



**AGENDA**  
**SPECIAL BOARD MEETING**  
**REMOTE MEETING HELD VIA TELECONFERENCE**

The President of the Board of Commissioners has determined that an in-person meeting or a meeting conducted pursuant to the Open Meetings Act is not practical or prudent because of the COVID-19 disaster.  
*(As permitted by Public Act 101-0640)*

**Citizens may participate in the zoom meeting by going to the following web address:**  
<https://us02web.zoom.us/j/85889942842?pwd=TWdrNXUxS3NpbURPdmgd2xpMHBVUT09>

For online video access, please use the following Meeting ID and Password when prompted:  
Meeting ID: 858 8994 2842  
Passcode: 955382

Alternatively, the meeting may be accessed by telephone at:  
1-312-626-6799, If prompted for the following items, please enter:  
Meeting ID: 858 8994 2842, followed by the # symbol  
Password: 955382, followed by the # symbol

Citizens will be offered an opportunity to speak to the Board during the public comment portion. To facilitate this and not have individuals speaking over one another, the Park District kindly requests that individuals wishing to address the Board via the conference line during public comment notify the Park District via email, as noted below, of their intent to address the Board. Alternatively, citizens may submit public comments by email prior to the Board meeting, to be announced by the Park Board President during the public comment portion of the meeting. Email submissions (notice of intent to speak or comment via email) should be submitted by Noon on Wednesday, May 25, 2022, and sent to [joe.deluce@champaignparks.org](mailto:joe.deluce@champaignparks.org).

**Wednesday, May 25, 2022**  
**5:30 p.m.**

**A. CALL TO ORDER**

**B. COMMENTS FROM THE PUBLIC** *Comments limited to not more than three (3) minutes.*

**C. NEW BUSINESS**

1. Consideration of Bid from Petry-Kuhne for Construction of Centennial Park Pickleball Complex  
The Park District has received a single bid from Petry-Kuhne in the amount of \$947,600, which exceeds the project budget by \$197,600. **(Roll Call Vote)**
  
2. Approval Setting a Public Hearing on the Amended Budget and Appropriations Ordinance for Fiscal Year Ended April 30, 2022  
Staff recommends the Board set a Public Hearing on the Amended Budget and Appropriation Ordinance for Wednesday, July 13, 2022 at 7:00 p.m. at the Bresnan Meeting Center to receive public comments.  
**(Roll Call Vote)**

**D. DISCUSSION ITEMS**

1. Process for Reviewing Ordinance 618: Park Rules and Regulations and Review of – Chapter 5 – *Regulation of Vehicles, Traffic and Parking* and Chapter 6 – *Regulation of Personal Conduct and Behavior*.
2. Board Policy Manual – Policy Review
  - a. American's with Disabilities Act Policy
  - b. American's with Disabilities Program Statement
  - c. Compensation Policy
  - d. FOIA and Fee Schedule
  - e. New Employee Reporting Policy
  - f. Safety Policy
3. FY23 Annual Operating Budget

**E. COMMENTS FROM COMMISSIONERS**

**F. EXECUTIVE SESSION**

The Board will convene into Executive Session under the Illinois Open Meetings Act, specifically 5 ILCS Par. 120/2 (c)(6) The setting of a price for sale or lease of property owned by the public body.  
**(Roll Call Vote)**

**G. RETURN TO REGULAR MEETING**

**H. ADJOURN**



**REPORT TO PARK BOARD**

**FROM:** Joe DeLuce, Executive Director  
**DATE:** May 25, 2022  
**SUBJECT:** Pickleball Complex Phase One Construction Bid

Background

Early last budget year concepts and technical drawings for a pickleball complex in Centennial Park were initiated. Local pickleball players were invited into the early concept stages and the firm of Architectural Expressions, LLP was chosen for the design to bidding stage of the project.

The base bid included a restroom facility, six (6) pickleball courts, fencing, stormwater tile and detention, and concrete sidewalks.

There were several add alternates including:

- 1 (G1) – Provide and complete expansion of existing detention basin for future Phase 2 pickleball complex. Not providing this would result in a deduct.
- 2 (M2) – Provide and install mini-split mechanical system in vending room.
- 3 (G3) – Add two additional new courts and related fences, equipment, and amenities.
- 4 (G4a) – Provide and install a controlled access system for restroom and vending doors.
- 5 (G4b) – Provide and install a controlled access system for entry gate and a card reader.
- 6 (G5) – Provide and install shade canopies as shown (2).
- 7 (E6) – Provide and install court lighting for eight courts including LED fixtures, poles, foundation systems and lighting controls.

Prior Board Action

FY2022 – Money for design and construction was added to the Capital Budget.

Bid Results

An invitation to bid was published in *The News-Gazette*, placed on CPD’s website, and emailed to perspective bidders. The bids were opened and read aloud on May 12, 2022. A single bid was received. The results are as follows:

BIDDER	BASE BID	Add Alt. 1	Add Alt. 2	Add Alt. 3	Add Alt. 4	Add Alt. 5	Add Alt. 6	Add Alt. 7
Petry-Kuhne Co.	\$947,600	-\$6,100	\$7,260	\$80,470	\$14,180	\$9,630	\$32,180	\$168,270

Listed below are notes from the Project Manual for Construction for the Proposed Pickleball Complex: Centennial Park to consider in regards to the bid results:

DOCUMENT 00 2113 - PAGE 4 INSTRUCTIONS TO BIDDERS

8.01 AWARD OF CONTRACT; REJECTION OF BIDS

A. The District will award this bid to the lowest responsible bidder if all other requirements are satisfactorily met. The District reserves the right to reject any and all bids, in whole or in part and is not necessarily bound to accept the lowest bid if that bid is contrary to the best interests of the District

B. The Contract shall be deemed to have been awarded when notice of an award shall have been given to Bidder by some authorized officer or agent of the Owner. The Bidder to whom the awards are made will be notified at the earliest possible date.

C. The district, however, reserves the right to reject any and all Bids and to waive any informality in Bids received whenever such rejection to waiver is in his interest. The District reserves the right to waive minor irregularities and technicalities. A bid may be rejected if it is in any way incomplete or irregular. Where there are tie bids, there shall be a preference for "in state-bidders".

D. Protest: If bidder objects to any provision of the bid, believes it improperly rejected your offer, or believes the selected offer is not in the District's best interests, bidder may submit a written protest within five (5) days after the opening. The District will consider only written protests that are properly and timely filed with the District. The District will issue a written decision and that decision is final

#### Budget Impact

A total of \$750,000 was allotted to the construction of this project.

#### Consideration of Bid from Petry-Kuhne for Construction of the Centennial Park Pickleball Complex

AEX would recommend continuing bidding negotiations with the lowest apparent bidder based upon direction from the CPD Board as to whether to pursue Options one (1), two (2), or three (3) below.

These options would involve going back to the Contractor, Petry -Kuhne Company, the low bidder and only bid received, and work to see if there is the possibility to find some major cost reductions to the project. Another term used is "value engineering". In anticipation of this question being asked AEX prepared a scope of items of potential cost reductions that has been sent to Petry-Kuhne. That scope of work is summarized in the attachment, Cost Reductions and the cost options are also outlined on the attached excel sheet. The excel costs have been generated by Petry Kuhnee. Currently the base bid is \$947,790 or 26% over the construction budget of \$750,000.

##### Option 1. (6 Courts)

This option is based upon the cost reduction summary attached. The major difference is in the fencing has been reduced from 8' to only 3'-6" height. The complex is no longer a secured facility. The work only includes Phase 1 of the Detention Basin. Option is 13% over the construction budget.

Option 2. (8 Courts) This option is based on deleting the building. Fencing and finishes are left as per what was originally bid. The complex can stay as a secured facility. AEX would need to establish location for electric service and control access equipment if courts would be secured. The work includes Phase 1 & 2 of the Detention Basin. Two additional Courts added: Alternate G3. Option is **17%** below the construction budget.

Option 3. (8 Courts) This option is a combination of Option 6a. and 6b. and is dependent on the direction of the CPD Board.

Alternates: The alternates can be added in the future at a higher cost.

Prepared by:

Daniel Olson  
Director of Operations

Reviewed by:

Joe DeLuce  
Executive Director

19-May-22 AEX : #6379  
 Champaign Park District Pickleball Complex  
 2203 W. John Street, Champaign, IL.

Description of Work	P-K Bid	Option #1 Value Engineering	Option #2 Delete Building	Option #3
	6 Courts Includes O & P	6 Courts *Scope Reduction	* 8 Courts	8 Courts Combination 1 & 2
Concrete	27,482			
Masonry	61,589			
Delete Glazed Block Base		-4,800		
Roofing Standing Seam	15,042			
Substitute Class A Shingle roof		-7,600		
Soffits, Fascia, Downspouts	4,044			
Substitute Alum. Gutters and Fascia		-1,150		
Openings, (Doors, Frames, Windows)	19,633			
Finishes	146,704			
Substitute Alum. Fascia & Soffitt		-3,000		
Plumbing- Building, Sanitary	73,130			
HVAC	6,796			
Electric, Building and Service	60,226			
Delete Building			-315,000	-315,000
Detention Basin Expansion Phase 1	3,900			
Detention Basin Expansion Phase 2-Alternate G-1	6,100			
		-6,100		-6,100
Court Construction & Subdrainage	200,921			
Court Fencing	159,063			
Reduce Scope Fencing		-90,000		-45,000
Exterior Improvements (Concrete Paving)	49,250			
Sitework	52,538			
General Requirements	45,305			
Preformanc Bond	8,067			
		-8,067	-8,067	-8,067
Allowance-Patching & Leveling Courts (6 Courts)	8,000			
		-2,000		
<b>Subtotal</b>		<b>-122,717</b>	<b>-323,067</b>	<b>-374,167</b>
Total Base Budget	<b>750,000</b>	<b>947,790</b>	<b>825,073</b>	<b>624,723</b>
Percent over budget	126%	115%	83%	76%
Alternate M-2; add Mini Split	7,260			
Alternate G3: Add (2) Two Courts	80,470		80,470	80,470
Alternate G4a Controlled Access Building	14,180			
Alternate G4b Controlled Access Entrance	9,630			
Alternate G5 Fabric Shade Structures	32,180			
Alternate E6 Court Lighting	168,270			168,270
<b>Total Base + Chosen Alternates</b>			<b>705,194</b>	<b>822,364</b>

\* Numbers have been verified by contractor

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## REPORT TO PARK BOARD

**FROM: Joe DeLuce, Executive Director**

**DATE: May 25, 2022**

**SUBJECT: Rules and Regulations Ordinance Review**

### Background

The Park District, and its employees and patrons are guided by rules and regulations in order to protect employees, infrastructure and assets. The rules and regulations are set by the Board of Commissioners. Best practice in the parks and recreation field is to review the ordinance and the contents of the rules every five (5) to seven (7) years to ensure that goals are being met and proper protections are in place.

