

GENERAL USE ORDINANCE 23-08
REGULATING THE USE OF THE PROPERTIES CONTROLLED BY
THE WEST CHICAGO PARK DISTRICT

WHEREAS, the West Chicago Park District DuPage County, Illinois, (hereinafter called DISTRICT) owns, leases, provides through Intergovernmental Agreement, and /or otherwise controls certain properties, facilities and equipment; and

WHEREAS, it is reasonable, necessary and desirable for the DISTRICT to establish a general use policy and guidelines governing the use of said properties, facilities and equipment; and

WHEREAS, it is the desire of the DISTRICT to provide equal opportunity for the use of properties, facilities and equipment; and

WHEREAS, Chapter 105, Section 8-1 of the Illinois Revised Statutes provides, in part, that a {Park District has powers as follows:

“...To pass all necessary ordinances, rules and regulations for the proper management and conduct of the business of the board and district and to establish by ordinance all needful rules and regulations for the government and protection of parks, boulevards and driveways and other property under its jurisdiction...”; and

“...To establish fees for use of facilities of the district. Fees charged to non-residents of such DISTRICT need to be higher than fees charged to residents of the DISTRICT”; and

WHEREAS, it is reasonable, necessary and desirable for the DISTRICT to provide rules and regulations, in order to provide; for the safe and peaceful use of the park system; for the education and recreation of the public; for the protection and preservation of the property, facilities, flora and fauna of the parks; and for the safety and general welfare of the public; and

WHEREAS, the DISTRICT has the authority and the power to establish this General Use Ordinance.

NOW, THEREFORE, BE IT ORDAINED by the Board of the DISTRICT as follows:

CHAPTER I – PUBLIC USE

Section 1 – Public Use:

- A. The properties, facilities and designated buildings provided by the West Chicago Park District are for the use of the General Public. It is the policy of the DISTRICT to allow public use of its facilities on an equal opportunity basis, without regard to race, sex, creed, sexual orientation, religion, age, or ability level. This Ordinance is intended to help carry out this policy.

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- B. Events, programs, and activities scheduled by the West Chicago Park District have first priority for use of the District's parks.
- C. It shall be a violation of this ordinance for any person to disobey any rule or regulation posted in West Chicago Park District parks.

Section 2 – Hours of Use:

- A. Parks and facilities shall be open from sunrise to sunset, unless different hours are posted by the Director.
- B. No person shall remain in the parks or facilities when they are closed to the public unless participating in a DISTRICT sanctioned event, unless a permit is obtained from the DISTRICT sanctioned event or the Director has given permission.
- C. No person shall enter or attempt to enter any park site except through an authorized entrance designed and maintained for such entry.
- D. All parks with operational, artificially lighted facilities shall be open to the public after sunset during special events, or programs, while the lights are on and shall close immediately after the lights are turned off until sunrise the following day. Security lighting shall not be considered operational, artificial lighting.

Section 3 – 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 DISTRICT at least one week prior to the start of the activity:
 - 1. Any contest, show, exhibit, dramatic performance, motion picture, bazaar, sporting event, musical event, ceremony, festival, day camp, or any public meeting, demonstration, celebration, religious worship, gathering, assembly or parade, including but not limited to, drills, maneuvers, rallies, picketing, speeches, and addresses, marches or political meetings;
 - 2. Any use of any park or DISTRICT facility by a certain person or group of persons to the exclusion of others;
 - 3. Camping on lands of the DISTRICT or inhabiting any structure or facility overnight, and then, only in designated areas.
- B. Persons desiring permits must apply to the DISTRICT under the following categories and are subject to fees set by the Board.
 - 1. Picnic: No permit is required to have a picnic: however, if a person or group desires to reserve a designated area, to the exclusion of others, or desires to conduct, in conjunction with the picnic, related controlled activities such as, but not limited to, sound amplification,

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special vehicle access, animal rides and the like, then a picnic permit, valid for one day, is required;

2. Building: A permit is required. A building permit will reserve designated building for a single use or for an extended use. It is understood that DISTRICT programs and activities shall have preference over non DISTRICT activities. Permits over one year or more may required a contract.
3. Special Facilities: Designated special facilities include, but are not limited to, the following: baseball, softball, football, and soccer fields; hard surface courts; basketball, tennis, volleyball courts. No permit is required for general public use of special facilities; however, if a person, organization or group desires to reserve designated special facilities to the exclusion of others, then a Special Facility Permit is required. It is understood that DISTRICT programs and activities shall have preference over non DISTRICT activities.
4. Swimming Pool: The pool may be rented for private parties during hours the pool is not available to the general public.

