

ORDINANCE NO. 24-12-10D
REVISED ADMINISTRATIVE ORDINANCE
OF THE
BELVIDERE TOWNSHIP PARK DISTRICT, BOONE COUNTY, IL

WHEREAS, The Belvidere Township Park District is a municipal corporation duly organized under an act of the General Assembly of the State of Illinois entitled, "An Act to Provide for the Organization of Park Districts and the Transfer of Submerged Lands to Those Bordering on Navigable Bodies of Water", amended by act approved May 17, 1951.

WHEREAS, it is deemed desirable to collect the various ordinances and regulations to provide a single instrument for the government of the business operation of the Park District, the use of the parks and the policing of them and other facilities of the Park District and rules affecting personal conduct of patrons and employees of the Park District;

NOW, THEREFORE, BE IT ORDAINED by the Commissioners of the Belvidere Township Park District, in Boone County, Illinois, as follows:

CHAPTER I | DESIGNATION AND APPLICATION

Section 1.01 Designation

This ordinance shall be known as the "Revised Administrative Ordinance of the Belvidere Township Park District, Boone County, Illinois" and the same may be so cited and referred to for purposes of identification.

Section 1.02 Scope

This ordinance shall apply to and be enforced in all the territory originally embraced in, heretofore added to and which may hereafter be embraced in the boundaries of said Belvidere Township Park District, and in all parks, public places, and other facilities now under or hereafter coming under the jurisdiction of the Park District, whether within or outside the boundaries of said Park District.

CHAPTER II | DEFINITIONS

Section 2.01 The District

Whenever in this ordinance the word "District" is used, without qualifying language, such a word shall apply to and be deemed to mean the Belvidere Township Park District, Boone County, Illinois.

Section 2.02 Commissioners and Park Board

Whenever in this ordinance, or any other ordinance hereafter adopted the words, "Board of Park Commissioners", "Park Board" or "Board" shall appear without qualifying language, such words shall mean and be held to mean the Commissioners of the Belvidere Township Park District.

CHAPTER III | FUNCTIONS OF THE BOARD OF COMMISSIONERS

Section 3.01 Rules of Order

The rules of order of business established by the Board of Commissioners shall be Revised Roberts Rules of Order with the following modifications:

1. The Chair shall have the same rights as all Commissioners to discuss issues on agendas with the exception that the Chair shall not make or second a motion.
2. The Chair may, at the request of a Commissioner or by written permission of the Board call roll call, vote on matters other than votes regarding the spending of money.
3. The Chair will limit the time for discussion on issues by consensus of the Board.
4. The acceptance of the financial report and minutes shall be by consent as presented to the Board.
5. The approval of the bills shall be by motion and vote.

Section 3.02 Order of Business

At all meetings of the Commissioners, upon the appearance of a quorum, the Board shall be called to order, the President taking the Chair, or in his/her absence, the Vice President will assume the responsibilities of the Chair. The Secretary designee shall take the minutes.

Section 3.03 Officer's Term of Office and Election

The President, Vice President, Treasurer and Secretary shall be elected annually at the first regular meeting scheduled in May.

Section 3.04 Terms of Park Commissioners

As provided for by resolution, the term of office of Park Board Commissioners shall be for four (4) years.

Section 3.05 Attendance and Declaration of Vacancy

- a. The office of any Commissioner may be declared vacant by the majority of the Board of Commissioners if a Commissioner fails or neglects to attend four consecutive regularly scheduled meetings.

- b. The office of any Commissioner may be declared vacant by the majority of the Board of Commissioners if a Commissioner fails or neglects to attend a minimum of eight regularly scheduled meetings of the Board in any 12-month period.

Section 3.06 Special Meeting

No special meeting shall be held, except when called by two of such Commissioners or the President, in which case public notice of such meeting shall be given.

Section 3.07 In Matters Not Specified

In all matters not particularly specified in the above rules, the Board shall be governed by the applicable revised Illinois State Statutes.

Section 3.08 Recording of Ordinance

All ordinances passed by the Board of Commissioners of Belvidere Township Park District shall be recorded by the secretary in a proper format kept for that purpose. The original shall be filed with the secretary; and due proof of the publication of all ordinances requiring publication by the certificate of the publisher or printer, shall be procured by the secretary, and attached thereto, or written and attested upon the face of the record of such ordinance.

Section 3.09 Ordinances Taking Effect

All ordinances hereafter passed by the Board of Commissioners requiring publication shall take effect from and after the due publication thereof, unless therein otherwise expressly provided.

Ordinances not requiring publication shall take effect from their passage, unless therein otherwise expressly provided.

Section 3.10 Fiscal Year

The fiscal year of the District shall begin on the first day of January of each year and shall end the last day of December in the same year.

Section 3.11 Appropriation

Within or before the first quarter of each fiscal year, the Board shall adopt the combined Budget and Appropriation Ordinance for the fiscal year. Prior to adoption, the Ordinance will be available for public inspection for a minimum of thirty days and a public hearing shall be held with notice given by publication in a newspaper published in the District at least one week prior to the time of such hearing.

Section 3.12 Tax Levy

All general and special taxes proposed by the board to be levied upon the taxable property within the district shall be levied by ordinance. A certified copy of the Tax Levy Ordinance shall be filed with the County Clerk of Boone County no later than the last Tuesday in December in each year.

Section 3.13 Form of Seal

The corporate seal of the District shall be circular in form with the words “Belvidere Township Park District, Belvidere, Illinois”, between concentric rings upon the margin and words “Corporate Seal” within the inner circle or signed by the President of the Board of Commissioners and attested to by the Secretary of the Board of Commissioners.

