form as provided by law. The Park District may also seek, in addition to said fines, an order that the offender be required to make restitution for the damage resulting from the violation, and the court shall grant such relief where appropriate.

SECTION 30: RESERVATION OF LEGAL RIGHTS

This ordinance shall not be interpreted in any way to limit the Carol Stream Park District from seeking any and all legal remedies available to it under criminal or civil law, and the Constitutions of the State of Illinois and the United States of America.

This Ordinance voted upon this 27th day of April 2015.

AYES _____

NAYS _____

ABSTAIN _____

CAROL STREAM PARK DISTRICT

By: _____

Tim Powers

President, Board of Commissioners

ATTEST:

Jim Reuter

Secretary, Board of Park Commissioners