C. Permits may be issued to person, groups or organization, subject to the following provisions:

1. Availability: No DISTRICT program or other private permit use is scheduled which would conflict with the requested use.
2. Insurance: Organizations and/or groups may be required to provide public liability insurance which shall name the DISTRICT as an additional insured. The user also must agree to indemnify and hold harmless the DISTRICT for any accidents resulting in bodily injury or property damage.
3. Resident Fees: To be considered eligible for resident fees the individual organization or groups permanent address and/or meeting place must be within the corporate boundaries of the DISTRICT. Post office boxes do not necessarily qualify; additional proof may be required.
4. Payment of Fees: Permits will be issued only upon payment of appropriate fees as outlined in Chapter II of this Ordinance.
5. Conduct: All functions conducted in or upon DISTRICT properties shall comply with DISTRICT standards and therefore shall not be in violation of any DISTRICT policy, regulation or ordinance.
6. Responsible Adult: Permits shall only be issued for meetings or parties for minor children by a responsible adult twenty-one (21) years of age or older. The permit must be signed by the adult who will remain on site for the duration of the rental and who will be held responsible for the conduct of the minor group. Certain ratios of adults to children may be required.
7. On-Site Admission Fees: No permits will be issued to any individual, group or organization who will be charging admissions or fees or who will be selling any product or service for the purpose of financial gain, unless approved by the Director.

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8. Politics/Religion: Permits may be granted for political or religious meetings only upon the approval of the Director.
9. Overnight Use: Overnight use of the facilities is limited to specific facilities. No permit will be issued for overnight use without the approval of the Director.
10. Public Address (P.A.) Systems: The use of loudspeakers, public address systems or other energy amplification systems is prohibited unless approved by the Director.
11. Leagues/Teams: Special Facility Permits for leagues and /or teams will only be approved upon submission of the league or team schedule, and then, only if there are no scheduled conflicts. Request for practice time must be submitted at least one week in advance of time requested.
12. Tournaments: Special Facility Permits will be issued for tournaments subject to payment of appropriate fees. Rainout or cancellation make-up dates must be requested in addition to tournament dates prior to approval of the permit. In the case of rain or inclement weather, the DISTRICT will determine if the requested facility is safe for use.
13. Permits in General: Permits are non-transferable and fees paid are not refundable unless use of the requested facility is cancelled by the DISTRICT or as otherwise stipulated in the Ordinance. Permits must be signed by a responsible adult representing the group or organization prior to DISTRICT approval of the permits.

D. In addition to compliance with all rules and regulations as detailed in this or other DISTRICT Ordinances, all permit holders shall comply with and be held responsible for the following:

1. Cleanup: Excessive garbage and/or litter shall be disposed of properly in containers provided. Facilities shall be left in a clean and orderly condition.
2. Decorations: Any decorations, ornaments or special set-ups shall be such that they will in no way damage, deface, cut, mark or destroy any plant, tree, building or other DISTRICT structure and shall be completely removed following the scheduled use.
3. Security: Doors, windows, gates and other security devices shall be closed and locked where applicable upon leaving the facility.
4. Keys and Access Codes: Where keys have been issued in conjunction with a permit, same shall be returned to the DISTRICT office immediately following the permitted function or use. no case shall keys be duplicated. Access codes are assigned to the designated renter and shall not be shared. Access codes will be deactivated following the end of facility use.
5. Deposits: deposits may be forfeited if the facility used is not cleaned properly, there is damage to the facility, on call staff are required to be present due to renter's actions, the facility is left unalarmed/secured, or if additional time is used beyond the allotted rental period. If the facility is left in good condition and none of the above scenarios apply, the deposit fee will be refunded within 5 business days.

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CHAPTER II – PERMIT FACILITIES & FEES

Below are a list of facilities that can be rented:

Section 1 – Facilities:

ARC Center- event rooms/ kitchen/ gym courts/ studio rooms/ Treetop Escape

Pavilions- located amongst various District parks, including The Shell

Turtle Splash- pool/slides/Splash Pad/Toucan's Hideaway

Zone 250- gym courts/ meeting room

Section 2 – Outdoor Special Facilities Permit:

Special facilities include, but are not limited to , baseball, softball, football, and soccer fields, hard surface courts, basketball, tennis, and volleyball courts. No permits required for general public use of special facilities; however, if a person, organization/business, or group desires to reserve designated special facilities to the exclusion of others, then a special facility permit is required.