CHAPTER IV | USE OF PARK

Section 4.01 Rules to be Obeyed

No person shall violate or disobey any rule of the District relating to the use and government of the park system. The Executive Director of the District or their authorized representatives may issue such rules and regulations as are necessary to ensure public health and safety in the use and enjoyment of all park facilities, including but not limited to its park lands and any other recreational facilities.

Section 4.02 Prevailing Laws or Ordinances

All public ordinances of all municipalities within which any part of the District is located are hereby adopted by the District insofar as the same are applicable to, and not in conflict with these ordinances, for the regulations of the use of that portion of the parks and park facilities of the District located within the territorial limits of such respective municipalities. Said municipal ordinance within the portion of the District located within said respective municipalities shall be deemed to be addition to the provisions of these ordinances. No person shall violate any other applicable federal, state, or local law while on District property or participating in District programs.

Section 4.03 Illinois Natural Areas Preservation Act

The Belvidere Township Park District hereby adopts the Illinois Natural Areas Preservation Act, in its entirety, as enacted and amended by the State of Illinois and incorporates that Act herein by reference.

Section 4.04 Illinois Conservation Code

The Belvidere Township Park District hereby adopts the Illinois Conservation Code, chapters 425, 515, 520, 525, 615 and 625 in its entirety, as enacted and amended by the State of Illinois and incorporates that Act herein by reference.

Section 4.05 Illinois Criminal Code

The Belvidere Township Park District hereby adopts the Illinois Criminal Code, in its entirety, as enacted and amended by the State of Illinois and incorporates that Act herein by reference

Section 4.06 Park Closing Hours

The parks of the District shall be closed from 10:00pm to 6:00am the following morning, except with the written consent of the Executive Director. No person or property of any kind shall remain in the parks after closing time unless written permission has been granted by the Executive Director for later hours. (Class A). The District may designate permitted times for specific activities by rule.

Section 4.07 Landscape

No person within the park system shall damage, destroy, deface, or remove any temporary or permanent structures or landscaping placed there by the District. No person shall excavate or take soil of any kind from the park system. (Class B)

Section 4.08 Trees and Shrubs

No person shall cut, break, or in any way injure or deface any tree, shrub, plant, flower, turf, or any of the buildings or other structures and properties, or dig into the soil or into any road, park, parkway or playground within the Belvidere Township Park District without written permission of the Executive Director. (Class B)

No person shall cut, quarter or remove any dying, dead or downed trees or shrubs from the Belvidere Township Park District property without written permission of the Executive Director. (Class B)

Section 4.09 Refuse

No person shall deposit or leave any garbage, shrubbery, or grass trimmings or clippings, landscape waste, yard waste, debris, tree limbs/wood, refuse or other material of any kind on the park system grounds, waters or facilities. Paper, glass, cans, garbage, and other refuse of every kind resulting from picnics or other proper use of the park system shall be deposited in receptacles provided for that purpose, and no person shall litter, or cause the park system to be littered in any way. Any waste deposited in Park District waste receptacles or trash containers that are not generated from proper use of the park system is prohibited (Class B)

Section 4.10 Encroachment, Unlawful Construction or Maintenance

No Person shall upon or in connection with any property owned and/or managed by the District:

A. Erect, construct, install, or place any structure, building, improvement, shed, fence, wall, dog run, dog house, tree house, playhouse, play equipment, TV or electronic device, machinery, equipment, or

apparatus of any type, whether stationary or moveable and whether permanent or temporary in character, or stockpile, store or place any organic or inorganic material used for the construction of such items on, below, over or across District property without the written authorization from the District, and then only in accordance with the terms and conditions set forth in a license agreement, easement or other written agreement. Corporations may be prosecuted for a violation of this Section when an agent of the corporation performs the conduct that is prohibited.

B. Perform, cause or authorize any mowing, trimming, cutting, or grooming of District property, or perform any similar grounds maintenance for any purpose, or in any like manner encroach onto District property from privately or publicly owned lands.

C. Place, stockpile or store any gravel, stone, dirt, sand, wood, lumber or any other organic or inorganic material on District Property.

D. Place any electrical wire, conduit, or pipe, or any public service or private utility, into, upon, above, or across or beneath District Property, unless a permit, license, or contract has first been obtained from the District.

E. Plant vegetation of any kind on District Property without written authorization of the District.

F. Allow, authorize, build, construct, or place the discharge point of any sump pump, pool, water feature, or foundation drainage, or any storm water management measures, including but not limited to swales, drains and contouring, that directs or is intended to direct sump pump, foundation drainage discharge or storm water drainage, onto District Property. All discharge of sump pumps and foundation drainage adjacent to District property, shall be setback from the Park property line, in such a manner that the water flow is discharged onto the originating property and flows in accordance with Illinois drainage law.

G. Any person who violates any part of this Section shall remove any encroachment from District Property, after receiving written notification of violation from the District and in accordance with the timeframe and removal specifications outlined in such notification. Any person receiving a violation notice shall have 10 business days to appeal in writing to the District's Executive Director, who will rule on the merits of the appeal and determine necessary actions. If dissatisfied with the Executive Director's decision, the appellant(s) may appeal to the District's Board of Park Commissioners. The Board of Commissioners, in consultation with legal counsel, if necessary, will make a final ruling on the merits of the appeal and respond in writing to the appellant(s).

H. The District may remove any encroachment(s) from District Property and assess the person(s) who violated this Section the cost of removing such encroachment(s), and such charge shall be in addition to and not in lieu of any other penalties or remedies provided for in this Ordinance or any applicable local ordinance and/or State law.

I. Any person who commits a violation of any part of this, in addition to any other civil or criminal penalty imposed, may be subject to a Class C District ordinance fine.

