

## Village of Boyceville Municipal Code – Title 12

### Sec. 12-1-1 Park regulations.

(a) *Purpose and definition.* The purpose of this Chapter is to protect the parks, parkways, recreational facilities, and conservancy areas within the Village from injury, damage, or desecration. The term "park" as used in this chapter includes all grounds, structures, and watercourses which are or may be located within any area dedicated to the public use as a recreation facility, playground, swimming area, or conservancy area in the Village.

#### (b) *Specific regulations.*

- (1) *Littering prohibited.* No person may litter, dump, or deposit any rubbish, refuse, earth, or other material in any park.
- (2) *Sound devices.* No person may operate or play any amplifying system unless specific authority is first obtained from the Village Board.
- (3) *Bill posting.* No person may post, paste, fasten, paint, or attach any placard, bill, notice, sign, or advertising matter on any structure, tree, or other natural object in a park other than signs authorized by the Village Board.
- (4) *Throwing stones and projectiles prohibited.* No person may throw stones or other projectiles in or into any park.
- (5) *Trapping.* The term "trapping," when used in this section, includes the taking, or the attempting to take, of any wild animal by means of setting or operating any device, mechanism or contraption that is designated, built, or made to close upon, hold fast or otherwise capture a wild animal or animals; live traps on a person's property are excluded. The trapping of wild animals is prohibited in Village parks.
- (6) *Making fires.* No person may start or maintain a fire except in personal grills or designated fireplaces. Personal grills may only be used in designated picnic areas, provided lawns and vegetation are not endangered and there are no burning bans in effect. Unburned fuel and ashes must be disposed of in a manner to prevent fire or damage to park property.
- (7) *Protection of park property.*
  - a. No person may kill, injure, or disturb or attempt to injure or disturb waterfowl, birds, or animals, wild or domestic, within any park, except as permitted by this chapter. No person may climb any tree or remove flowers or fruit, wild or cultivated, or break, cut down, trample upon, remove or in any manner injure, deface, write upon, or ill use any tree, shrub, flower, flower bed, turf, soil, sand, fountain, ornament, building, structure, apparatus, bench, table, official notice, sign, or other property within any park.
  - b. No person may deface, by throwing stones, pebbles or other debris in any of the toilets, bubblers or other sanitary facilities located in any Village park; or to deface by drawing with crayon, chalk, paint, or anything else on any of the buildings or equipment at any Village park; or deface the equipment by means of a sharp instrument.
- (8) *Motorized vehicles.* Except for authorized maintenance vehicles, no person may operate an unlicensed or licensed motorized vehicle outside of areas specifically designated as parking areas or areas where the operation of such vehicles is specifically permitted. Motor vehicles are restricted to the roads and parking areas. No motor vehicles may be used on the seeded areas except vehicles authorized for shows, rides, or exhibits and then only for the purpose of loading and unloading.
- (9) *Snowmobiles.* No person may operate a snowmobile in a Village park except in designated areas/trails.
- (10) *Speed limit.* No person may operate any vehicle in a Village park more than fifteen (15) miles per hour unless otherwise posted.
- (11) *Glass beverage bottles in parks prohibited.* No individual may possess or consume any beverage in a glass bottle or glass container in any Village park.
- (12) *Reckless driving in parks prohibited.* No person may operate a motor vehicle in a reckless manner in any of the public parks of the Village.
- (13) *Parking in parks.* No person may park a motor vehicle in any park in the Village except in a designated parking area.
- (14) *Horse and carriages.* No person may ride a horse or drive a horse-driven vehicle in any park, except on roads or designated bridle paths, except when approved by the Village. It is unlawful for any person to ride a horse or drive a horse-driven vehicle in a careless, negligent, or reckless manner which may endanger the safety and well-being of others. Horseback riding is allowed during daylight hours. No person may ride a horse which cannot be held under such control that it may be easily turned on or stopped. Horses must not be left unbridled or unattended.
- (15) *Removing tree protectors.* No person may remove any device for the protection of trees or shrubs.
- (16) *Golfing and sporting activities.* No golfing or practicing golf in Village parks or recreation areas is allowed except with the use of a whiffle ball. All sporting activities must be held in areas designated for that purpose.
- (17) *Arrows.* No person may use or shoot any bow and arrow in any Village park, except in authorized areas.