An internal committee was formed to review the current version and a draft of those changes were given to all staff to review. The agreed upon changes from both processes are included in the draft presented to you with this memo.

The committee used six (6) examples from around the state to update and cross reference the Park District's current Rules and Regulations Ordinance. They include: Bartlett Parks, Clarendon Hills Parks, Elmhurst Park Dist., Forest Preserve Dist. of DuPage County, Geauga Park Dist., and Lake Bluff Park District. Copies are available upon request.

The Rules and Regulations process was also discussed with the Park District's representative from the Park District Risk Management Agency (PDRMA). PDRMA does not provide input or templates for the rules and regulations for its clients.

The committee has suggested several changes to the Park District's ordinance. A majority of the suggested revisions are new additions to the document. The permit section has had significant changes based on current procedures, and is essentially a re-write of that section. Staff are supplying the current ordinance as well as a red-lined version of the document for the Board's use. Although staff have supplied the document in its entirety, it is suggested to breakdown the review process by chapter. The breakdown can be found in the Action Requested section.

### Prior Board Action

July 31, 1958 – Ordinance No. 10 Regulating Parks was original.

May 14, 1959 – Ordinance No. 20

July 25, 1974 – Ordinance No. 141

July 14, 1977 – Ordinance No. 183

March 13, 1980 – Ordinance No. 210

Sept. 10, 1981 – Ordinance No. 227

Feb. 10, 1983 – Ordinance No. 237

Oct. 14, 1987 – Ordinance No. 278

Sept. 9, 1998 – Ordinance No. 409

June 9, 2004 – Ordinance No. 479

Oct. 12, 2005 – Ordinance No. 494

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**The mission of the Champaign Park District is to enhance our community's quality of life through positive experiences in parks, recreation, and cultural arts.**

Aug. 24, 2011 – Ordinance No. 559  
Dec. 14, 2016 – Ordinance No. 618

Each new version repealed the previous version.

The Board approved the latest version in 2016. In examining the previous two approved ordinances, staff did not have substantial recommendations to change the document in 2016.

Budget Impact

There is no direct budget impact for the review and approval of this ordinance.

Recommended Action

At this time, staff are requesting that Commissioners focus on the content of the document. General editing (such as spacing, spelling, numbering, etc.) can be skipped because these items will change as the review process proceeds. Similarly, the Definitions section will be compiled when all other sections are complete.

Comments will be captured at the subsequent meetings and can be sent directly to Dan Olson during the month of review.

Timeline for Commissioners Review and Comments:

May 25, 2022 – Chapter 2 – *Public Use*, Chapter 3 – *Protection of Property Structure and Natural Resources*, and Chapter 4 – *Regulation of Recreational Activities*.

June 22, 2022 – Chapter 5 – *Regulation of Vehicles, Traffic and Parking* and Chapter 6 – *Regulation of Personal Conduct and Behavior*.

July 27, 2022 – Chapter 7 – *Enforcement*, Chapter 8 – *Miscellaneous*, and Chapter 9 – *Amendments*.

Aug. 24, 2022 – Final comments on all chapters

Sept. 28, 2022 – Board approval of Ordinance

Prepared by:

Reviewed by:

Daniel Olson  
Director of Operations

Joe DeLuce  
Executive Director

**AN ORDINANCE  
REGULATING THE USE  
OF THE PARKS AND PROPERTY  
OWNED OR CONTROLLED BY  
THE CHAMPAIGN PARK DISTRICT**



**Mission Statement**

The mission of the Champaign Park District is to provide quality parks and recreation for our community.



**CHAMPAIGN PARK DISTRICT  
ORDINANCE NO. 559**

**AN ORDINANCE REGULATING THE USE OF THE PARKS  
AND PROPERTY OWNED OR CONTROLLED BY THE  
CHAMPAIGN PARK DISTRICT (hereinafter referred to as,  
“Park District”).**

**WHEREAS**, the Champaign Park District is an Illinois Municipal corporation operating within territory predominantly in the City of Champaign, Champaign County, Illinois; and

**WHEREAS**, it is reasonable, necessary and desirable for the Park District to establish rules and regulations in order to provide for the safe and peaceful use of its parks; and

**WHEREAS**, it is reasonable, necessary and desirable for the Park District to establish rules and regulations in order to provide for the government, protection and preservation of the property, facilities and resources of the parks; and

**WHEREAS**, the Park Board of Commissioners has determined that it has become necessary and desirable to update the prior Ordinance No. 494 Providing for the Regulations and Restrictions Governing the Use of the Parks Under the Jurisdiction of the Board of the Park District so as to clearly reflect changes in law, circumstances and the needs of the Park District; and

**WHEREAS**, Ordinance No. 10 Regulating Parks was first adopted July 31, 1958, amended by Ordinance No. 20, adopted May 14, 1959, amended by Ordinance No. 141, adopted July 25, 1974, amended by Ordinance No. 183, adopted July 14, 1977, amended by Ordinance No. 210, adopted March 13, 1980, amended by Ordinance No. 227, adopted September 10, 1981, amended by Ordinance No. 237, adopted February 10, 1983, amended by Ordinance No. 278, adopted October 14, 1987, amended by Ordinance No. 409, adopted September 9, 1998, **Ordinance 479, adopted June 9, 2004, amended by Ordinance No 494, adopted October 12, 2005**, and all ordinances amendatory thereto, are hereby repealed effective as of the date of the adoption of this ordinance.

**WHEREAS**, the Park Board has determined it is in the best interests of the Park District to adopt this ordinance and regulations and restrictions, being Exhibit “A” in its entirety, and incorporated herein as if set forth in full as the Ordinance Regulating the Use of the Park and Property Owned or Controlled.

**BE IT ORDAINED BY THE BOARD OF PARK COMMISSIONERS OF THE CHAMPAIGN  
PARK DISTRICT THAT:**

**SECTION 1. ADOPTION.** That the provisions contained in the Ordinance and being Exhibit “A,” appended hereto and expressly made a part thereof, be and the same are hereby adopted as the “Ordinance Regulating the Use of the parks and Property Owned or Controlled by the Champaign Park District” within the Champaign Park District, Champaign County, Illinois.

**SECTION 2. SEVERABILITY:** The various provisions of this Ordinance are to be considered as severable and if any part or portion of this Ordinance shall be held invalid by any court of competent jurisdiction, such holding or decision shall not affect the validity of the remaining provisions of this ordinance which shall remain in full force and effect.

**SECTION 3. REPEAL OF PRIOR ORDINANCES:** All prior ordinances and resolutions in conflict or inconsistent herewith are hereby expressly repealed.

**SECTION 4. EFFECTIVE DATE:** This Ordinance shall be effective immediately upon its passage, approval, publication as provided by applicable law.

PASSED AND APPROVED this \_\_\_\_ day of August, 2011.

\_\_\_\_\_  
Newton H. Dodds, President

**ATTEST**

\_\_\_\_\_  
Bobbie Herakovich, Secretary

**EXHIBIT “A”**

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**CHAPTER 9 – AMENDMENTS**

**CHAPTER 1 – Definitions**

**Section 1 – Short Title**

The ordinance regulating the use of the parks and property owned or controlled by the Champaign Park District, Champaign, Illinois; providing for conduct and enforcement; and providing penalties for the violation of its provisions shall be known and may be cited as the “Ordinance Regulating Conduct in Public Parks.”

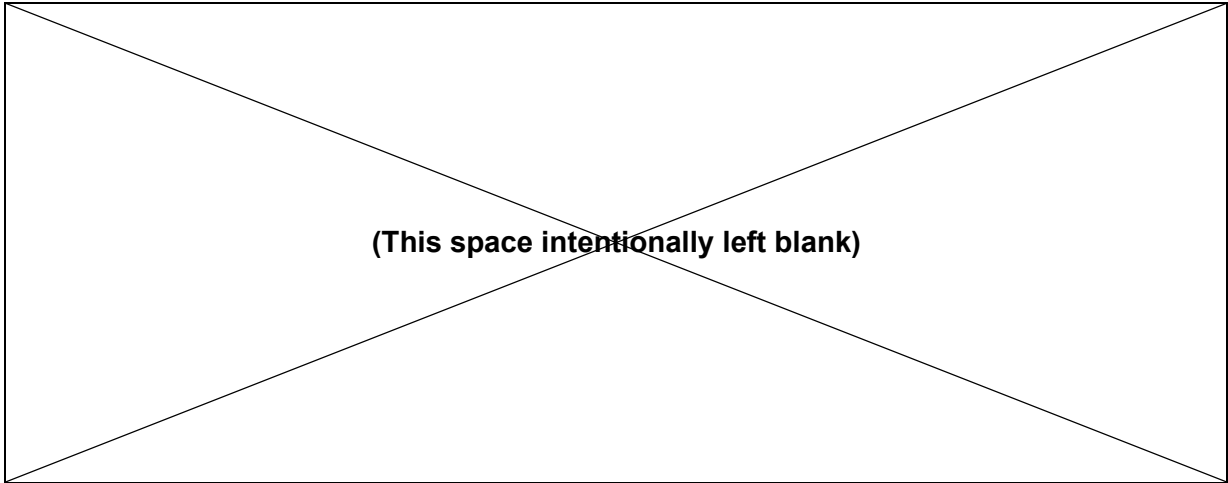
**Section 2 – Definitions**

For the purpose of this Ordinance, the following terms, phrases, words and their derivations shall have the meaning given herein. When not inconsistent with the context, words used in the present tense include the future; words in the plural number include the singular number and words in the singular number include the plural number; words importing the masculine gender shall include the feminine, and words importing the feminine gender shall include the masculine. The word “shall” is always mandatory and not merely directory.

- A. “Authorized Agent” is any person granted authority by the Champaign Park District Board of Commissioners and Executive Director.
- B. “City” is the City of Champaign, Illinois.
- C. “Executive Director” is the person appointed and designated by the Park Board to administer the policies established by the Park Board.
- D. “Employee” is any employee of the Champaign Park District.
- E. “Park” is any park or property owned, leased or controlled by the Champaign Park District, such as play field, playground, pool, golf course, and recreation center or any other area or facility in the Park District, and devoted to active or passive recreation.
- F. “Park Board” is the Board of Commissioners of the Champaign Park District by which all policy matters are established pertaining to the Park District.
- G. “Park District” is the Champaign Park District of Champaign County, Illinois including its parks, properties, facilities, buildings, Board of Commissioners, employees and its agents.
- H. “Person” is any natural person, firm, partnership, association, corporation, governmental unit, company, entity or any organization of any kind.
- I. “Police Officer” is any individual trained in the methods of law enforcement and authorized to maintain peace, safety, and order.
- J. “Pollution” is the contamination or other alteration of the physical, chemical, or biological properties of park waters or land, including changes in the temperatures,

taste, color, turbidity or odor of park waters or any discharge of any liquid, gas, solid, or other substance into or onto park waters or property that will or is likely to create a public nuisance or render such waters or property harmful or detrimental to the public health, safety or welfare, or to domestic, recreational or other beneficial uses, or to wild animals, birds, fish or other aquatic life.