- A. General Conditions: Special facilities are routinely maintained by DISTRICT (i.e. courts, swept, lawns mowed, etc.) and are provided to the general public and/or permit applicant as is. The DISTRICT shall line fields at the beginning of the season and thereafter a lining fee will be assessed. If an Organization chooses to line their own fields said Organization will purchase paint and or chalk from the DISTRICT; there will be no fields lined with paint from outside of the DISTRICT. No permit fee will be assessed except under the following conditions:
1. Special site preparation is requested (fields lined, infields prepped, etc.)
 2. Facility is to be used for tournament purposes.
 3. Use by an organized team or league for practice or game.
- B. Use Policy: The West Chicago Park District is committed to providing high quality, safe, playing surfaces for our multi-use athletic facilities, but we need the help, commitment and consideration of all user groups in protecting the turf and ballfield surfaces from excessive damage due to game and practice activities. The turf grass is the safety surface for the athletic fields. If any of the following conditions occur, the scheduled games will be cancelled or postponed.
1. Standing water on the field of play.
 2. Soil saturation:
 - A. Walking on turf causes water to surface
 - B. Walking on turf on heels causes indentations
 - C. One inch more of rain 48 hours prior to scheduled game or practice accompanied by steady rain on game or practice day.

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- D. Steady downpour of rain on game or practice day, which could cause damage to turf or injury to participants
- 3. Audible thunder or visible lightning.
- 4. Darkness

All coaches, referees, and umpires are responsible for insuring the safety of field playing conditions at all times during scheduled play. Safety implies protection of the resource, as well as the participants. In addition to the above requirements, cancellations or suspensions of game play and practices should be enforced when:

- 1. Player’s footing becomes unstable
- 2. Holes in field of play.
- 3. Surface rocks exposed on playing field.
- 4. Standing water in an area.
- 5. Soccer goals not securely anchored.

Section 3 –Permit Fees:

The schedule of fees and charges for use of DISTRICT facilities are periodically adjusted and are reflected on the District’s website. Non-resident fees are typically at least 20% more than Resident fees. The discounted permit fees are set forth as follows. These rates are based on availability and are subject to change.

	Discount off Resident Fee
School Districts #33 & #94 & #303 & #25	30% off Resident Rate
West Chicago Based Non-Profit	50% off Resident Rate
Non-Resident Based Non-Profit	30% off Resident Rate

CHAPTER III – PROTECTION OF PROPERTY, STRUCTURES AND NATURAL RESOURCES

Section 1 – Destruction or Misuse of Property and Structures:

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

- A. Destroy, deface, paint, alter, change or remove any monument, stone marker, bench mark, stake, post or blaze marking 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, fountain, pump, telephone, lamp post, fence gate.

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- 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 rules, regulations and warnings or any other information to the public necessary or desirable to the proper use of the park system.
- D. Graffiti, drawing, carving, making or showing any lewd or indecent words, sentences, design, picture or figure on any Park System property open to public access or view.
- E. Take, appropriate, excavate, injure, destroy or remove any historical or prehistoric ruin or parts thereof, or any object of antiquity without the written permission of the Director.
- F. Throw, carry, cast, drag, push or deposit any refuse container, picnic table, barricade or any other movable property into any lake, pond, marsh, stream or lagoon or upon the frozen 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.
- G. Occupy or inhabit, or cause or to be occupied or inhabited, any house, barn, shelter, shed or other structure without approval of the Board and written permission from the Director.
- H. Enter into or upon any park area or structure, closed or posted against trespass, without written permission from the Director. These areas or structures may be, but are not limited to employee residences and their immediately surrounding areas, construction areas, work safety zones, equipment or material storage structures or areas, workshops, areas undergoing intensive reforestation soil or vegetative treatment or areas hazardous to public safety or health.
- I. Tamper with in any way, enter or climb upon, damage or remove anything from any DISTRICT vehicle, machine or implement.
- J. Misuse any refuse container by depositing into it any hot coals or other burning substances, or by depositing into it any garbage, trash, refuse or other unwanted material that was not generated on the site in the course of normal, lawful use of DISTRICT facilities.