Section 4.11 Graffiti Prohibited

a. It shall be unlawful for any person to write, paint, draw, inscribe, graffiti or otherwise mark upon any wall, rock, bridge, building, fence, gate or other structure, tree or other property, located upon property owned and controlled by the District.

b. The District Executive Director or their designee may by written permit, allow writing, painting, drawing or other marking upon specified structures or property of the District, at specified times and for specified purposes, upon such reasonable terms and conditions as they may determine, which conditions shall be evenly and fairly applied.

c. Penalty - A violation of this Section shall constitute a Class C offense under the Penal Ordinances of the District.

Section 4.12 Destruction & Theft of Park District Property

Any acts that include but are not limited to purposely breaking, defacing, vandalizing, or theft of District property are strictly prohibited. A violation of this section shall constitute a Class C offense and involvement by local law enforcement.

Section 4.13 Permits

a. Any act prohibited under this code or any other ordinance or rule of the District, provided such act is not otherwise prohibited by State or Federal law, shall be lawful to the extent authorized or permitted under the provisions of a permit issued or written permission granted by the District.

b. Permits shall be issued, and written permission granted only upon the payment of such fees as may be established by the District. All terms for the issuance of the permits and granting of written permission must be strictly complied with, and any violation shall be grounds for revocation of said permit.

c. Any group shall be allowed to reserve designated areas in certain parks with written permission of the Executive Director.

d. Large groups of over 25 people shall be required to notify and seek permission to gather by the District. This may be accomplished by renting reservable facilities, including, without limitation, specified trails, or written requests to the Executive Director to gather without renting reservable or non-reservable facilities. The District reserves the right to accept or deny the request to best serve all users of the park property and may request a certificate of insurance naming the Park District as an additional insured based on the nature of use. (Class A)

e. No person shall sell, consume, or possess alcoholic beverages upon any property of the District except upon written permission issued by the Executive Director prior to application. Events that have permission to serve alcohol must:

1. Provide adequate security and police protection for the event for which a permit to dispense alcoholic beverage shall be sought.
2. Provide to the Administration Office evidence of dram shop insurance.
3. Agree to indemnify and hold harmless Belvidere Township Park District from any claims or liability which might arise out of the event or the dispensing or consumption of alcoholic beverage.
4. Provide adequate clean-up and maintenance service upon the conclusion of the event or reimburse the Park District for such service. (Class A)

Section 4.14 Unlawful Use of Permit

It is unlawful within the Belvidere Township Park District for any person:

1. To display or have in their possession any cancelled, revoked, suspended, fictitious or fraudulently altered permit.
2. To lend their permit to any other person or knowingly allow the use thereof by another.
3. To display or represent as their own, any permit not issued to them.
4. To allow any unlawful use of a permit issued to them. (Class B)

Section 4.15 Use of Shelters

No person without a permit shall hold a gathering at a District picnic shelter when said shelter has been reserved on a specific date at a specific time by an individual or group with a permit. Permit holders would be entitled to use the designated area for the time as listed on the permit. All other use is on a first come, first served basis.

Section 4.16 Assemblies

No person shall engage in, participate in, aid, form, or organize any assembly or group of people or make any speeches, or conduct any parades, musical program, races, festivals, or organized event in any park unless a permit has been obtained from the Executive Director, and unless that Permit is carried by the person heading or leading such activity; provided, however, that the provisions hereof shall not apply to students' work when constituting a part of their educational activities and under the immediate direction and supervision of the proper school authorities; nor to any governmental agency within the scope of its functions. (Class B)

Section 4.17 False Pretenses

It shall be unlawful for any person to use any pass, ticket, permit or identification card other than their own pass, ticket, permit or identification card to gain entry or attempt to gain entry to, use or participate in any District program, league, facility grounds or event. It shall be unlawful for any person to alter, change, modify or copy any pass, ticket or identification card for the purpose of gaining entry to or entering or allowing another or others to gain entry to or to enter, use, or participate in any District programs, league, facility, grounds or event under false pretenses. (Class A)

Section 4.18 Animals

- a. No person shall hunt, trap, catch, wound, kill, treat cruelly, or attempt to hunt, trap, catch, wound, or kill any bird or animal in any park. (Class B)
- b. It shall be unlawful for any person having control of any dog or domesticated animal to cause or permit such animal to be on any lands or properties owned or controlled by the District including without

limitation any street, sidewalk, path, parking lot or other public place, unless it is on a leash not longer than fifteen (15) feet and which leash is held by such individual. Such individual having control of such dog or domesticated animal must be in possession of a device for the removal of, and depository for the transportation of animal excrement from the property and must remove any animal excrement deposited on District premises by the animal under their control. (Class A)

c. Service animals are welcome at all District properties in accordance with guidelines set forth by the Americans with Disabilities Act and other applicable law. The dog or domesticated animal is to be specially trained to assist the visually impaired or other persons with disabilities when the animal is accompanying the person with a disability for the purpose of providing such assistance.

d. No person may feed any wildlife, including ducks, geese, squirrels, or any other wildlife within the park system.

e. No person shall lead, ride, or allow to be loose upon District property, any horse, pony or other riding animal. Written permission may be requested of the Executive Director. (Class A)

f. Any animal found within the park system in violation of this section may be apprehended, removed by local animal control, and impounded, all at the expense of the owner. (Class A)

Section 4.19 Fires

No person shall light or make use of any fire in the park system except at such places as may be established for such purposes and then only under such rules as may be prescribed, therefore. Every fire shall be continuously under the care and direction of a competent adult from the time it is kindled until it is completely extinguished. (Class C)

Section 4.20 Fishing

Individuals are permitted to fish on waterways located on the District property. Individuals must follow the rules and guidelines set forth by the District and the Illinois Department of Natural Resources.

a. No person shall use a bow and arrow to fish on District property, more commonly referred to as bowfishing. (Class A).

b. Icefishing is prohibited on District property and waterways located within District property. (Class A).

c. Standing on the dam while fishing is strictly prohibited. (Class A).