- K. "Department Head" is the person immediately in charge of any park area or department and its activities and to whom all employees of such area or department are responsible.
- L. "Vehicle" is any wheeled conveyance, whether motor powered or self propelled. The term shall include any trailer in tow of any size, kind or description, except for baby carriages, children's wagon or bicycle and vehicles in the service of the Park District.
- M. "Area(s)" where used means a specified place within a park.
- N. "Overnight" wherever used means the time when the park or facility is officially closed until it opens the following day.
- O. "Parking Area" wherever used means any designated park or any park road or drive, or special area contiguous thereto that is set apart for the standing or stationing of vehicles as deemed by the Park District.
- P. "Permit" wherever used means the written permission of the District that must be obtained and possessed to engage in a specific activity.
- Q. "Posted" wherever used means any notice which is displayed whether by a sign in a park, park district building, entrance to a park, or is available at the Administrative Office, the location being at the discretion of the Park District.
- R. "Property" wherever used means any lands, waters, facilities or possessions of the District, whether in fee, as a leasehold or by management agreement.
- S. "Watercraft: wherever used means any device or conveyance utilized on water whether propelled by motor, engine, wind or human power. The terms include, but is not limited to, any boat, canoe or raft.
- T. "Waters" where used means waters within the jurisdiction of the Park District.





## CHAPTER 2 – Public Use

### Section 1 – Public Use and Mission

Parks are for use by the general public. This ordinance is intended to further that function, as well as regulate the use of the parks and property maintained by the Park District, and protect the rights of those owning property adjacent to such parks.

### Section 2 – Hours of Use

- A. All Parks of the Park District shall be closed to the public as posted from either dusk or 11:00 p.m., prevailing local time until 5:00 a.m., prevailing local time, on the following morning unless otherwise posted.
- B. All persons, except employees of the Park District whose duties require their presence, shall not remain in a park when a park is not open to the public without a permit from the Park District.
- C. Park hours shall be posted.

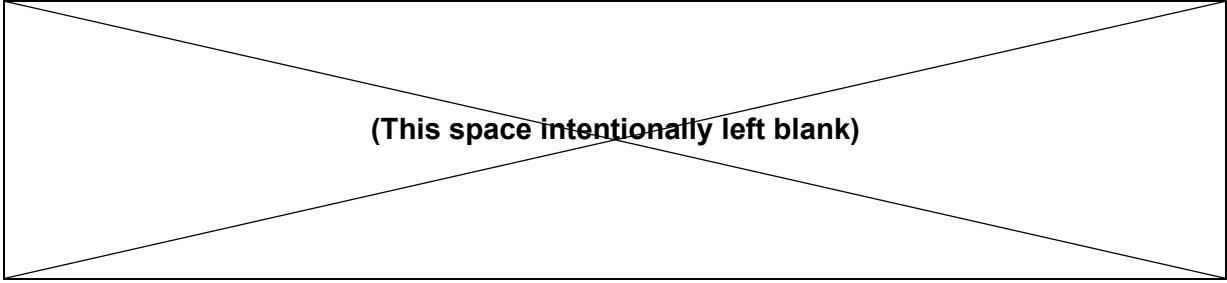
### Section 3 – Park Use Permits

- 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 Park District or its authorized agent prior to the start of the activity:
  - 1. Any contest, show, exhibit, dramatic performance, play act, motion picture, commercial photo shoot, acrobatic feat, bazaar, organized sporting event, radio or television broadcast, ceremony, children’s day camp, fair, circus, musical event or any public meeting, religious event, assembly or parade, including, without limitation, drills and maneuvers, rallies, picketing, marches or political meetings of any kind or character whatsoever.
  - 2. Any use of any park or facility by a certain person or group of persons to the exclusion of others.
  - 3. Any picnic, outing or gathering sponsored by any person or organization, or composed of twenty-five (25) or more persons, except as to particular parks designated by the Park District.
- B. Persons desiring general or exclusive use of parks or facilities or who would like to engage in the above-referenced activities shall apply to the Park District for a permit under the following categories and subject to established fees and charges:
  - 1. **Picnics:** General picnicking in Park District parks does not require a permit. No person shall picnic other than in a designated area. Individual grills and picnic tables are available to non-permit picnickers on a first-come/first-served basis. A permit, known as a Park Use Permit, must be obtained for groups of twenty-five (25) or more persons.

2. **Facility Rental:** A Park Use Permit is required for exclusive use and rental of pavilions, buildings, sports fields and open space areas. Park Use Permits may be applied for beginning in January for the upcoming season and such applications shall be submitted during regular business hours. Applications are processed on a first-come/first-served basis. The applicable rental fee and deposit must accompany the application. All cancellations must be in writing. Upon submittal of an application, required information and payment of associated fees, a Park Use Permit may be issued.
  3. **Park Use Permit.** A Park Use Permit is required for any group of twenty-five (25) or more persons requesting the use of a specific park for one or more of the following reasons such as: a picnic, meeting, athletic event, rally, walk-a-thon, march or some type of religious event. Any type of religious ceremony must be approved by the Executive Director of the Park District. Park Use Permits are also required for a teacher or school planning an annual field day or class fun day activity or a family wishing to host a reunion or celebration. Upon submittal of an application and payment of associated fees, a Park Use Permit may be issued.
- C. **Permits in General:** Permits are not transferable or assignable without the written consent of the Park District or its authorized agent. Minor changes in a permit may be requested and may be made upon written request. Additional fees and charges may apply. The request for change must be made at least seventy-two (72) hours prior to the event. Permits may also be required for other activities as determined by the Park District.
1. **Standards for Issuance:** The Park District or its authorized agent shall issue a permit hereunder when it finds:
    - a. That the proposed activity or use of the parks shall not interfere with or detract from the general public's use and enjoyment of the park and surrounding property or facilities.
    - b. That the proposed activity and use will not interfere with or detract from the promotion of public health.
    - c. That the proposed activity or use is not anticipated to incite violence, crime or disorderly conduct.
    - d. That the proposed activity will not entail unusual, extraordinary or burdensome expense or police operation by the Park District or expose it to extraordinary liability.
    - e. That the facilities desired have not been reserved for other use on the day and time sought in the application.
    - f. That the proposed activity is compatible with the type of park, size and character of the area or waters involved and the facilities available; that adequate parking is available; that the proposed activity does not exclude other public use of the park; and that it is not expected to cause irreparable harm or extreme damage to the natural environment of the park.
    - g. That the proposed activity does not include unattended displays.
  2. **Additional Conditions:** Additional conditions for issuance of the permit may be, but are not limited to:
-

- a. Requiring proof establishing the amount of liability insurance required, and/or requiring an indemnification and hold harmless agreement or requiring a certificate of insurance naming the Park District as an additional insured.
  - b. Requiring the applicant to post a refundable deposit or security for the repair of any damage to Park District property, the cost of cleanup or both.
  - c. Requiring the applicant to furnish additional security forces, at the applicant's expense, as approved by the Park District. An applicant may be required to hire City of Champaign police at the applicant's expense to provide security for an activity or event.
  - d. Requiring the applicant to furnish additional sanitary and refuse facilities that might be necessary based on the use or activity for which the permit is sought.
  - e. If an applicant is requesting to sell food at the proposed activity, it shall be necessary for the applicant to obtain a permit from the Champaign County Public Health Department.
  - f. Requiring the applicant to pay for above normal use of electricity and the erecting of tents.
  - g. Requiring the applicant to comply with the Park District's risk management requirements for safe operation.
3. **Issuance of a Permit:** Once the Park District approves a permit the applicant must pay all necessary fees and charges before the permit is issued. A permit is not transferable or assignable from the applicant to any other person without the permission of the Park District. The permit holder must make the permit available for inspection by any law enforcement office or Park District employees on the date for which the permit or activity is being held to ascertain compliance with the terms and conditions of the permit.
4. **Effect of Permits:** A permittee shall be bound by all Park District rules, regulations and applicable ordinances, federal, county and local laws which are incorporated by reference into each permit.
5. **Liability of Permittee:** The person or persons to whom a permit is issued shall be liable for any loss, damage or injury to person or property sustained by anyone to whatever extent by reason of the acts or omissions of the person or persons to whom such permit shall have been issued.

**Revocation:** The Park District shall have the right and authority to revoke a permit upon finding a violation of any rule, regulation or ordinance; violation of any term or condition of the permit, including failure to produce the permit for inspection upon request of any law enforcement officer or Park District employee; providing false or misleading information on the application for the permit; or upon good cause shown as determined within the sole reasonable discretion of the Park District.



**CHAPTER 3 – 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 Champaign Park District:

- A. Destroy, deface, paint, alter, or remove any monument, stone, marker, benchmark, stake, post or blaze marking or designation of 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, bench, grill, railing, bridge, pier, drain, well, foundation, pump, telephone, lamp post, fence, gate, refuse container, exhibit, display, tool or equipment, paving or paving materials, storage box, utility outlet, movie screen, flagpole, water line or Park District property without written permission from the Park District.
- C. Deface, destroy, cover, damage or remove any placard notice, or sign, or parts thereof, posted or exhibited by the District to announce the rules, regulations and warnings, or any other information to the public necessary or desirable to the proper use of the park or park property.
- D. Construct or erect any building or structure of any kind or character whatsoever, whether permanently or temporarily, or run or string any public utility into, upon or across a park without the written permission from the Park District.
- E. Take, appropriate, excavate, injure, destroy, or remove any historical or prehistorical ruin or parts thereof, or any object of antiquity, without written permission from the Park District.
- F. Throw, carry, cast, drag, push or deposit any refuse container, picnic table, barricade or any other movable or non-movable property into a lake, pond, wetland, stream or lagoon or upon the frozen waters thereof, or to otherwise move, stack, or hide such property in such a way as to render it unavailable to the general public for its intended use, to cause a hazard to public safety or to damage or destroy such property.
- G. Occupy or inhabit, or cause to be occupied or inhabited, any barn, shed, or other structure, or use for storage or cause to be used for the storage of any goods, any barn, shed or other structure without written permission from the Park District.
- H. Enter into or upon any park area or structure closed or posted against trespass, without written permission from the Park District. Such structures or areas may be, but are not limited to, construction areas, work safety zones, equipment or material storage structures or area, work shops or stations, or areas undergoing reforestation or other soil or vegetative treatment, or areas, hazardous to the public safety or health.
- I. Tamper with in any manner, enter or climb upon, weaken, destroy, damage, or remove anything from any park vehicle, watercraft, machine or implement.