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- (18) *Fees and charges.* The Village Board will establish fees necessary for use of any park facility, shelter, or land area. It is unlawful to use such areas without payment of fee or charge when required.
- (19) *Pets.* Pets, including animals of any species, are not permitted to run at large except for Village-approved events. Pet waste shall be disposed of in designated waste stations.
- (20) *Firearms; hunting.* Discharging of any air gun, sling shot, explosive, firearm or weapon of any kind is prohibited in all Village parks.
- (21) *Fish cleaning or animal/food processing.* Cleaning fish or processing animals/food in shelters, toilet facilities, or picnic areas is prohibited in all Village parks.
- (22) *Vendors restricted.* No person may sell, vend, or give away any article of merchandise without a permit from the Village.
- (23) *Camping.* No overnight camping is permitted in Village parks, except at Freedom Park at approved sites with a valid camping permit.
- (24) *Sex Offenders.* Designated Offenders must comply with all regulations set for in sec. 11-6-5.

### **Sec. 12-1-2 Operation of certain toys or devices prohibited.**

It is unlawful to fly, operate, or make use of any remote or radio-controlled model airplane, helicopter, drone, or any other such flying device in, over or upon Village property at Freedom Park.

### **Sec. 12-1-3 Turf protection on public property.**

Except as authorized by the Village, no person may dig into the turf of any Village owned park or recreational property for any purpose or remove any trees or flowers.

### **Sec. 12-1-4 Park hours.**

(a) *Hours established.* All Village parks are closed to the public between the hours of 10:00 PM. and 6:00 AM. Any law enforcement officer may clear all persons from the Village parks during closing hours. It is a violation to be in a Village park after closing hours.

#### **(b) Exceptions.**

- (1) The regular closing hours of Village parks do not apply to persons having permission from the Village to be present in the Village parks during closed hours on specific days and for specific purposes or have a proper camping permit.
- (2) The regular closing hours of the Village parks do not apply for which a permit has been issued. Persons attending an event for the permitted activity must vacate the park within 30 minutes after the end of the event.

(c) *Facilities.* Portions of Village owned parks may be closed seasonally as determined by the Village. Village owned parks may be closed as conditions warrant at the sole discretion of the Village. Any closures shall have an appropriate notice posted.

### **Sec. 12-1-5 Policy on reservation of park space.**

(a) *Policy on reservation.* The Village owned park and park facilities and shelter areas are primarily for the nonexclusive use of the residents and visitors of the Village. However, under proper circumstances, exclusive use of the same or parts thereof may be permitted. This section is intended to regulate exclusive use of Village-owned parks, park facilities, park shelters, or parts thereof in the Village to protect the general welfare of the Village.

#### **(b) Reservation of park space.**

- (1) A person or group, firm organization, partnership, or corporation may reserve the use of a park facility, a park shelter, or a campsite by reservation filed with the Village for a permit for exclusive use of the same. The Village may issue permits for exclusive use of a portion of a park, shelter, or campsite or for the exclusive use of Village parks.
- (2) All reservations must be made with the Village and will be on a first-come, first-served basis, provided that any Village-based church or civic group may make reservations for dates used in past years on a continuing basis.
- (3) Reservation of a designated area gives the party who reserved the right to use the area exclusively for, and during, the period of reservation. Areas not reserved are still available to use by the public.
- (4) Fees are set in the Village Fee Schedule.

(c) *Applications.* Reservations must be filed with the Village at least fourteen (14) days prior to the date on which the exclusive use of the entire park is requested, or at least three days prior to the date on which a park shelter, campsite, or a portion of a park is to be used, and must set forth the following information:

- (1) The name, address, and telephone number of the applicant. The applicant must be 18 years of age or older.

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- (2) If the exclusive use is proposed for a group, firm, organization, partnership or corporation, the name, address, and telephone number of the headquarters of the same and the responsible and authorized heads or partners of the same.
- (3) The name, address and telephone number of the person who will be responsible for the use of the said park, area, or facility.
- (4) The date when use is requested and the hours of the proposed exclusive date.
- (5) The anticipated number of people to use the park, area, or facility.
- (6) A list of any vehicles to be parked overnight in connection with use of a campsite.
- (7) Any additional information which the Village finds reasonably necessary to make a fair determination as to whether a permit should be issued.

(d) *Action on application.* The Village must act promptly on all applications for permits for exclusive park use (not shelter use) after consulting with the applicant, if necessary.