Section 4.21 Camp or Sleep

No person shall place, erect, or use any hammock, swing, tent, recreational vehicle, other shelter or otherwise camp or sleep in the park system, except upon written permission of the Executive Director. (Class A)

Section 4.22 Restricted Areas

No person shall enter upon any portion of the park system where persons are prohibited by the District as indicated by sign or notice, including, without limitation, that no person shall stand in or on the rocks or wade, swim or fish on the dam located in Belvidere Park or by the entrance located off West Locust Street. No person shall enter or attempt to enter any building or area in the park system when it is closed to the public or scheduled for a specific group or activity, unless invited by same. (Class A)

Section 4.23 Geo-caching, Terra-caching, Letterboxing and Metal Detecting

Participants in geo-caching, terra-caching, letterboxing, and metal detecting, which involve temporary placement of caches or other similar equipment or materials ("caches") on District property, shall not be required to obtain a permit.

- a. Caches are only allowed in the following locations: solely in Belvidere Park and are prohibited in sensitive areas as determined by the District in its sole discretion (i.e. recreational, restoration, sanctuary, dedicated nature preserve, land or water reserve, land habitats, threatened or endangered species, areas of current development or restoration effort at the park or facility, cultural or historic sites, locations impacting public safety and similar issues).
- b. Participants should become familiar with District policies and rules applicable to use of the District property and the locations where caches are prohibited.
- c. The District is not responsible for caches, and participants should be aware of the risk of removal by third parties. Participation in geo-caching, terra-caching, letterboxing, metal detecting and any like activity is at the sole risk of the participant.
- d. No caches may be placed in any District building or other indoor facility, including, without limitation, any independent standing restrooms on District property.
- e. No cache may be attached to any trees or shrubs, plant, building or structure, nor may any cache be buried, hidden, concealed, or placed in any location or manner that causes any disturbances to vegetation. Any cache located in violation of this Section will be immediately removed and discarded without notice.
- f. In the act of participating in such an activity, the land area in which the activity takes place must not be disturbed. To the extent the land area is disturbed in any manner, the land area must be immediately restored to the condition it was in when it was found. (Class A)

Section 4.24 Fighting & Disorderly Conduct

- a. Except in unavoidable instances of self-defense, no person within the limits of the District or its playgrounds shall engage in, instigate, cause, or procure any fighting of any kind, including without limitation any prize fighting, animal fighting, or any other type of fighting.
- b. No person shall engage in any act which might reasonably result in a breach of peace or calculated to unreasonably interfere with the peaceable enjoyment of park facilities and open spaces by others, including, without limitation, any vile, abusive, profane, indecent, or obscene speech or conduct within any part of facility which does, or is calculated to interfere with others' peaceable enjoyment.

c. No person shall do any act in such an unreasonable manner as to alarm or disturb another and to provoke a breach of the peace while within property of the Belvidere Township Park District. (Class B)

Section 4.25 Mob Action

No person shall engage in mob action. Mob action consists of any of the following: (i) the use of force or violence disturbing the public peace by two or more persons acting together without authority of the law; or (ii) the assembly of two or more persons to do an unlawful act; or (iii) the assembly of two or more persons, without authority of law, for the purpose of doing violence to the person or property of any one supposed to have been guilty of violation of the laws or for the purpose of exercising correctional powers or regulative powers over any person by violence. (Class B)

Section 4.26 Clothing

No person shall enter, appear, be or remain in the park system in a state of nudity or indecent or lewd attire. (Class A)

Section 4.27 Public Indecency

No person shall engage in conduct that is publicly indecent, and a person shall be deemed to have committed an act of public indecency when any person performs any of the following prohibited acts:

- 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 the person;
- d. A lewd fondling or caressing of the body of another person.
- e. Public urination and/or defecation.

Violations of this nature will result in Class C violations and involvement from local law enforcement.

Section 4.28 Sexual Predator & Child Sex Offender

Pursuant to Illinois Sec. 11-9.4-1, it is unlawful for a sexual predator or child sex offender to be present or loiter in or near public parks. Additionally, it is unlawful for a sexual predator or a child sex offender to knowingly be present in any public park building or on real property comprising any public park. It is unlawful for a sexual predator or a child sex offender to knowingly loiter on a public way within 500 feet of a public park building or real property comprising any public park. The 500 feet distance shall be measured from the edge of the property comprising the public park building or the real property comprising the public park. Local law enforcement will be contacted immediately if found in violation of this rule.

Section 4.29 Electronic Devices

No person shall use (i) any electronic, mechanical, manual, electric, digital, voltaic or other device, instrument or means capable of recording, producing, duplicating, reproducing, storing, copying, transmitting or displaying any visual, video, photographic, electronic, digital, recorded, or other visual image, picture, or representation, including but not limited to any camera, photographic camera, video camera, fiber optic camera, motion picture camera, television camera, camcorder, or videotaping device, or (ii) any cell phone of any kind regardless of its capacity or lack thereof to produce a visual image in any restroom, locker room, lavatory, bathroom, shower facility, dressing room, or restricted program area, in any building, facility, or property owned or controlled by the District. (Class C)

Section 4.30 Smoking, Vaping & Tobacco Use

It shall be unlawful for any person who has not attained the age of twenty-one (21) years to smoke, vape or otherwise use upon the parks and lands of the District or other areas subject to the jurisdiction and control of the District, chew, cigarettes, cigars, pipes, vape pens, e-cigarettes or other types of tobacco and/or vaping products pursuant to State of Illinois law; provided, however, that the use of recreation cannabis is strictly prohibited in any form on District property.

Use of the above listed products is not permitted inside any District building or other indoor facilities except in the designated areas as marked on the Belvidere Township Park District property.