- J. Misuse any refuse container or receptacle by depositing into it any hot coals or other hot or burning substances, or by depositing into it any garbage, trash, refuse or other unwanted material that was not gathered on the site in the course of normal, lawful use of park facilities.
- K. Bring into, leave behind or dump any material of any kind, whether waste or otherwise, in the park, except refuse, ashes, garbage and other material arising from the normal use and employment of a picnic or other permitted activity, provided such material is properly deposited in receptacles designed for such purposes. Where receptacles are not provided, all such rubbish or waste shall be carried away from the park by the person responsible for its presence, and properly disposed of elsewhere. Any material of any kind shall not be left or deposited within or near the parks so as to pollute Park District land, waters, or air coursing through or over the parks or otherwise interfere with proper use and enjoyment of the park. Bottles, cans, refuse or foreign material of any description shall not be deposited or thrown in any streams, wetlands, ponds or lakes located in the parks.

**Section 2 – Destruction or Misuse of Natural Resources**

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

- A. Cut, remove, uproot, pick, saw, chop, carve, injure or wantonly destroy any tree, bush, shrub, flower or plant, whether alive or dead, or chip, blaze, box, girdle, trim or otherwise efface or injure any tree, shrub or bud, or break or remove any branch or foliage thereof or pick or gather any seed of any tree or other plant unless necessitated by the performance of restorative maintenance, or construction work pursuant to contract with the Park District or by its written permission.
- B. Drive any nail, staple or attach or fasten any wire, rope, or device to any tree or plant, or tie or hitch any animal to any tree, plant or bush without written permission from the Park District.
- C. Climb any young tree, or walk, stand or sit upon any monument, vase, fountain, railing, fence or any other park property not designated or normally used for such purposes.
- D. Remove or cause to be removed any sod, earth, downed timber, rock, sand or gravel, or remove or cause to be removed any other natural material from Park District property unless necessitated by the performance of restorative maintenance, or construction work pursuant to contact with the Park District or by its written permission.
- E. Hunt, trap, molest, wound, poison kill, feed or attempt to hunt, trap, molest, poison, kill or feed any animal, bird, or reptile, or disturb any nest lair, den or burrow of any animal bird or reptile, without written permission from the Park District.
- F. Fish in any waters of the Park District, except in waters designated by the Park District for fishing, and then under such laws, or regulations as may be promulgated by the State of Illinois.
- G. Engage in fishing for profit in park waters, or buy or sell fish caught in park waters.

- H. Release or cause to be released any wild, or domestic animal, bird, fish or reptile, or distribute the seed or spores of any flowering or non-flowering plant into or upon park lands or waters, without written permission from the Park District.
- I. Ride, lead or allow to be loose upon park premises, any horse, pony or other riding animal, except in areas designated for riding by posted signs and with written permission from the Park District.
- J. 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 Park District or authorized its agent and then only in compliance with all applicable laws regulations or as may be promulgated by the State of Illinois.

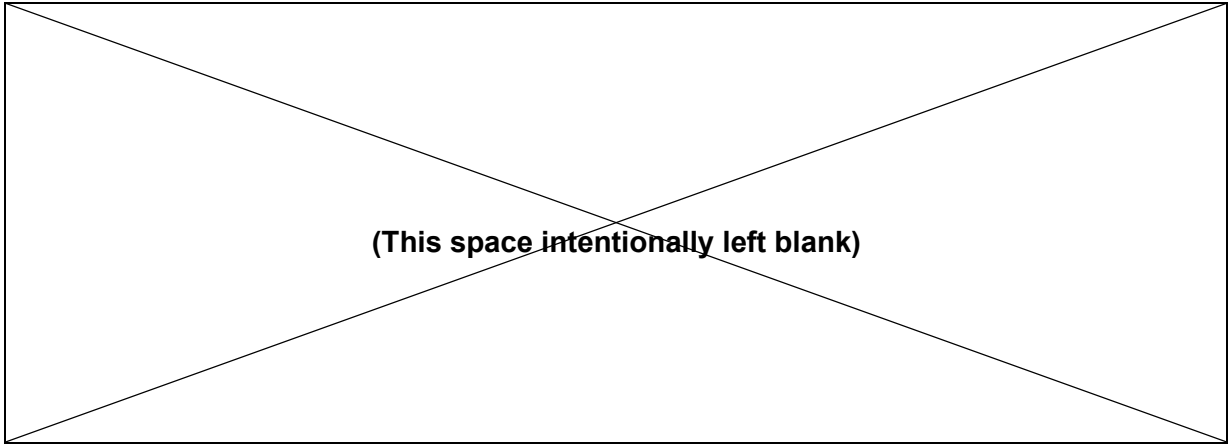
**Section 3 – Contraband**

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

**Section 4 – Destruction by Misuse of Fire**

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

- A. Set fire, or cause to be set on fire, any tree, brush, grassland, meadow, prairie, slash, refuse container or structure unless necessitated by the performance of park maintenance, or pursuant to authorized conduct within the Park District.
- B. Build a fire anywhere, for any purpose, except in provided grills, or in appropriate receptacles. Fires shall be limited to cooking fires or fires in a fire pit as authorized by the Park District. Fuels used in fires shall not produce any noxious fumes or smoke.
- C. Build any fire whatsoever, for any purpose in or out of a receptacle or grill and leave it unattended, unless such fire is properly extinguished. For the purpose of this ordinance, a fire shall be deemed properly extinguished when its ashes, residue, coals and unburned substance is cold to the human touch.
- D. Cause, suffer, or allow the burning of garbage, refuse, waste material, trash, or other combustibles within or adjacent to the parks so as to cause smoke, haze, odor, sparks, dust, dirt, or other type of matter or gaseous substance to come upon, or pass over the park which would cause an air pollution nuisance or damage or injury to person or property.





## **CHAPTER 4 – Regulations of Recreational Activities**

### **Section 1 – Swimming**

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

- A. Swim, wade, or bathe at any time in any of the ponds, lakes, pools, streams or watercourses, except at such place or places as may be designated by the Park District and then only in accordance with the rules, regulations, and restrictions promulgated and posted.
- B. Change into or from bathing attire, except in those places designated for such use.
- C. Fail to wear bathing attire at all times while engaged in any permitted swimming activity.

### **Section 2 – Bicycling, Skateboarding, and Skating**

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

- A. Ride a bicycle except on the right-hand side of the road paving as close as conditions permit. Bicycles shall be kept in a single file when two or more are operating as a group, and bicyclists shall at all times operate their bicycles with reasonable regard for the safety of others; signal all turns, pass to the right of any vehicle they are overtaking, and pass to the right of any vehicle they may be meeting.
- B. Ride with any other person on a bicycle, except for a tandem bicycle which has seats for more than one person.
- C. Leave unattended his/her bicycle, except in a bicycle rack when such is provided and there is space available.
- D. Ride a bicycle on any path, trail, roadway or other area designated and posted as prohibiting bicycles. Bicyclists shall yield the right of way to pedestrians on paths, trails or other areas where vehicles are prohibited. No person shall operate a bicycle in a reckless manner so as to endanger pedestrians or other bicyclists.
- E. Skateboard, roller skate or in-line skate on Park District property where it is posted as prohibited. All skateboarders, roller skaters and in-line skaters shall yield the right-of-way to pedestrians, bicyclists or other skaters.

### **Section 3 – Sound or Energy Amplification**

No person shall upon or in connection with any property of the Park District play or operate any sound or energy amplification devices (including without limitation, radios, hand held radio devices, compact disc or cassette tape players, ipods, mp3 players, automobile radio type devices, television sets, public address systems and musical instruments) or operate any other sound or energy amplification device in such a manner that the sound emanating therefrom can be heard at a distance of fifty (50) feet from the device during its use or operation.

### **Section 4 – Winter Sports**

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

- A. Sled, toboggan, ski or slide on any area posted by the Park District as being “unsafe” or “hazardous” or as being “closed” due to inadequate snow cover or other environmental conditions, or upon being duly notified of such by the Park District.
- B. Enter on or upon any frozen water to skate, fish, slide or walk on for any purpose whatsoever other than areas designated for such use and then only in compliance with the rules and regulations posted for such use.
- C. Fish through the ice on any frozen waters or parts thereof designated by the Park District as ice skating areas.
- D. Bring onto or upon the frozen waters of any lake, pond or watercourse any iceboat or wind-driven-lie device or other vehicle.
- E. Ice skate on any area posted by the Park District as being “closed” or “no skating” or “unsafe ice.” Ice skating shall be allowed in designated areas only.

**Section 5 – Snowmobiles**

- A. **Definitions:**
  - 1. “Snowmobile” is any self-propelled vehicle designated for travel on snow or ice in a natural terrain, steered by wheels, skis or runners.
  - 2. “Operate” means to control the operation of a snowmobile.
  - 3. “Operator” is any person who operates or is in actual physical control of a snowmobile.
- B. **Regulations:** It shall be unlawful for any person to operate a snowmobile under the following conditions:
  - 1. On Park District property without express provision or permission to do so by the proper Park District authority.
  - 2. In a manner so as to create a loud, unnecessary or unusual noise that disturbs or interferes with the peace and quite of other persons.
  - 3. In a careless, reckless or negligent manner so as to endanger the safety of any person or property.
- C. **Unattended Vehicles:** It is unlawful for the owner or operator to leave or allow a snowmobile to be abandoned or remain unattended on park property while the motor is running or with the keys for starting the vehicle left in the ignition.

**Section 6 – Field and Team Sports**

No person shall upon or in connection with any property of the Park District play or engage in any team sport or game such as, but not limited to, baseball, football, soccer, field hockey, volleyball, lacrosse or horseshoes, except in those areas designated by the Park District as

athletic fields, or in such a manner as to interfere with other persons lawfully using said areas.

**Section 7 – Golfing in Parks**

No person shall upon or in connection with any property of the Park District swing or make use of any golf club nor play golf, nor hit or putt golf balls within or into the parks, except upon established golf courses or driving ranges as are now used or may in the future be established and designated by the Park District.

**Section 8 – Games**

No person shall upon or in connection with any property of the Park District take part in the playing of any games involving thrown or otherwise propelled objects such as balls, stones, arrows, javelins, or model airplanes or rockets, except in areas conducive to such forms of recreation and after a permit has first been obtained from the Park District for that specific activity and location.