Section 2 – Destruction or Misuse of Natural Properties:

Unless otherwise employed with the Park District and working within the scope of your job description, no person shall upon or in connection with any property of the DISTRICT:

- A. Cut, uproot, remove or destroy any tree, sapling, seedling, bush, shrub, flower or plant, whether alive or dead, or chip, blaze, box, griddle, trip or otherwise deface or injure any tree, shrub, or bush or break or remove any branch or foliage without written permission from the Director.
- B. Remove or cause to be removed any sod, earth, humus, downed timber, woodchips, peat, rock, sand or gravel or remove or cause to be removed any other natural material from any park site without written permission from the Director.
- C. Hunt, pursue, trap, catch, capture, molest, poison, wound or kill any animal, mammal, bird, reptile, or amphibian; disturb, molest, rob the nest of or tamper with the lair, den or burrow of any animal, bird, reptile or amphibian without the permission of the Director.
- D. Release or cause to be released any wild, domestic or pet animal, bird, fish or reptile, or bring in or plant, or distribute the seeds or spores of any flowering or non-flowering plant upon DISTRICT

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lands or waters from any outside source whatsoever without written permission from the Director.

- E. 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 Director and then, only on compliance with all applicable laws of the State of Illinois and the United States.
- F. Deposit or dump, any ashes, trash, rubbish, paper garbage, refuse debris or junk on any property of the DISTRICT.

Section 3 – Destruction or Misuse of Fire and Explosive Devices:

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

- A. Set fire, cause to be set on fire, any tree, forest, brushland, grassland, meadow, prairie, marsh, slash, refuse container or structure.
- B. Build a fire anywhere, for any purpose, except in privately owned charcoal or gas grills brought into a park for the purpose of cooking food for a picnic.
- C. Build any fire whatsoever for any purpose without prior approval of the Director. Such fire must be properly attended and extinguished where its ashes, residue, coals and unburned substance is cold to the human touch.
- D. Drop, throw away or scatter any burning, lighted or hot coals upon the ground or into any other container not specifically provided for the disposal of burning embers.
- E. No person shall possess, brandish, expose, throw, discharge or carelessly handle any explosive contrivance, firework or firearms anywhere on Park System property without written permission from the Director.

CHAPTER IV – REGULATION OF SPORT AND GAMES

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

Section 1 – Swimming:

Swim, wade, and bathe at any time in any of the lakes, ponds, streams or marshes of the District without written permission from the Director.

Section 2 – Watercraft:

Bring into, attempt to launch or use any boat, canoe, kayak, raft or other watercraft upon the waters of any lake, pond, stream or marsh of the DISTRICT without written permission from the Director.

Section 3 – Engine Power Models or Toys:

Start, fly or use any fuel powered engine or jet type or electric powered model aircraft, boat or rocket or like powered model, except at those areas designated (Reed-Keppler, and Kress Creek Farms) by the Board for such use and then, only in accordance with such rules, regulations and restrictions
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promulgated by the Board. Individuals must be granted permissions from the Airport Authority for drone usage.

Section 4 – Horseback Riding or Carriage:

Bring into, unload, use or ride any horse or pony on any DISTRICT property.

Section 5 – Sound or Energy Amplification:

Play or operate any sound amplification devices including radios, television sets, public address systems, musical instruments and the like or operate any other energy amplification device in such a way as to be audible beyond the immediate vicinity of such device (75') or in such a manner as to disturb the quiet of picnic areas or other public gathering places without written permission from the Director.

Section 6 – Winter Sports:

Ice skate, sled, toboggan, ski or slide on any area posted as being unsafe or hazardous or closed due to inadequate snow or ice cover or for other environmental conditions; fish through the ice of any frozen pond, lake, marsh or stream.

Section 7 – Field and Team Sports:

Play or engage in any team sport or game such as, but not limited to, baseball, softball, football, soccer, field hockey, lacrosse or horseshoes except in those areas designated by the DISTRICTS Athletic fields, or, if none are available, only on those areas and for such period of time so as not to endanger other persons in the park or to interfere with other persons' use to the park facilities or damage park facilities.

Section 8 – Amusement Contraptions:

Bring in, set up, construct, manage operate any amusement or entertainment contraption, device or gadget without the written permission of the Director.

Section 9 – Gambling:

Manage, operate or engage in gambling of any form.

Section 10 – Golf:

Play golf or practice golf otherwise hit golf balls in the park system.

Section 10 – Hunting:

Hunting in West Chicago Park District parks is strictly prohibited.

Section 11 – Fishing:

Only catch and release fishing in West Chicago Park District parks is permitted.

Section 12 – Animals/Dogs:

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Individuals must follow the rules set forth in the City of West Chicago's 'Animal Care' Ordinance. Dogs within the West Chicago Park District's parks must be leashed. A handler is restricted to no more than two dogs. Dogs and animals may be restricted from some events within the park system.