(e) *Reasons for denial.* Applicants may be denied for any of the following:

- (1) The use involves a violation of federal or state law or any provision of this Code.
- (2) The permit conflicts with another permit already granted or application is pending.
- (3) If the application does not contain the information required subsection (c).
- (4) The application was not timely filed for the use requested.
- (5) There is anticipated nonexclusive use by others of the park or park facility that would be seriously, adversely affected if the application were granted.
- (6) If the law enforcement requirements require more than can adequately be provided for the rest of the Village at the same date and time.
- (7) The exclusive use creates a substantial risk of injury to persons or damage to property.
- (8) The exclusive use is so poorly organized that participants are likely to engage in aggressive or destructive activity.

(f) *Indemnification.* Prior to granting a permit for exclusive use of the park, the Village may require the permittee to file evidence of satisfactory sureties, insurance in force or other evidence of adequate financial responsibility for other third parties, and to indemnify the Village for injuries or damages caused by the permittee, its agents, or participants.

(g) *Permit not required for Village activity.* A permit is not required for exclusive use of the park or a park facility for events sponsored by the Village.

(h) *Permit revocation.* The Village Board or Police Chief may revoke a permit already issued if action is justified by an actual or potential emergency due to weather, fire, riot, other catastrophe, or likelihood of a breach of the peace or by a major change in the conditions forming the basis of the issuance of the permit.

(i) *Form of permit.* Each permit must be in a form prescribed by the Village and designate the park, park facility, or shelter area involved, date, hours of the exclusive use, purpose of the exclusive use and the name of the person, group, firm, organization, partnership, or corporation to which the permit is issued.

(j) *Class "B" fermented malt beverage licenses.* When fermented malt beverages are sold at any event authorized by this section, a valid fermented malt beverage license must be obtained and compliance with sections 7-2-11 and 11-4-1. A license must be held by the person who filed the original license and the license must be presented to any law enforcement officer upon request.

(k) *Care of facilities.*

- (1) Persons reserving Village facilities are completely responsible for cleaning up the facilities after the event to the satisfaction of Village officials. All reserved areas must be left in a clean condition, with refuse placed in containers provided for that purpose.
- (2) Any organization reserving an area in a Village park assumes full responsibility for all damage to Village property by any organization invitee and will make full payment upon billing by the Village clerk-treasurer. Failure to pay denies future use of park facilities until payment is made, in addition to any other remedy the Village has.

### **Sec. 12-1-6 Freedom Park Camping.**

(a) *Rental.* Campsites must be reserved with the Village at least two (2) business days (excluding weekends and holidays) prior to the planned stay. All fees must be paid in advance to the Village. Fees are set in the Village Fee Schedule. All forms/information must be completed in their entirety and submitted to the Village.

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(b) *Facilities*. The campgrounds, including restrooms and dump site, open and close seasonally as determined by the Village and may be closed as conditions warrant at the sole discretion of the Village. Refunds will be issued if a reservation must be canceled due to a closure. The use of the restroom is only for registered campers. Sharing the door code to other parties may be cause for revocation of a camping permit.

(c) *Length of stays*. Campsites may be reserved and used for up to ten (10) consecutive days in a thirty (30) day period. Special camping arrangements may be made at the sole discretion of the Village on a case-by-case basis.

(d) *Rules*.

- (1) No dumping of gray or black water on the ground or anywhere other than the designated dump station.
- (2) No fireworks (Mun. Ord. 7-6-1).
- (3) Keep your area, shelter, and bathrooms neat and clean.
- (4) Keep campfires inside of the ring. (Mun. Ord. 5-2-9 prohibits burning any wood that is treated, stained, or painted.) Campfires are not allowed during a burning ban.
- (5) Dogs or other domesticated animals must be on a leash no longer than 8 feet and under the owner's control when outdoors. Pets may not be left unattended outdoors.
- (6) Animal waste must be cleaned up immediately and disposed of properly in the designated waste station.
- (7) All dogs must be licensed with the municipality the owner resides in. Dangerous animals are prohibited.
- (8) Quiet hours are 10 PM to 7 AM.
- (9) It is unlawful for any sex offender to be on park property or to loiter within 300 feet of the park (Mun. Ord. 11-6-5).
- (10) No more than 2 vehicles per camp site and they must be legally parked.
- (11) Minors must always be supervised.
- (12) Campers must vacate the park and remove their property by 11:00 AM on the day their stay ends.
- (13) Follow all other Village and State laws and orders from Village staff. Campers and their guests may be ordered to leave the park for violations and have their permit revoked by Village staff. Any patron who violated rules or orders and has their camping permit revoked will not be allowed to camp at the campground in the future.