**Section 9 – Amusement Devices**

No person shall upon or in connection with any property of the Park District bring in, set up, construct, manage or operate any amusement, hobby or entertainment device or gadget, without a permit therefore.

**Section 10 – Aviation**

No person shall upon or in connection with any property of the Park District make any ascent in a balloon, aircraft, airplane, glider, hang glider, or any descent in or from any balloon, aircraft, airplane, glider, hang glider, parachute or similar device as an operator, occupant or passenger, nor shall any person fly, cause to be flown, or permit any balloon, aircraft, airplane, glider, hang glider, parachute or similar device to be flown over any park premises at any time at an elevation less than is reasonable and proper so as to endanger the safety of any person or property.

**Section 11 – Gambling**

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

- A. Manage, operate, organize, participate or engage in gambling or participate in or abet any games of chance as defined in 720 ILCS 5/28-1, et seq.
- B. Have in their possession any clock, wheel, tape machine, slot machine, pinball machine or other machine or device for the reception of money or other thing of value on chance or skill or upon the action of which money is staked, bet, hazarded, won or lost, without Park District approval. Any such machine or device in violation of this section shall be subject to seizure and confiscation.

**Section 12 – Camping**

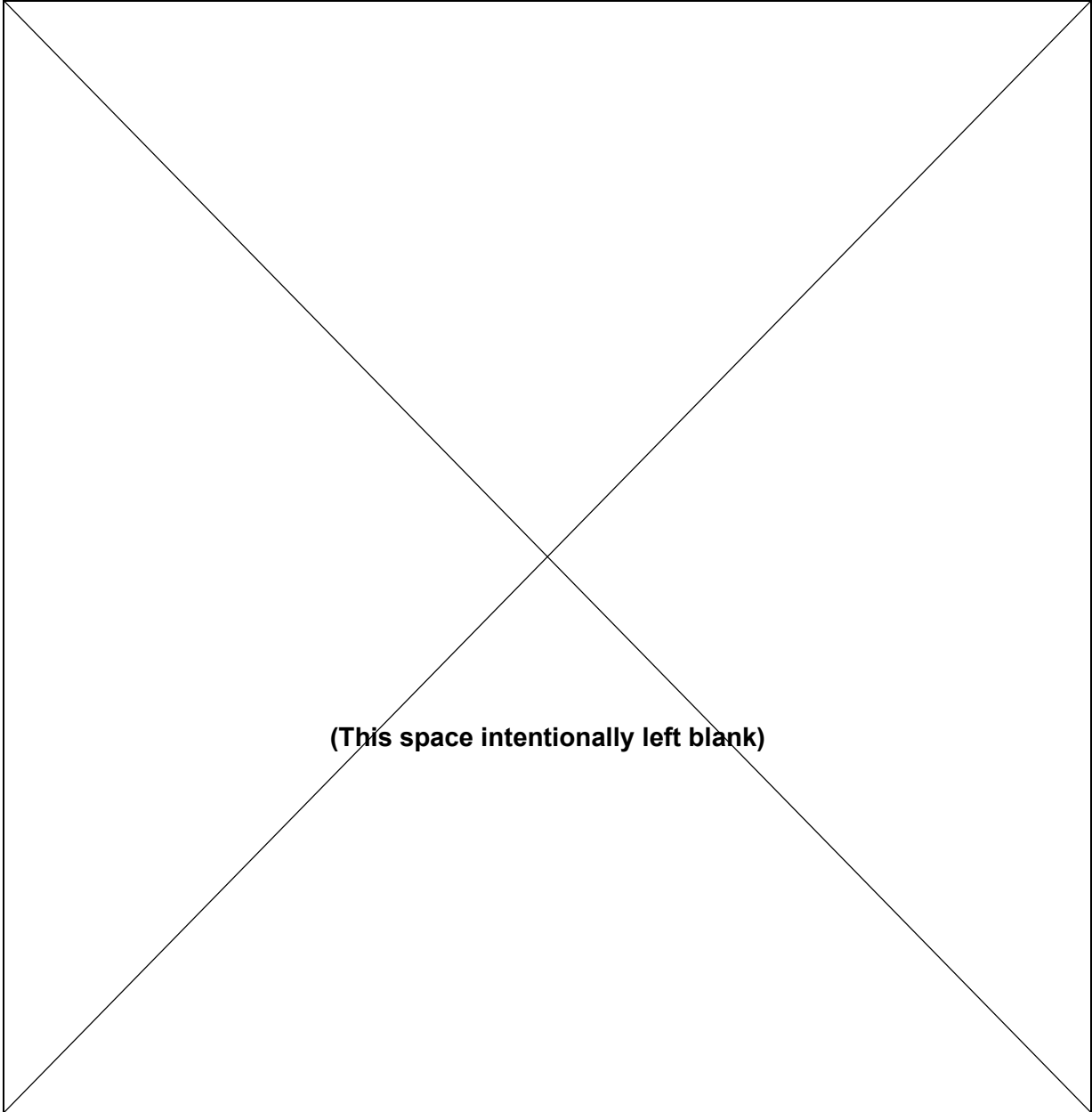
No person shall upon or in connection with any property of the Park District take part in any camping or sleeping overnight in a park without a Park District authorized permit, except in conjunction with a Park District organized, authorized and supervised program approved by the Executive Director.

**Section 13 – Metal Detectors**

No person shall upon or in connection with any property of the Park District be allowed to use a metal detector or similar device in any of the Park District's parks unless written authorization has been granted by the Executive Director or designee.

**Section 14 – Cell Phones and Other Recording and Duplicating Devices**

No person shall upon or in connection with any property of the Park District 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 without limitation, 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 type or kind capable of producing a visual image, in any restroom, locker room, lavatory, bathroom, shower facility, or dressing room, in any building owned, leased to, or under the control of the Park District.





## **CHAPTER 5 – Regulations of Vehicles, Traffic and Parking**

### **Section 1 – Vehicle Operation and Equipment**

The Park District hereby adopts the Illinois Vehicle Code, 625 ILCS 5/1-100, et seq., as from time to time amended, as the rules governing the operating, licensing and registering of motor vehicles, and the licensing of operators of motor vehicles on Park District property, except where Park District ordinances specifically establish different rules. Enforcement shall be authorized by any law enforcement officer or authorized agent.

### **Section 2 – Vehicles Types and Access Allowed**

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

- A. Operate, or cause to be operated, any vehicle anywhere, except on designated roads, drives, and parking areas provided in compliance with the directions and restrictions of the police, or any authorized park employee. Nothing contained herein shall be construed to prevent police, emergency, or Park District owned vehicles from free access to all areas of park property in the execution of their duties.
- B. Operate a vehicle in such a way that traffic is obstructed.
- C. Operate, or cause to be operated, any motor vehicle anywhere, that is not licensed or permitted to be operated on the roads, streets and highways of the State of Illinois without a permit from the Park District and then only in those areas specified and in accordance with applicable rules and restrictions. Vehicles not so licensed and therefore, subject to the provisions of this subsection include, without limitation, snowmobiles, go-carts, trail bikes, mini-bikes, and such other all-terrain, off-the-road vehicles. Park District vehicles are exempt.
- D. Operate or cause to be operated or moved without a permit or until such time as the park is officially opened, any vehicle closed in a park as a result of the closing of the park at the proper posted time.
- E. Operate a vehicle on any road, drive or parking area posted, gated or barricaded and closed to public traffic.

### **Section 3 – Right-of-Way**

No person shall in connection with any property of the Park District operate a motor vehicle in such a manner as to fail to yield the right-of-way to pedestrians or to deprive or unreasonably interfere with the equal rights or opportunity of any other person to use the property of the Park District.

### **Section 4 – Parking**

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

- A. Park a vehicle on any park property other than in areas designated for parking that type of vehicle, unless there is an emergency or unless directed to do otherwise by a law enforcement officer or an authorized park employee.

- B. Leave a vehicle parked on park property after park closing hours without obtaining permission from the Park District, or after the closing of a function for which the Park District has authorized a later closing hour.
- C. Park a vehicle in such a way as to block another parked vehicle.
- D. Park a vehicle in such a way as to block, restrict or impede the normal flow of traffic.
- E. Permit a motor vehicle which such person is operating, or in charge of, to stand unattended without first stopping the engine, locking the ignition, and removing the keys, and when standing upon any perceptible grade, without setting the brake thereon and turning the front wheel so as to inhibit the accidental movement of said motor vehicle.
- F. Park any vehicle in any parking place designated as reserved for handicapped persons, unless proper registration plates, decals or devices are exhibited indicating that the vehicle is operated by or for a handicapped person. Any vehicle in violation of this subsection is subject to removal at owner's or operator's expense.
- G. Double-park any vehicle on any driveway unless directed by a park official or temporarily for discharging passengers.
- H. Leave any vehicle in the park more than twenty-four (24) hours due to a mechanical failure. At the end of such period the vehicle shall be towed away at the owner's or operator's expense.
- I. Change oil, grease, wash or polish vehicles and leave debris from such action, or change any parts or make repairs of any kind to any vehicle in any park area, except such emergency repairs necessary to remove such vehicle therefrom.

**Section 5 – Speed Limit**

No person shall in connection with any property of the Park District 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, but in no event shall a vehicle be operated at a speed that is greater than reasonable and proper with regard to pedestrians present or traffic conditions.

**Section 6 – Signs**

No person shall in connection with any property of the Park District operate a vehicle in disregard of any sign, signal, marking or device erected, constructed or created by the City, the Park District, or any public body or official having jurisdiction for the purpose of regulating, warning or guiding traffic, or contrary to the order of direction of any police officer or other person duly authorized to direct or regulate traffic.

**Section 7 – Negligent or Careless Driving**



No person shall in connection with any property of the Park District operate any motor vehicle in the park in a negligent, reckless or wanton manner, or carelessly so as to endanger life or property.

**Section 8 – Overweight Vehicle**

No person shall in connection with any property of the Park District operate any motor vehicle having a gross weight capacity, including vehicle and maximum loads in excess of 8,000 pounds, or any vehicle bearing a Class-D or heavier license plate pursuant to 625 ILCS 5/3-815, as amended from time to time, without a permit from the Park District, except emergency or delivery vehicles.