CHAPTER V – REGULATION OF MOTORIZED VEHICLES, TRAFFIC AND PARKING

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

Section 1 – Vehicle Operation and Equipment:

Operate or cause to be operated any motorized vehicle that does not comply with or in a manner that does not comply with the Vehicle Code of the State of Illinois or other law or laws if the State of Illinois having to do with the equipment, control, licensing, registering and use of motorized vehicles and/or the licensing of operators of such vehicles.

Section 2 – Vehicle Types and Access Restriction:

- A. Operate, or cause to be operated any motor vehicle anywhere except in the roads, drives and parking areas provided without written permission from the Director and then, only in compliance with directions and restrictions given by the Director.
- B. Operate, or cause to be operated, any motor vehicle, in any park area, that is not licensed to be operated on the roads, streets and highways of the State of Illinois. Vehicles not so licensed and, therefore, subject to the provisions of this subsection include, but not limited to, snowmobiles, e-bikes, go-carts, trail bikes, mini-bikes and such other all terrain off the road vehicles.

Section 3 – Right-of-Way:

Operate a motor vehicle in such a manner as to fail to yield the right-of-way to pedestrians or to in any way operate a motor vehicle in such a manner as to endanger the safety of any person or property.

Section 4 – Parking:

All parked vehicles must be within a designated parking spot. Park District vehicles are exempt from the rules set forth below. Individuals are not permitted to:

- A. Park any vehicle in parking lots of the DISTRICT beyond the normal closing hour of the park system except when attending a function where permission has been granted for a later closing by the DISTRICT. In no event shall any vehicle, except DISTRICT owned vehicles, be parked in any parking lot beyond normal closing hours and in no case shall exclusive parking privileges be granted to private individuals or businesses for private parking to the exclusion of the general public. Consistent routine parking by private or business vehicles shall be prohibited.
- B. Park a vehicle in such a way as to block another parked vehicle.
- C. Park a vehicle in such a way as to block, restrict or impede the normal flow of traffic.

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- D. Park a vehicle for the purpose of washing it for the making of any repairs or alterations to any vehicle except those on an emergency nature.
- E. Park a vehicle for the purpose of changing oil or any other routine vehicle maintenance.
- F. Park a vehicle on grass or turf areas without consent from the Director.

Section 5 – Speed Limit:

Operate a vehicle on any 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.

CHAPTER VI – REGULATION OF PERSONAL CONDUCT AND BEHAVIOR

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

Section 1 – Vending and Advertising:

- A. Expose or offer for sale to the general public any articles or things, or conduct or solicit any business, trade or occupation or profession without valid Concessions Contract Agreement or Independent Contractor agreement and then only in accordance with the terms and conditions thereof, it being the intention to control commercial enterprises or sales on DISTRICT lands.
- B. Display, distribute, post or affix any placard, sign, handbill, pamphlet, circular or any other writing or printed material or objects containing advertising matter or announcements of any kind whatsoever, without written permission from the Director and then, only in compliance with the terms of such permission or in compliance with the terms of a valid -Contract, except that groups holding a valid picnic or special event permit may display signs to identify their location or direct others to it, provided such signs are temporary and are removed by the permit holder at the termination of the activity and are not attached to any tree or shrub or any post, building, DISTRICT sign, gate or other structure.

Section 2 – Unlawful Obstructions:

- A. 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 DISTRICT to the obstruction or prevention of use of any property or to the appearance of any property.
- B. Prevent by force, threats, intimidation or by any other means any person from peacefully entering, passing, through or otherwise lawfully using DISTRICT property.

Section 3 – Unlawful Construction or Maintenance:

Erect, construct, install or perform any maintenance on , below, over or across any DISTRICT property except by proper authorization of the DISTRICT authorizing such activity and then only in accordance with written permission of the Board specifying in detail the work to be done and the conditions to be

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fulfilled pursuant to the terms of such authorization.

Section 4 – Drug and Alcohol Abuse:

Be present in an intoxicated condition or under the influence of any liquor, beer, drug or narcotic to the extent of being unable to perform normal body functions, such as maintaining balance and coherent speech that intimidates others or interferes with or unreasonably disrupts others in the normal, safe use of the park system or any facility thereof or bring into, possess or consume any alcoholic beverages. Alcohol may not be consumed without an alcohol permit.