Penalty: A violation of this Section shall constitute a Class A offense under the Penal Ordinances of the District. A second violation of this Section within a one (1) year period shall constitute a Class B offense under the Penal Ordinances of the District. A third and subsequent violation of this Section within a one (1) year period shall constitute a Class C offense under the Penal Ordinances of the District.

Section 4.31 Alcohol, Drugs, Narcotics & Paraphernalia

No person under the influence of alcohol, drugs or narcotics shall enter, be, or remain in the park system. No person shall use or possess alcohol, drugs, narcotics or paraphernalia as defined in the Illinois Revised Statutes on District properties except as the ordinance allows. (Class C)

Wine intended for use in services by religious organizations or service of alcohol within District policies is permitted.

Section 4.32 Weapons, Missiles and Fireworks

Except as otherwise provided or required by 430/ILCS 66.01 et seq., no person or organization shall bring, carry, or use in any way, knives, firearms, or other weapons of any kind, or any fireworks or other explosive substance of any kind within any District park without the permission of the Director. No person shall throw, cast, or shoot arrows, stones, or other missiles of any kind within any District park except at such places and times as the District may designate for such purposes. Consistent with the Concealed Carry Act, no licensee shall knowingly carry a firearm on or into any park, trail, or pathway totally contained within a park, athletic area, or any athletic facility, building, portion of a building, or real property under the control of the District.

No person shall have in their possession or on or about their person or use any sparklers, fireworks, pyrotechnic devices, or explosive devices at any time within the park system without written approval from the Executive Director.

Violations of Section 4.29 are Class C violations and local law enforcement may become involved.

Section 4.33 Loitering

No person shall loiter or remain on District property either alone or in consort with other persons in such a manner that: (1) unreasonably obstructs the usual use of entrances, hallways, corridors, stairways, or rooms designated for specific purposes; (2) impedes or disrupts the performance of official duties by District employees; (3) prevents the general public from obtaining the administrative or recreational services provided on District property in a timely manner; (4) restrict vehicular or pedestrian or restrict free ingress to and egress from District property; after being requested to leave, move, or disperse by any employee of the District, or where the District has posted a sign or signs that prohibit loitering. (Class A)

Section 4.34 Aircraft/Drones - Unmanned Aircraft Systems (UAS)

The Belvidere Township Park District reserves the right to control the use of a UAS by an independent contractor for the purpose of monitoring property within the park system with the following provisions:

- Registered UAS (drone) if it weighs more than 0.55 pounds
- Labeled UAS (drone) with your registration number
- Complies with all applicable federal, state and local law, including the Illinois Freedom from Drone Surveillance Act, 725 ILCS 167/1
- Written consent from Executive Director
- Proof of Insurance Coverage
- Minimum Insurance Coverage Requirements:
 - a. \$100,000.00 for personal injury or death of one person;
 - b. \$300,000.00 for personal injury or death to more than one person in one accident, with maximum of \$100,000.00 for each person: and
 - c. \$50,000.00 for property damage

Section 4.35 Aircraft Control

No person shall fly, cause to be flown, or permit any aircraft of any kind to be flown over the park system at any time at an elevation less than the minimum safety requirements established by the Civil Aeronautics Administration or other governmental authority or less than is reasonable and proper, or so as to endanger the safety of any person or property. No person shall land, cause to be landed in the park system, except when required by unavoidable emergency. Sky diving over or onto lands owned or operated by the District is not permitted without advance approval by the Executive Director. (Class B)

No person shall fly, cause to be flown, or permit any model craft, hang-gliding device of any kind, or hot air balloon to be flown in the park system without a permit and then only in such places and times as the District may designate for the purpose. (Class B)

Section 4.36 Commercial Use of District Property

A. Classes, Lessons, and Camps. No person shall bring or cause to be brought onto District property any class, play group, day camp, individual or group lesson or similar activity of any kind conducted for a fee or other consideration unless that person has a contract with the District to provide such a program or service. Nothing contained in this Section 4.35(A) shall be construed to prohibit any class, play group, or day camp from visiting District property, provided that the class, play group or day camp is regularly conducted at some location other than on District property, and further provided that it maintains any ratio of adult supervisors to children required at the District Facility that the class, play group or day camp uses. (Class B)

B. Commercial Sale, Exhibition, or Distribution of Goods or Services. (a) No peddler, vendor, food truck, or any other person involved in an endeavor for profit shall engage in the commercial sale, rental, exhibition, or distribution of goods or services, including without limitation the giving of instruction or lessons for a fee, upon District Property unless he has received a permit, license, or contract therefore from the District. (b) No person engaged in the sale or distribution of goods or services under this section shall obstruct or impede pedestrians or vehicles, harass park visitors with physical contact or persistent demands, misrepresent the affiliations of those engaged in such activities, misrepresent whether the goods or services are available without cost or donation, or interfere, interrupt, or engage in conduct incompatible with the purpose of any program, activity, function, and/or special event conducted, sponsored, licensed or otherwise permitted by the District. (Class A)

C. Hawking, Peddling, or Selling. No person shall hawk, peddle, or sell or attempt to hawk, peddle or sell any goods, wares or merchandise of any kind or nature within said parks or playgrounds without first having obtained the written permission of the Executive Director to do so. (Class A)

E. No person shall beg or solicit in or about the park system. (Class A)

Section 4.37 Games and Sports

No person shall engage in any sport, game, or amusement on District property except at the locations and times as may be designated by the District and then only under such rules as prescribed; District properties and facilities must be used for its intended purpose. No person shall walk, remain or conduct themselves upon such a portion of the park system designated for any particular game, sport or amusement in such a way as to interfere with the use of such portion by persons who are using the park system for a particular sport, game or amusement for which it has been designated. No person shall engage in any activity in a manner as to endanger, injure, or damage persons or property in any way engaged in the proper use of the park system. (Class A)