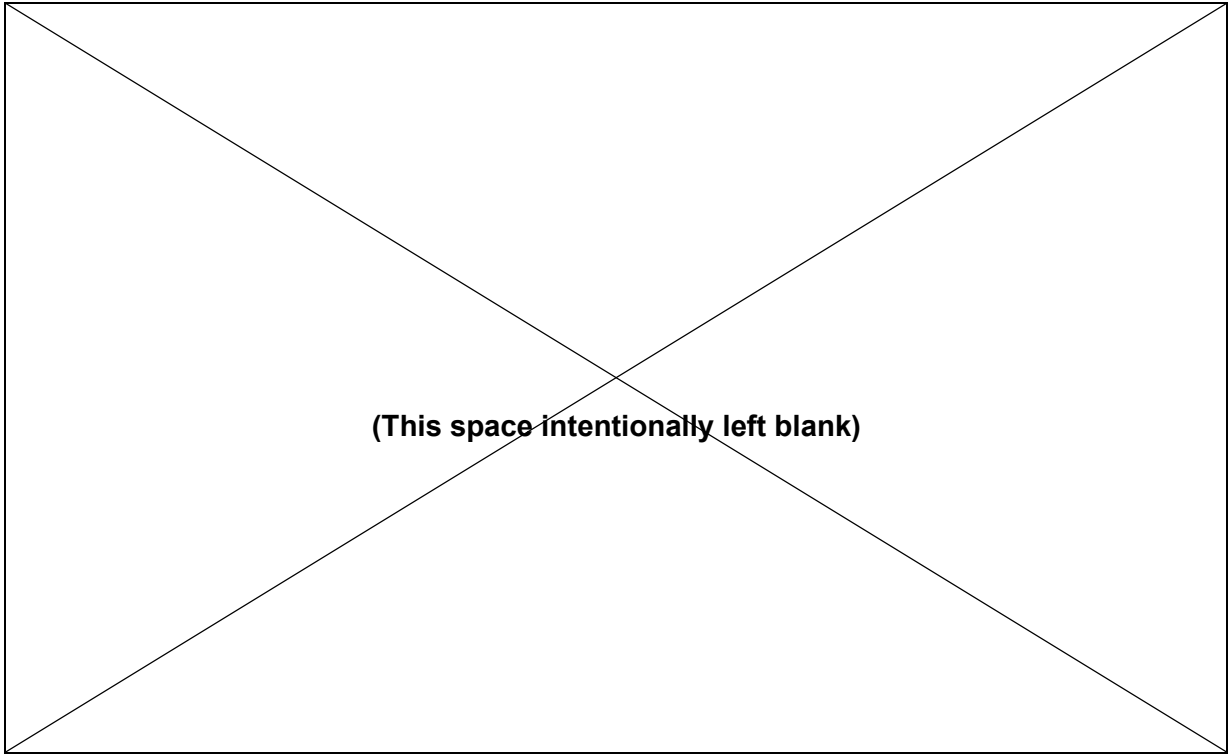
**Section 9 – Improper Vehicle Operation**

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

- A. Operate a vehicle in such a manner so as to deprive or unreasonably interfere with the equal rights of any other person as to the use of such public street or highway.
- B. Operate a vehicle in such a manner as to cause or produce unnecessarily loud or unusual noise such as by the racing of the motor, by lack of a muffler or use of a muffler cutout, by tire friction upon rapid turning or weaving, by spinning of the wheels from standing or slow moving position produced by sudden unnecessary motor acceleration, or by continuous unnecessary motor acceleration, or by continuous unnecessary sounding of a horn, radio, stereo or other signal device.
- C. Operate a vehicle and intentionally accelerate causing the tires to spin, mark and deface the park or roadway surface.
- D. Allow any person to ride upon the fenders, bed area or any other part of any vehicle.

**Section 10 – Driving While Under the Influence of Intoxicating Liquor or Drugs**

No person shall in connection with any property of the Park District drive, operate or be in possession or control of, or attempt to drive or operate any vehicle on any Park District property if said person is under the influence of intoxicating liquor, drugs, or a controlled substance as defined by Federal or State law.



**CHAPTER 6 – Regulation of Personal Conduct and Behavior**

The Park District hereby adopts the Illinois Criminal Code, 720 ILCS 5/1-1, *et seq.* and Code of Criminal Procedure, 725 ILCS 5/100-1, *et seq.*, as amended from time to time, as the rules governing criminal offenses on Park District property, except where Park District ordinances specifically establish different rules. Enforcement shall be authorized by any law enforcement officer or authorized agent.

**Section 1 – Vending and Advertising**

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

- A. Expose or offer for sale or hire any articles or things, or conduct or solicit any business, trade or occupation or profession without the approval of the Park District or its authorized agent, and then only in accordance with the terms and conditions thereof, it being the intention of the Park District to control commercial enterprises or sales on its property. The advertising or promotion of any business, production, service or profit making event is not allowed in any park or publication of the Park District, except when authorized by the Park Board of Commissioners.
- B. Display, distribute, post or fix any placard, sign, handbill, pamphlet, circular, or any other writing or printed material or objects containing advertising matter or announcements of any kind or character whatsoever without permission from the Park District or its authorized agent, except the groups holding a valid Park Use Permit, may display signs to identify their location or direct others to it, provided that such signs are temporary and are removed by permittee at the termination of the activity.
- C. Beg or solicit contributions or donations in any manner in any park, unless authorized by the Park District.

**Section 2 – Unlawful Obstructions**

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

- A. Set or place or 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 Park District which obstructs the use of any park.
- B. By force, threat, intimidation or by any unlawful fencing or enclosing or any other unlawful means, prevent or obstruct or combine with others to prevent or obstruct any person from peacefully entering upon any property of the Park District or obstruct the entrance into any enclosure within the Park District, excepting that nothing in this section shall be construed to deny lawful enforcement of a valid permit granting a certain person or persons use to the exclusion of others as defined and provided for in this ordinance.
- C. Enter, without appropriate invitation or without having appropriate admission fee, any Park District area, facility or program which has been rented or otherwise reserved for any purpose; nor shall anyone enter any concession in any of the parks of the Park District without the consent of the concessionaire or duly authorized agent or employee; nor shall any person disturb any patron of such concession, any participant in any dance, game, picnic, or a public assemblage; nor shall any person loiter in the

immediate area of any such concession so as to impede free access to such concession by other park patrons or the flow of pedestrian traffic in and about the area of such concession.

**Section 3 – Unlawful Construction or Maintenance**

No person shall upon or in connection with any property of the Park District erect, construct, install, or perform any maintenance on, below, over or across a park, except by proper authorization of the Park District authorizing such activity, and then only in accordance with written permission of the Executive Director specifying in detail the work to be done and the conditions to be fulfilled pursuant to the terms of such authorization.

**Section 4 – Drug or Alcohol Abuse**

No person shall upon or in connection with any property of the Park District possess, give away, sell, serve, dispense or drink any alcoholic beverage, or possess, sell, deliver, smoke, inhale, inject, eat, chew, swallow, or otherwise ingest in any manner whatsoever any beer, wine, other alcoholic beverage, narcotic drug, or controlled substance; provided however, that the sale, delivery, possession and consumption of alcoholic beverages to or by any person 21 years of age or older in any specified building or within a specified area owned by the Park District, as authorized by the Park District from time to time, shall be permitted. Any person found to be in violation of this section shall be subject to arrest or ejected from the park premises.

**Section 5 – Weapons and Harmful Substances**

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

- A. At any time have in their possession or on or about their person, any firearm, knife, pistol, revolver, rifle, shotgun, ammunition, bow and arrow, crossbow, slingshot, blackjack, billy club, any device capable of discharging a projectile by air, spirit, gas or explosive, any explosive substance or harmful solid, liquid or gaseous substance, any tear gas or any disabling chemical agent or any other dangerous weapon of any kind or character whatsoever. Nothing contained herein shall be construed to prevent any duly sworn police 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 such assistance. The Park District may designate areas within a park where bows and arrows, and/or firearms can be used. In such cases, the Park District shall promulgate rules and regulations for the safe use of such devices, and no person shall fail to abide by such rules and regulations.
- B. Bring onto park property any trapping device, any incendiary bomb or material, any smoke or stink bomb, any acid or caustic substance, or any flammable liquid, except charcoal lighter or fuel contained in the fuel tank of a motor vehicle, for the usual and ordinary purposes thereof.
- C. Discharge any of the weapons or instruments, listed in Section 5A above, into or over any park from outside a park.

**Section 6 – Hindering or Bribing Employees**

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

- A. Interfere with, unreasonably disrupt or delay or in any manner hinder any Park District employee or distract him/her from the performance of his/her duties.
- B. Give or offer to give an employee any money, gift, privilege, or article of value on or off Park District property so as to violate the provisions of: this ordinance, any contract or permit, any statute of the State of Illinois or the United States, in order to gain or receive special consideration in applying for any use or privilege, or to gain special consideration and treatment in the use of any Park District property or facility.

**Section 7 – Use of Facilities Restricted as to Gender**

No person shall upon or in connection with any property of the Park District enter into or remain in any toilet, restroom, bathhouse, pavilion or structure or section thereof, which has been reserved and designated for use of the opposite gender, except for minor children of such age and ability so as to need to be and when accompanied and supervised by an adult. Nor shall any person loiter in or around any restroom, bathhouse or dressing room for the purpose of soliciting another to engage in sexual behavior.

**Section 8 – Disorderly Conduct**

No person shall upon or in connection with any property of the Park District engage in conduct that is disorderly, and a person shall be deemed to have engaged in disorderly conduct when he knowingly:

- A. Does any act in such unreasonable manner as to provoke, make or aid in making a breach of the peace.
- B. Does or undertakes an unreasonable offensive act, utterance, gesture or display which, under the circumstances, creates a clear and present danger of a breach of the peace or imminent threat of violence.
- C. Refuses or fails to cease and desist any conduct or activity likely to produce a breach of the peace where there is imminent threat of violence; and where the police have made all reasonable efforts to protect the otherwise peaceful conduct and activity, have requested that said conduct and activity be stopped, and have explained the request if there be time.
- D. Fails to obey a lawful order of dispersal by a person known by him to be a police officer under circumstances where persons are committing acts of disorderly conduct in the immediate vicinity, which acts are likely to cause substantial harm or serious inconvenience, annoyance or alarm.
- E. Assembles persons for the purpose of using force or violence to disturb the public peace.
- F. Contributes to the delinquency of a minor while within a park area.

**Section 9 – Public Indecency**

No person shall upon or in connection with any property of the Park District 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 acts:

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

**Section 10 – Obscene Books and Pamphlets**

No person shall upon or in connection with any property of the Park District knowingly exhibit, sell, give away, or offer to sell or give away in the Park District any obscene book, pamphlet, paper, drawing, movie film, picture, photograph, or any other article of any kind of an obscene nature.

**Section 11 – Control and Treatment of Dogs and Domestic Animals**

- A. This ordinance shall not be construed to prohibit the controlled use of certain animals approved by the Executive Director or purposes of public safety, such as but not limited to, the protection of Park District property or the protection of employees in the performance of their duties or search and rescue.