Section 5 – Weapons and Harmful Substances:

At any time have in their possession or on or about their person, concealed or otherwise, any firearm, pistol revolver, rifle, shotgun, bow and arrow, slingshot, crossbow, spear or spear gun, switch-blade knife, stiletto, sword, blackjack, billy club, and weapon except at those areas designated for their use by the Board 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 Deputy, Sheriff, Coroner, Game Warden, City or State Policeman 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.

Section 6 – Hindering or Bribing Employees:

- A. Hinder, interfere with, unreasonably disrupt or delay any employee engaged in the performance of their duties.
- B. Give or offer to give any employee any money, gift privilege or article of value on or off DISTRICT property in order to violate the provisions of this Ordinance or any other DISTRICT Ordinance. Contract, permit or Statute of the State of Illinois and the United States, or in order to gain or receive special consideration and treatment in the use of any DISTRICT property or facility.

Section 7 – Disorderly Conduct:

The various kinds of conduct, demeanor, states of behavior and action enumerated in this section shall be deemed disorderly conduct and are prohibited. Any person found guilty of such conduct, demeanor and state of behavior or action shall be deemed a disorderly person, and shall for each offense upon conviction, be punished as provided in applicable law or ordinance. The District reserves the right to remove people due to behavior at all sites and facilities within the Park System, subject to fine. No person in the Park System shall;

- A. Commit an assault or battery, or engage in any fight, upon any person within the Park System.
- B. Conduct themselves in a way that is obstructing free and unobstructed passage and enjoyment of the public in the Park System.
- C. Persist in disturbing the public peace and quiet by loud or aggressive conduct, having once been clearly informed by persons affected that they are, in fact, unreasonably causing such a

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disturbance, provided, however, that notice need not be given when such persons affected reasonably believe that to do so would constitute risk of their personal safety.

- D. Persist in disturbing the peace any orderly conduct of any meeting of any public body or any meeting open to the general public by any conduct or communication which, by its very existence, inflicts injury or tend to incite an immediate breach of the peace or which prevents the peaceful and orderly conduct of such meeting after having been clearly informed that they are, in fact, unreasonably causing such a disturbance.
- E. Knowingly harass any other person. Harass is defined as any repeated verbal, or nonverbal, conduct which is intended to frighten, embarrass, or anger the person or persons who are the object of such conduct or which the person accused has reason to know is likely to produce such a reaction.
- F. Knowingly obstruct or resist any member of a public safety agency in the discharge of his lawful duties or fail to obey the lawful order of said official, knowing them to be a member of a public safety agency (i.e. police, fire, medical).
- G. Urinate or defecate on any Park System grounds, equipment or on the floor of any Park System facilities open to the public access or view.
- H. Knowingly take possession of or take away any property owned by another individual without the express or implied permission of the owner.
- I. No person shall use abusive or obscene language, or language calculated to occasion breach of any peace in any park.
- J. No person shall expose any part of the body to the public in an indecent or lewd manner, nor speak or make advanced in a profane or obscene way, or make any indecent or obscene gestures in any park. Nor shall any person take, or attempt to take any immoral, improper or indecent liberties with any child or adult of either sex in any park.
- K. No person shall throw, discharge, or place, or cause to be placed in the waters of any swimming pool, splash pad, fountain, pond, lake, stream or other body of water in or adjacent to any park or tributary, stream, storm sewer, or drain flowing into such waters, any substance, matter or thing, liquid or solid, which will or may result in the pollution or the hindrance of use of said water.
- L. No person shall use a camera, cell phone camera or video equipment within any restroom, locker room or bath house in any facility within the District.

Section 8 – Dumping:

No person shall bring in, dump, deposit or leave any bottles, broken glass, ashes, paper, fill, boxes, manure, cans, dirt, rubbish, waste, garbage or refuse, yard waste such as grass clippings, weeds, tree limbs, other landscaping waste, or other trash or litter in any park within the Park System. Persons using any park for a specific recreational activity shall dispose of any trash or litter from such activity in the receptacles provided on the premises.

Section 9 – Smoking and Vaping:

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The West Chicago Park District supports The Smoke Free Illinois Act, 095-1029. Smoking is not allowed in any "Public Places" (building or vehicle) within the Park System. This includes all buildings, vehicles, aquatic centers and athletic fields. No person shall smoke in a public place or in any place of employment or within 15 feet of any entrance to a public place, enclosed and partially enclosed sports arena (aquatic centers and athletic fields). Employees of the West Chicago Park District have the authority to prohibit smoking if it is deemed a disruption to the individuals taking part in a program or event.