Section 4.38 Soccer Goals

No person shall move or alter goals in any manner except in case of emergency or with the permission of the District. No outside goals may be brought in without written permission from a District Superintendent. (Class A)

Section 4.39 Gambling

No person or organization shall engage in gambling or any gambling-related activity within the Belvidere Township Park District. (Class A) Gambling for purposes of the above includes the following:

1. A game of chance or skill for money or for other things of value unless otherwise declared legal by the laws of the State of Illinois;
2. Wagering upon the result of any game, contest or any political nomination, appointment or election;
3. Operating, keeping, owning, using, purchasing, exhibiting, renting, selling, bargaining for the sale or lease of, manufacturing or distributing any gambling device;
4. Knowingly owning or possessing any book, instrument or apparatus by means of which bets or wages have been or are recorded or registered or knowingly possessing of any money which has been received in the course of a bet or wager;
5. Selling pools upon the result of any game or contest of skill or chance, political nomination, appointment or election;
6. Setting up or promoting any lottery or selling, offering to sell or transferring any ticket or share of any lottery unless specifically provided by the laws of the State of Illinois;
7. Setting up or promoting any policy game or selling, offering to sell or knowingly possessing or transferring any policy ticket, slip, record, document or other similar device.

Section 4.40 Sound Amplification

No person within the Belvidere Township Park District system shall play or operate any sound amplification device including without limitations radios, television sets, public address systems, amplifiers, megaphones, microphones, amplified musical instruments and the like or operate any other amplification device in a manner which may reasonably be expected cause or create unnecessary or unusual noise which unreasonably annoys, injures, or endangers the comfort, repose, health, or safety of others. Sound amplification must comply with prevailing noise ordinances. A violation of these restrictions shall result in the revocation of the special use permit and may result in prosecution as a Class A violation.

Section 4.41 Advertising

Advertising of a permanent form will only be allowed with Board approval. No person shall display, distribute, post or fix any placard, sign, handbill, pamphlet, circular, election materials, hiring materials,

garage sale signs or any other written or printed material or objects containing advertising matter of announcements of any kind whatsoever in the property owned or controlled by the District without prior permission of the Executive Director and then only in full compliance with the terms of a valid contract or permit allowing the same. Displays may remain in view for the duration of an approved activity. (Class A)

Section 4.42 Obstructing Travel

No person shall set, or cause to be set or placed, any goods, wares, merchandise, or property of any kind so as to obstruct travel on District property. (Class B)

Section 4.43 Motorized Vehicles

A. Use of Motorized Vehicles

No person shall drive, operate, or park any motorized or powered vehicle, including without limitation any automobile, truck, motorcycle, recreational vehicle, motorized bicycle, or other motorized vehicles within any of the parks of the District except upon the designated roadways and parking areas provided for driving or parking the same, except Park District employees in the performance of their duties. Vehicles are not permitted on any of the Belvidere Park District paths. Violators will be ticketed and/or towed at the owner's expense.

Authorized vehicle access may be granted for the day of the event for someone with a disability. The group representative will need to provide proof of that need to the Administration Office prior to the event and during normal business hours. The vehicle pass is only granted to transport individuals with disabilities on the paths and the vehicle must be removed and parked in an identified lot immediately after the transportation is complete. (Class B)

B. Trucks

No person not having business in the Park District system shall drive any vehicle having a gross weight of 10,000 lbs. or more upon any of the driveways of any of the parks of the District without written permission of the Executive Director. (Class B)

C. Speed Restrictions

1. No vehicle may be driven upon any roadway within the Belvidere Township Park District at a speed which is greater than is reasonable and proper with regards to traffic conditions or which endangers the safety of any person or property. The fact that the speed of the vehicle does not exceed the applicable maximum speed limit does not relieve the driver from the duty to decrease speed when approaching and crossing an intersection, when approaching and going around a curve, when approaching a hill crest, when traveling upon any narrow or winding roadway, or when special hazard exists with respect to pedestrians or other traffic or by reason of weather or highway conditions. Speed must be decreased as may be necessary to avoid colliding with any person or vehicle on or entering the roadway in compliance with legal requirements and the duty of all persons to use due care. (Class B)

2. No one can drive faster than the posted speed limit in the park system. If no limit is posted, no person may drive a vehicle upon any roadway of the Belvidere Township Park District System at a speed which is greater than 15 mph. (Class B)

3. In every charge of violation of this section by failure to observe an applicable speed limit, the complaint shall specify the speed at which the defendant is alleged to have driven, and the speed limit which is applicable at the place of the alleged violation.

D. Seatbelts

Each driver and all passengers of a motor vehicle operated on a street in the Park District shall wear a properly adjusted and fastened seat safety belt. Children less than 8 years of age shall be protected as required pursuant to the Child Passenger Protection Act. Each driver of a motor vehicle transporting a child 8 years of age or more, but less than 16 years of age, shall secure the child in a properly adjusted and fastened seat safety belt as required under the Child Passenger Protection Act. Each driver of a motor vehicle transporting a passenger who is unable, due to infirmity, illness, or age, to properly adjust and fasten a seat safety belt and is not exempted from wearing a seat safety belt shall secure the passenger in a properly adjusted and fastened seat safety belt as required under this Section.