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

- A. Bring in, lead or carry any dog or domestic animal that is unleashed or on a leash longer than six (6) feet, except to those areas designated by the Park District for use by such animals and then only in accordance with the rules and regulations promulgated for the control of such area or areas.
- B. Bring a dog or other domestic animal into a park area where dogs or domestic animals are prohibited. Dogs and domestic animals are prohibited from within twenty-five (25) feet of a playground, picnic shelter, swimming pool, fountain, athletic field or any sites of recreation activity, such as but not limited, to recreation programs and special events which may be designated by the Park District. All dogs in those areas where such domestic animals are not prohibited shall be restrained at all times on adequate leashes not greater than six (6) feet in length and shall be accompanied by a person capable of controlling them.
  - 1. Any dog or other domestic animal found to be running at large and not under the control of any person while on Park District property may be apprehended and removed to an animal shelter, public pound or any other place provided for such purpose, all at the expense of the owner.
  - 2. Any person who brings a dog or other domestic animal onto Park District property shall cleanup and properly dispose of defecation left by the dog or other domestic animal under the control or ownership of such person.

- C. Bring in, drive, ride or lead in any animal, except in accordance with the provisions of this ordinance and the rules and restrictions promulgated for the control of such animals, except that horses, beasts of burden and draft animals may be ridden or driven ahead of vehicles attached thereto on such portions of the park as may be designated by the Park District.

**Section 12 – Honoring Permits**

No person shall upon or in connection with any property of the Park District by act or speech willfully or unreasonably hinder, interrupt or interfere with any duly permitted activity, or unreasonably or willfully intrude upon any areas or into any structures designated for the use of a certain person or persons to the exclusion of others.

**Section 13 – Pyrotechnics**

No person shall upon or in connection with any property of the Park District possess, set off or attempt to set off or ignite any firecrackers, fireworks, smoke bombs, rockets, black powder guns or other pyrotechnics without Park District approval, and then only under such rules and regulations as may be promulgated by the Park Board and subject to all local, State and Federal laws.

**Section 14 – Smoking in Park District Buildings**

No person shall upon or in connection with any property of the Park District smoke in any part of the Park District’s buildings or within 15 feet of any building entrance, window, ventilation intake, or air conditioner pursuant to the Smoke Free Illinois Act, 410 ILCS 82/1, *et seq.* (P.A. 095-0017).

**Section 15 – Lurk or Lie in Wait**

No person shall lurk, lie in wait, or be concealed in any place with intent to do mischief or commit any crime or other illegal act.

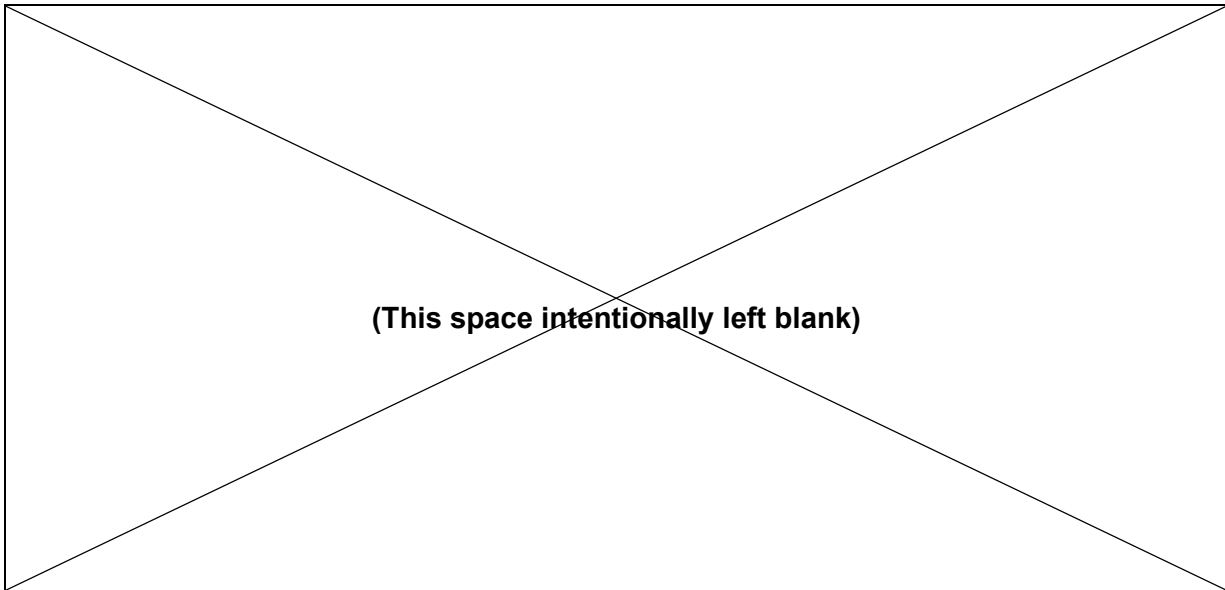
**Section 16 – Loitering**

No person shall loiter, loaf, wander, stand or remain idle either alone and/or in consort with others in a park facility in such a manner to:

1. Obstruct or hinder the use of a park or facility by other.
2. Obstruct or interfere in the carrying out of duties of a Park District employee or City, County or State employee performing duties in the park or park facility.

**Section 17 – Littering**

No person shall throw, toss, place or deposit or cause to be thrown, placed or deposited litter or offensive substances in or upon any public place in the parks or park facilities, except in the receptacles provided thereof.







**CHAPTER 7 – Enforcement**

State laws for Park Districts apply. This ordinance is enacted pursuant to the Park District’s authority under the Illinois Park District Code, 70 ILCS 1205/1-1, *et. seq.* All persons coming upon Park District property shall abide by this ordinance. The Illinois Park District Code states that the members of the Park Board and all police officers appointed by them shall be conservators of the peace within and upon such parks, boulevards, driveways and property controlled by such Park District, and shall have power to make arrests in view of the offense, or upon warrants for violation as for breach of the peace, in the same manner as the police in cities organized and existing under the general laws of the City of Champaign, County of Champaign and the State of Illinois.

**Section 1 – Police**

- A. All sworn officers of the City of Champaign Police Department shall have the power and the authority to issue citations and complaints or arrest any persons found in the act of violating any ordinance of the Park District or rules or regulations thereof, ordinance of the City of Champaign or law of the State of Illinois, where applicable, and to eject said person from any park or any portion thereof for violation of any such ordinance, rule, regulation or statute.

**Section 2 – Penalties**

- A. Any person violating or disobeying any provision of this Ordinance may be arrested by the Police in the enforcement of this Ordinance and may be fined upon conviction the sum of ONE THOUSAND DOLLARS (\$1,000.00), which fine may be recovered by an action in the name of the Park District in the Circuit Court of Champaign County, Illinois.
- B. Payment of Violations Without Court Action:
  - 1. In case of any violations of the provisions hereof, if in the opinion of the police officer detecting such violation, it is of such a nature or kind that it does not tend to immediately endanger the public safety, and Park District properly has not been damaged, such police officer may issue a “warning” complaint which indicates that payment of a lesser penalty may be paid to resolve such obligation.
  - 2. The Park District shall designate the location to which such compromise payments shall be made. In case of failure to make payments as herein provided, the officer issuing the complaint shall transmit the complaint to the Clerk of the Circuit of Champaign County, as in other cases.
- C. The Park District make also seek, in addition to or instead of fines and penalties, an order that the offender be required to make restitution for damage resulting from violations of this ordinance.

**Section 3 – Rules and Regulations**

The Park Board shall from time to time promulgate and make reasonable rules, practices, procedures and regulations governing the use of the various areas, facilities, devices and vehicles within the parks, and such rules and regulations shall become binding and effective

**Ordinance Regulating the Use of Parks and Property Owned or Controlled by the Champaign Park District**

upon their being posted at the entrance to the facility or areas governed by them and shall be enforced with the same force and effect as the other provisions of this ordinance.

**Section 4 – Authority of Other Agencies**

This ordinance shall not be construed to prevent other law enforcement officers from carrying out their own duties within the territories of the Park District as defined by applicable laws of the State of Illinois and United States or ordinances of Champaign County, Illinois and the City of Champaign, or in accord with any other policing agreement approved by the Park Board.

**Section 5 – Permits and Designated Areas – Authority**

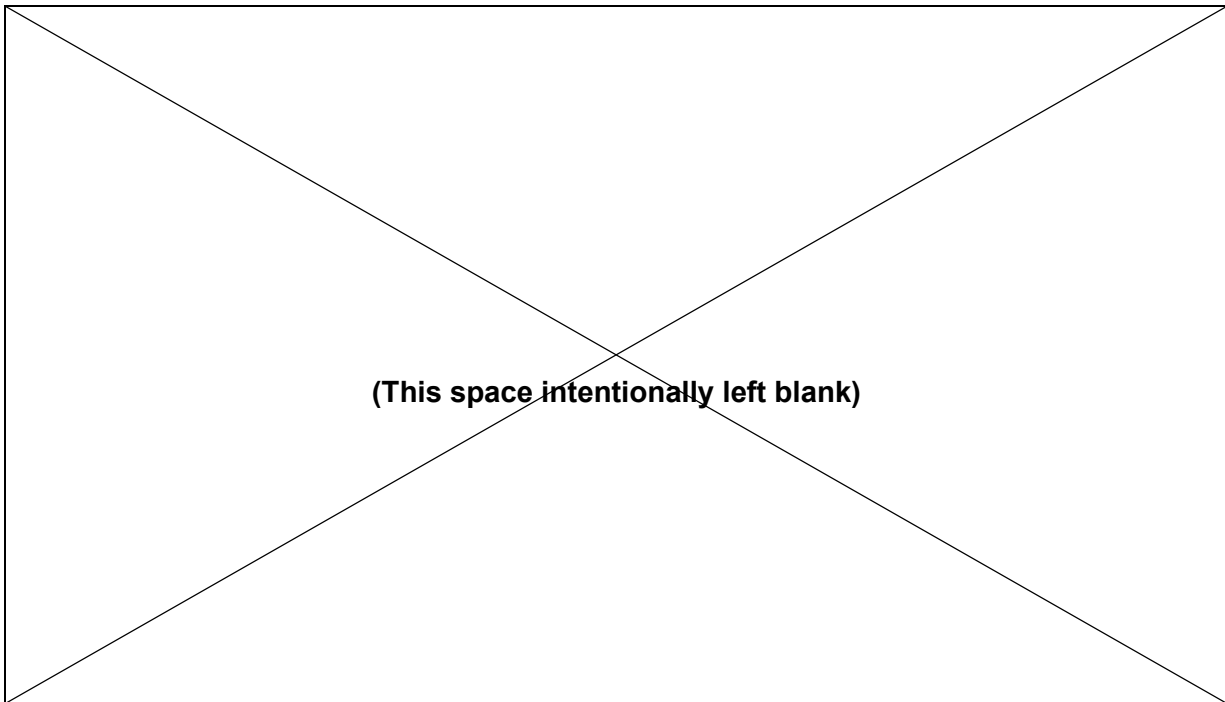
In order to carry out the terms of this ordinance, the Park District shall have the authority to issue the permits, set fees, post notices or take the other action as called for herein, subject to the provisions set forth in Chapter 2.