Section 10 – Gambling and Solicitation:

- A. No person shall beg or solicit alms or any contribution in any park. Nor shall any person solicit, collect any donations or charge any fees for any service, whether private or public, except fees charged as charged by the Park District and approved by the Board, without first having obtained written permit from the Executive Director.
- B. No person shall tell fortunes, gamble, participate in or abet any game of chance or use any gambling device in any park without the consent of the Board, and without compliance with all rules, regulations, ordinances and statutes governing such activities.

CHAPTER VII – ENFORCEMENT

Section 1 – Enforcement Officials:

Enforcement officials of the DISTRICT shall consist of the members of the Board, the Director, Department Heads and such police officers as may be utilized from time to time. Police officers employed to enforce District Ordinances shall fall under the immediate control and directions of the Director.

Section 2 – Duties:

Enforcement Officials shall be conservators of the peace within the park system and shall be responsible for the enforcement of the laws of the State of Illinois and Ordinance and rules of the DISTRICT.

Section 3 – Powers:

Enforcement Officials shall have the power to make arrests or request the removal on view of an offense, or upon warrants for violation of the law, or for any breach of the peace, in the same manner as the police in cities organized and existing under the general laws of the State of Illinois.

Section 4 – Fines and Penalties:

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- A. Any person found guilty of violating any provisions of this Ordinance may be fined through a Police report and restricted to use facilities. The duration of facility restriction is decided by the Executive Director and is based upon individual circumstances.

Section 5 – Authority of Other Agencies:

Nothing in this Ordinance shall be construed to prevent other officers from carrying out their sworn duties within the properties of the DISTRICT as defined by applicable laws of the State of Illinois and the United States or Ordinances of DuPage, a county in Illinois or in accord with any policing agreement approved by the Board.

Section 6 – Permits and Designated Areas – Authority:

To carry out the terms of the Ordinance, the Director is hereby given authority to issue the permits, post notices or to 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, facilities, 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, sexual orientation, religion, or age;
 - 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 or facility and surrounding property;
 - 3. That the proposed use of 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 facility or site 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 park site or facility and that it is not reasonably expected to cause irreparable harm or extreme damage to the natural environment of the site or facility.

- 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 dates of times for reserved use, the length of time a facility or 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

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- 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 or fauna, the type of 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 properties 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 drivers license number of a legal adult responsible for the use or activity requested, as well as the name, address and telephone number of the group represented by the applicant;
 4. Requiring that the applicant furnish additional security forces at the applicant's expense, such forces to act under DISTRICT supervision.
- C. All permits required by the Ordinance and issued by the DISTRICT shall be issued at the DISTRICT'S administrative office at 201 W National St. West Chicago, Illinois, on a first come, first served basis. All applications for permits shall be submitted at least one week (five working days) in advance of the requested date, provided that the Director may waive the one week 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 the Ordinance as part of any granted permit or registration.
- G. The Board 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 a permit without first having paid the fee established by the District for such permit.
- I. All designated areas and facilities and all permit restrictions, rules, regulations or conditions are subject to review at any time by the Board. Any aggrieved person shall have the right to petition the Board in writing, regarding denial or restriction of use of activity and be properly heard by the Board as the President shall direct.

Section 7 – Civil Suits:

Nothing in this Ordinance shall be construed to prevent or preclude the lawful use by the DISTRICT of a civil remedy at laws, or correct an abuse or loss suffered by the DISTRICT as a result of violation of this Ordinance or any law of the State of Illinois.

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Section 8 – State, United States and Local Laws:

All persons within the DISTRICT, DuPage County, Illinois are subject to all Ordinances, rules and regulations of the DISTRICT, as well as all applicable laws of the United States, State of Illinois and local Statutes and Ordinances, as amended and changed from time to time. These laws include, but are not limited to the Park District Code of the State of Illinois, the Illinois Vehicle Code, the Criminal Code of the State of Illinois and the Game and Fish Codes of the State of Illinois as amended and changed from time to time.

CHAPTER IX – CONSTRUCTION OF WORDS AND DEFINITIONS

Section 1 – Construction of Words:

Whenever in the Ordinance the following terms are used they shall have the meanings respectively ascribed to them in this section:

- A. Amusement Contraptions: Any Contrivance, device, gadget, machine or structure designed to test the skill or strength of the user or provide the user with any sort of ride, lift, and swing or fall experience including, but not limited to. Ball throwing contest devices, pinball type devices, animal rides devices, ball and hammer devices, carnival ride devices and the like.
- B. Area(s): A specified place within the Park System or within a Park.
- C. Authorizing Agent: Individuals granted authority by the Executive Director when acting within the scope of that authority.
- D. Board: West Chicago Park District Board of Park Commissioners.
- E. Director: Executive Director of the West Chicago Park District.
- F. District: West Chicago Park District, DuPage County, Illinois.
- G. Employee: Any full or part time, regular or temporary worker in the employ of the District under the supervision of the Director.
- H. Exclusion of Others: Where used refers to prohibiting use of behavior by others which disrupts or prevents the authorized and lawful use of a designated area or structure in a Park by a person or persons holding a valid permit for such area, structure or activity.
- I. Legal Adult: One who has reached the age of maturity as defined by the laws of the State of Illinois.
- J. Overnight: The time when a park, or facility, is officially closed until it opens the following day.
- K. Owner: Person who holds the legal title to a vehicle or other property of any kind, or in the event that the vehicle or other property is subject of an agreement for the conditional sale or lease thereof, then such conditional vendee or lessee or mortgagor shall be deemed the owner for the purpose of this ordinance.
- L. Park System: All of the parks, roadways, parking lots, water, structures and other property of every kind under the jurisdiction, control or supervision of the District now or hereafter whether within or beyond its boundaries.
- M. Permit: The written permission that must be obtained from the Director to carry out a given activity.

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- N. Person: Every natural person, firm, co-partnership, association, corporation or organization of any kind.
- O. Posted: A notice that is posted, either by sign or written declaration of any type, within a Park, or at the administrative offices of the District.
- P. President: The legal President of the Board of Park Commissioners.
- Q. Responsible Adult: An adult twenty-one (21) years of age or older who is responsible for the supervision and conduct of minors at all times.
- R. Sound and Energy Amplification: Any music, speech, sound or noise transmitted by artificial means including, , but not limited to, amplifiers, loudspeakers, radios, or any similar devices or lights, rays, lenses, mirrors.
- S. Vehicle: Any device of 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.
- T. Watercraft: Any device of conveyance on the water whether propelled by motor, engine, wind or human power.
- U. Waters: Waters, ponds, streams or pools within the jurisdiction of the District.
- V. Written Permission of the Director: Where used is intended to permit written permission being granted by authorized agents of the Executive Director.

CHAPTER X – MISCELLANEOUS PROVISIONS

Section 1 – Conflict:

All DISTRICT Ordinances and all Resolutions and Orders, or any parts thereof, in conflict with this Ordinance, or any parts thereof, are hereby repealed.

Section 2 – Enactment:

This Ordinance shall be in full force and effect from and after its passage and approval by the Board.

Section 3 – Captions and Headings:

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

Section 4 – Severability:

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

Section 5 – Amendments:

This Ordinance may be amended from time to time by the Board and such amendment may be shown by either making the section amended or attaching the amendment to this Ordinance.

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Section 6 – Scope:

This Ordinance shall apply to and be enforced in all of the territory originally embraced in, heretofore added to and which may hereafter be embraced in the boundaries of the DISTRICT and in all parks, public places and other property and facilities of every kind owned by or within the jurisdiction of the DISTRICT, whether within or outside the boundaries of the DISTRICT.

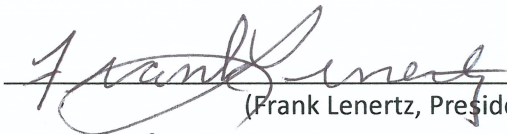
Section 7 – Declaration of Control:

The premises heretofore laid out as ARC Center, Clayton St. Park, Cornerstone Lakes Park, Dyer Maintenance Facility, Dyer Nature Sanctuary, Dyer Riverwoods Farm, Don Earley Park, Hampton Hills Park, Hawthorne Park, Kress Creek Farms Park, Kwasman Memorial Park, Meadow Woods Park, Pioneer Park, Prestonfield Park, Prince Crossing Farms Park, Reed-Keppler Park, Turtle Splash Water Park, Zone 250, and such areas, playgrounds, playfields, buildings and other public areas and facilities as may hereinafter be acquired, leased, laid out or appropriated by the official corporate motion of the DISTRICT, are hereby declared to be in the possession and control of the DISTRICT for park purposes. Whenever in the Ordinance, places of the DISTRICT are referred to, such words shall refer to and include all such areas, buildings, facilities and other structures in the possession and contract of the DISTRICT, including premises and schools which may be used or rented by the DISTRICT.


ADOPTED by the Board of the DISTRICT on this 10th day of October 2023.

(Seal)





(Frank Lenertz, President)



(Diana Gunderson, Assistant Secretary)

October 10, 2023