E. One Way Traffic

No vehicle may be driven upon any one-way designated roadway within the Belvidere Township Park District contrary to the established direction, except Park District vehicles in the performance of their duties. (Class B)

F. Designated Parking Areas

No person shall park any vehicle in designated parking areas of the District beyond the normal closing hour of the park system at 10pm except where an individual is attending a function where written permission has been granted for a later closing hour by the Executive Director or specified therein. (Class A)

G. Parking, Standing or Stopping Illegally

No person shall park, stand, or otherwise stop a vehicle within any Park of the District, except when necessary to avoid conflict with other traffic or in compliance with the direction of a police officer or traffic control device, in any of the following places: (Class A 1- 9) (Class C 10):

1. On lawn areas and grounds;
2. In front of public or private driveways or loading zones;
3. In any position to block another car legally parked;
4. At any place where official signs prohibiting parking entirely or prohibiting parking for more than a specified period have been posted by the District;

5. In any park beyond the normal closing hour of ~~dusk~~ 10pm;
6. In any position which obstructs or interferes with the travel of other vehicles on a roadway or the use of any park facility within the District;
7. Within fifteen (15) feet of a fire hydrant or a traffic control signal or sign;
8. On any roadway, alongside a curb painted or otherwise colored yellow, such that all or any portion of the vehicle is parked or stands directly opposite any portion of the curb way so marked in yellow;
9. In any extra-length parking stall where signs or markings prohibiting parking other than of boat trailers have been posted or installed by the District, unless the vehicle has attached to it a boat trailer;
10. It shall be prohibited to park any motor vehicle which is not bearing registration, plates or decals issued to a handicapped person, as defined by Section 1-159.1 of the Illinois Motor Vehicle code, pursuant to Section 3-616 or 11-1301 to 11-1302, of the Illinois Motor Vehicle Code, or to a disabled veteran pursuant to Section 3-609 of the Illinois Motor Vehicle Code, as evidence that the vehicle is operated by or for a handicapped person or disabled veteran, in any parking place within the Belvidere Park District specifically reserved by the posting of an official sign or other marking for motor vehicles bearing such registration plates.

H. Unattended Motor Vehicles

No person driving or in charge of a motor vehicle within the Belvidere Township Park District shall permit it to stand unattended without first stopping the engine and when standing upon any perceptible grade without effectively setting the brake and turning the front vehicle wheels to the curb or side of the road. This prohibition includes without limitation the warming or other remote operation of vehicles. (Class A)

I. Snowmobiles & Other Motorized Recreational Vehicles Prohibited

It shall be unlawful for any person to operate any snowmobile, ATV, UTV, dirt bike, or any other motorized or powered recreational vehicle in or on any portion of district properties. (Class B)

J. Power Driven Mobility Device

No person shall upon, within or connection with property of the District: (i) Operate a Power-Driven Mobility Device unless said person is qualified under the ADA. (ii) Operate a Power-Driven Mobility Device except in a park or facility in which the general public is allowed. (iii) If used in a facility, exceed 4mph or be operated in a manner that might jeopardize the safety of the operator, employees, or participants, or patrons of the park. (iv) If used in a park or outside, exceed 6mph, posted park operating hours or be operated in a manner that might jeopardize the safety of the operator, employees or participants. (v) Carry another person on the frame of the device or any object on the frame that would make the device less stable.

Power Driven Mobility Device where used means wheelchairs, mobility scooters, electronic personal assistive mobility devices (EPAMDs) and specifically excludes riding lawn mowers, golf carts, wheelchairs with rubber tracks, gasoline powered, two wheeled scooters, e-bikes and segways.

K. Impounding of Vehicles

Any vehicle parked or standing within the park system in violation of any law, ordinance, or rule is hereby declared to be a public nuisance. Such a vehicle may be removed and impounded and the owner or person entitled to possession of the vehicle shall pay all charges and expenses arising out of any action taken hereunder. (Class C)

L. Permitted Recreational Modes of Transportation

All provisions of the State of Illinois and City of Belvidere code pertaining to bicycles shall apply to all bicycles and to their owners and operators while on park property.

1. Human-propelled, non-motorized recreational modes of transportation, including without limitation bicycles, tricycles, skateboards, rollerblades, roller skates, and scooters (“Recreational Modes of Transportation”) are permitted on District property subject to the limitations in this Section.
2. It shall be unlawful to operate any recreational mode of transportation on any vegetation or turf area on any park property or on any areas inside facilities or on areas such as, but not limited to, stairways, fences, banisters railings or on playgrounds/playground equipment. Recreational modes of transportation shall be permitted on all roadways, paths, sidewalks and parking lots that are paved or graveled;
3. It shall be unlawful to ride a bicycle across any pedestrian bridge. Any person wishing to cross a pedestrian bridge must first disembark completely from the bicycle and shall walk alongside the bicycle and obey all laws governing pedestrians;
4. No one shall operate a recreational mode of transportation in a reckless manner so as to danger pedestrians or the rider or riders thereof;
5. No one shall leave unattended any recreational mode of transportation, except in those designated for such purpose, and then only in such a manner as not to create a nuisance or hazard to the public.
6. Bicyclists must exercise due regard for other individuals and animals on paved paths, existing trails, roadways, paved paths, sidewalks, parking lots, and parking lot sidewalks;
7. No person may operate a recreational mode of transportation at a speed which is greater than 5 mph. (Class B)

M. Authority for Traffic Signals

The District, through its staff and designated officers, with reference to the streets and roadways within the District may designate through streets and roadways and direct stop signs or yield signs at specified

entrances thereto or may designate any intersection as a stop intersection or as a yield intersection and direct stop signs or yield signs at one or more entrances to such intersections.

Every stop sign and yield sign shall be located as near as practical to the crosswalk on the near side of the intersection or, if there is no crosswalk, then as close as practicable to the nearest line of the intersecting roadway.

The District shall place and maintain such traffic control devices and signs as it may deem necessary on all roadways and streets under its jurisdiction to indicate and carry out the provisions of this chapter and otherwise regulate, warn, or guide traffic.

N. Obedience to Traffic Control Devices

Every person operating a motor vehicle in the Belvidere Park District shall obey the instructions of any traffic control device applicable thereto placed in accordance with this chapter, unless otherwise directed by a police officer, subject to the exceptions granted the driver of an authorized emergency vehicle defined in the traffic laws of the State of Illinois. (Class B)

It is unlawful for any person to leave a roadway and travel across private property or Belvidere Park District property to avoid an official traffic control device. (Class B)

No provisions of this charter for which official traffic control devices are required shall be in force against an alleged violator if at the time and place of the alleged violation an official device is not in proper position and sufficiently legible to be seen by an ordinarily observant person.

Section 4.44 Harassment

No person shall harass or threaten Park District officials, designated officers, staff or its contractors. (Class B)

Section 4.45 Gifts and Gratuities

No person may promise or tender to, nor may any park employee, officer or commissioner accept any property or personal advantage from any person which would improperly influence the function of the park employee, officer or commissioner.

Section 4.46 Impersonation of Park Official, Staff or Peace Officer

No person shall falsely represent or impersonate any park official or peace officer. (Class B). All District staff shall have identification upon them.

Section 4.47 Minors

No parent, guardian, or custodian of a minor shall knowingly assist or allow such minor to do any acts on District property in violation of any law ordinance or rule of the District. (Class B)

A minor is defined herein as any person who is under the age of eighteen (18) years. The parent or legal guardian of an un-emancipated minor who resides with such parent or legal guardian shall be liable for damages caused by the willful or malicious acts of such minor as provided in the Illinois Parental Responsibility Act, 740 ILCS 115/1, et seq. This section shall not affect the recovery of damages in any other course of action where the liability of the parent or legal guardian is predicated on a common law basis.

CHAPTER V | PENALTIES

Section 5.01 Cooperation with Authorities

No person shall hinder, interfere with, disobey or in any manner refuse to cooperate with the officers and employees of the Park District in the performance of their duties.

Park District officials and designated staff have the authority to request identification. If a citizen refuses to provide identification, local law enforcement will be contacted for assistance.

Section 5.02 Penalties

Eviction -Any person violating any of the provisions of this chapter may be evicted from the parks or other places under the control of the Park District by District officials, staff, designated officer or its contractors. Should the individual violating the ordinance refuse to stop committing the violation, return to continuing the violation, harass designated officer and/or refuse to leave the premises, this will be considered trespassing and shall be handled with local law enforcement.

Fines and penalties for the violation of ordinances may be exacted, not exceeding \$1,000 for any one offense, which fines and penalties may be recovered by an action in the name of such district in the circuit court for the county in which such violation occurred. The park district may also seek in the action, in addition to or instead of fines and penalties, an order that the offender be required to make restitution for damage resulting from violations, and the court may grant such relief where appropriate. The procedure in such actions shall be the same as that provided by law for like actions for the violation of ordinances in cities organized under the general laws of this State, and offenders may be imprisoned for non-payment of fines and costs in the same manner as in such cities. All fines when collected shall be paid into the treasury of such District. Local law enforcement will be engaged when necessary.

Any person accused of violation of any provision of this chapter may settle the claim against them by paying to the Belvidere Township Park District the sum as described below:

Class A Fines: Not less than \$350.00 per offense (\$50.00 if paid within 5 business days of issuance of citation);

Class B Fines: Not less than \$450.00 per offense (\$150.00 if paid within 5 business days of issuance of citation);

Class C Fines: Not less than \$550.00 per offense (\$250.00 if paid within 5 business days of issuance of citation),

Settlement may be paid in the form of cash or check to the Administrative Office, located at 1006 West Lincoln Avenue, Belvidere, during regular business hours.

However, after five business days of issuance, no settlement will be accepted by the District and the citation will be filed with the Boone County Circuit Clerk for the full amount, which covers the cost of court filing and attorney fees.

Section 5.03 Banishment

An individual who is cited three (3) or more times in 180 calendar days for any Class A violation is subject to being banished from District property for 180 calendar days from the date of the third citation.

An individual who is cited for Class B or C violations is subject to a longer duration or permanent banishment from the park systems based on severity of the violation.

If an individual is found to be in violation of their banishment, the offense will be considered trespassing. Further action may be taken such as increased banishment time, permanent banishment, and/or involvement of local law enforcement.

An individual receiving a revocation or banishment from the park systems will receive a certified letter from the Executive Director, or authorized District official, with the details of the infractions and the specific details of banishment.

Section 5.04 Appeal Process

Banishment and citations may be appealed to the Executive Director in writing by the banished person within 14 days of receipt of certified letter. The letter may be sent to Belvidere Park District, Attn. Executive Director, 1006 West Lincoln Avenue, Belvidere, IL 61008 or contactus@belviderepark.org. A written decision regarding the banishment appeal will be mailed or emailed, depending on initial receipt of appeal, to the individual within 10 business days.

Section 5.05 Issuance of Citation

The Executive Director shall designate the proper persons or authorities that have the power to issue complaints or citations regarding the enforcement of all ordinances in the preceding chapters.

Section 5.06 Remedies

Nothing in this Ordinance shall be construed to prevent or preclude the District from pursuing any remedy including civil remedies at law or equity, to correct or abate any violation of this Ordinance.

CHAPTER VI | REPEAL

Section 6.01 Repeal

All existing ordinances, resolutions and orders in conflict herewith are hereby repealed.

CHAPTER VII | PUBLICATION

Section 7.01 Publication in Printed Form

In lieu of other publications, this ordinance shall be published in printed form, as provided by law, and when so shall become effective and shall have the same force and effect as otherwise published by law; and such printed form shall be received as evidence of the passage of this ordinance in all courts or places without further publications, all as provided by law. The most current form of the ordinance will also be posted on the District's website.

Passed at a regular meeting of said Board of Park Commissioners of said Belvidere Township Park District this 10 day of December, 2024.

Ayes: 5 (all)

Nays: 0

Absent: 0

APPROVED:

Signature

Printed Name

President, Board of Park Commissioners

ATTEST:

Signature

Printed Name

Secretary, Board of Park Commissioners

Updated December 3, 2024