**Section 6 – Civil Suits**

This ordinance shall not be construed to prevent or preclude the lawful use by the Park District of a civil remedy at law or equity, as the case may be, to correct any abuse or loss suffered by the Park District as a result of violation of this ordinance or any law of the City of Champaign, Champaign County or State of Illinois.

**Section 7 – United States, State and Local Laws**

All persons within the parks of the Park District are subject to all ordinances, rules and regulations of the Park District, as well as all applicable laws of the United States, State of Illinois and local ordinances of Champaign County, Illinois and the City of Champaign, Illinois, as amended and changed from time to time. These laws include, without limitation, the Illinois Vehicle Code, the Criminal Code of the State of Illinois and Game and Fish Codes of the State of Illinois, as amended and changed from time to time.



**CHAPTER 8 – Miscellaneous**

**Section 1 – Repeal**

All Park District ordinances and parts of ordinances and all resolutions, rules and orders, or any parts thereof, in conflict or inconsistent with this ordinance, or any parts hereof, are to the extent of such conflict or inconsistency hereby repealed.

**Section 2 – Enactment**

This ordinance shall be in full force and effect from and after its passage and approval.

**Section 3 – Captions and Headings**

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

**Section 4 – Severability**

The provisions of this ordinance shall be deemed to be severable, and the invalidity or unenforceability of any provisions shall not affect the validity and enforceability of the other provisions hereof, which shall remain in full force and effect.

**Section 5 – Inspection of Rules, Regulations, Designations and Schedules of Fees**

Copies of all rules, regulations, designations and schedules of fees, established by the Park District Executive Director or Board of Commissioners, shall be kept in a single location and made available to the public for inspection during normal business hours at the Park District Bresnan Meeting Center, 706 Kenwood Road in Champaign, Illinois.

**Section 6 – No Duty Created**

This and all other Park District ordinances and resolutions shall not, unless expressly approved and adopted therein, be construed to create or impose any duty of any kind or character whatsoever upon the Park District, its Commissioners, officers, employees or agents.

**CHAPTER 9 – Amendments**

This ordinance may be amended from time to time by the Park District and such amendment may be shown by either marking the section amended, attaching the amendment to this ordinance, or filling in the schedule below.

<b>DATE</b>	<b>CHAPTER</b>	<b>SECTION</b>	<b>TITLE OR DESCRIPTION</b>
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**AN ORDINANCE**  
**REGULATING THE USE**  
**OF THE PARKS, FACILITIES AND PROPERTIES**  
**OWNED OR CONTROLLED BY**  
**THE CHAMPAIGN PARK DISTRICT**



**Mission Statement**

~~The mission of the Champaign Park District is to provide quality parks and recreation for our community.~~

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**CHAMPAIGN PARK DISTRICT  
ORDINANCE NO. ~~618559~~ ??**

**AN ORDINANCE REGULATING THE USE OF THE PARKS  
AND ~~PROPERTY~~ PROPERTIES AND FACILITIES OWNED  
OR CONTROLLED BY THE CHAMPAIGN PARK DISTRICT  
(~~hereinafter referred to as,~~ "Park District").**

**WHEREAS**, the Champaign Park District (~~hereinafter referred to as,~~ "Park District") is an Illinois Municipal corporation operating within territory predominantly in the City of Champaign, Champaign County, Illinois; and

**WHEREAS**, it is reasonable, necessary and desirable for the Park District to establish rules and regulations in order to provide for the safe and peaceful use of its parks; and

**WHEREAS**, it is reasonable, necessary and desirable for the Park District to establish rules and regulations in order to provide for the govern~~ance~~ment, protection and preservation of the property, facilities and resources of the parks; and

**WHEREAS**, the Park Board of Commissioners has determined that is has become necessary and desirable to update the prior Ordinance No. ~~494-618~~ Providing for the Regulations and Restrictions Governing the Use of the Parks Under the Jurisdiction of the Board of the Park District so as to clearly reflect changes in law, circumstances and the needs of the Park District; and

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**WHEREAS**, Ordinance No. 10 Regulating Parks was first adopted July 31 ~~and the most recent adoption was Ordinance No. 618 on December 14, 2016, and there were eleven updated adoptions in between, all those dates 1958, amended by Ordinance No. 20, adopted May 14, 1959, amended by Ordinance No. 141, adopted July 25, 1974, amended by Ordinance No. 183, adopted July 14, 1977, amended by Ordinance No. 210, adopted March 13, 1980, amended by Ordinance No. 227, adopted September 10, 1981, amended by Ordinance No. 237, adopted February 10, 1983, amended by Ordinance No. 278, adopted October 14, 1987, amended by Ordinance No. 409, adopted September 9, 1998, Ordinance 479, adopted June 9, 2004, amended by Ordinance No. 494, adopted October 12, 2005, amended by Ordinance No. 559, adopted August 24, 2011~~ and all ordinances amendatory thereto, are hereby repealed effective as of the date of the adoption of this ordinance.

**WHEREAS**, the Park Board has determined it is in the best interests of the Park District to adopt this ordinance and regulations and restrictions, being Exhibit "A" in its entirety, and incorporated herein as if set forth in full as the Ordinance Regulating the Use of the Parks, ~~Facilities~~ and ~~Property~~ Properties Owned or Controlled ~~by the Champaign Park District~~.

**BE IT ORDAINED BY THE BOARD OF PARK COMMISSIONERS OF THE CHAMPAIGN PARK DISTRICT THAT:**

**SECTION 1. ADOPTION.** That the provisions contained in the Ordinance and being Exhibit "A," appended hereto and expressly made a part thereof, be and the same are hereby adopted as the "Ordinance Regulating the Use of the ~~parks~~ Parks, ~~Facilites~~ and

Ordinance Regulating the Use of Parks, Facilities and Properties Owned or Controlled by the Champaign Park District

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~~Property~~ Properties Owned or Controlled by the Champaign Park District” within the Champaign Park District, Champaign County, Illinois.



**SECTION 2. SEVERABILITY:** The various provisions of this Ordinance are to be considered as severable and if any part or portion of this Ordinance shall be held invalid by any court of competent jurisdiction, such holding or decision shall not affect the validity of the remaining provisions of this ordinance which shall remain in full force and effect.

**SECTION 3. REPEAL OF PRIOR ORDINANCES:** All prior ordinances and resolutions in conflict or inconsistent herewith are hereby expressly repealed.

**SECTION 4. EFFECTIVE DATE:** This Ordinance shall be effective immediately upon its passage, approval, publication as provided by applicable law.

PASSED AND APPROVED this 14<sup>th</sup> day of ~~December 2016~~ August, 2011.

Timothy P. McMahon  
President

**ATTEST**

Cindy Harvey  
Secretary

EXHIBIT "A"

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**CHAPTER 1 – ~~Definitions~~DEFINITIONS**

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**Section 1 – Authority**

The Champaign Park District was first organized as a Township Park District in 1911 and was reorganized by referendum as a General Park District in 1955. The Park District is a separate political subdivision of the State of Illinois and as such is not subservient to any local form of government. The Park District abides by federal, state, and local laws and is guided by the Park District Act and Park Code of Illinois. The Park District is governed by an elected, five-member Board of Commissioners.

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**Section 2 – Purpose**

Champaign parks are for use by the general public in accordance with federal, state and local law. One of the functions of the District is to acquire, protect, restore, develop and maintain a well-balanced park system with scenic, ecological, recreational, cultural and historic values for the inspiration, education, and use by the public. This Ordinance is intended to help carry out this function, as well as to regulate the use of, and protect the parks and properties maintained by the District in order to provide for the safety and enjoyment of park, facility, trail and program users.

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**Section 4-3 – Short Title**

The ordinance regulating the use of the parks and ~~property~~properties owned or controlled by the Champaign Park District, Champaign, Illinois; providing for conduct and enforcement; and providing penalties for the violation of its provisions shall be known and may be cited as the “Ordinance Regulating Conduct in Public Parks.”

**Section 2-4 – Definitions**

For the purpose of this Ordinance, the following terms, phrases, words and their derivations shall have the meaning given herein. When not inconsistent with the context, words used in the present tense include the future; words in the plural number include the singular number and words in the singular number include the plural number; words importing the masculine gender shall include the feminine, and words importing the feminine gender shall include the masculine. The word “shall” is always mandatory and not merely directory.

A. “Alcoholic Liquor” is defined as provided in the Illinois Liquor Control Act of 1934 (235 5/1-3.05) and as amended thereafter.

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B. “All Terrain Vehicle” is any motorized off-highway device 50 inches or less in width, having a manufacturer’s dry weight of 600 pounds or less, travelling on three (3) or more low-pressure tires, designed with a seat or saddle for operator use and handlebars of steering wheel for steering control.

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Ordinance Regulating the Use of Parks, Facilities and Properties Owned or Controlled by the Champaign Park District

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C. "Astronomical Dusk" or "Dusk" will be when the Sun's position is 18 degrees below the horizon in the evening.

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D. "Area(s)" means a specified place within a park.

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E. "Authorized Agent" or "Authorized Personnel" is any person or group granted authority by the Champaign Park District Board of Commissioners and/or Executive Director.

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~~A-F.~~ "Camping" shall include the erecting of a tent or shelter of natural or synthetic material, preparing a sleeping bag, hammock, or other bedding material for use, setting up any temporary or permanent camping equipment including without limitation food preparation equipment, and parking of a motor vehicle, motor home or trailer, or mooring of a vessel, for the apparent purpose of overnight occupancy.

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G. "City" is the City of Champaign, Illinois.

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H. "Controlled Substance" is defined as provided in the Illinois Controlled Substances Act (720 ILCS 570/102) and as amended thereafter.

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"Department Head" is the person immediately in charge of any park area or department and its activities and to whom all employees of such area or department are responsible.

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I. "District Waters" shall include all water located on or adjacent to or flowing over land owned, leased, or generally administered or operated by the Champaign Park District, including without limitation all natural or man-made lakes, rivers, creeks, streams, ponds, lagoons, bays, and drainage ways.

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J. "Emergency Vehicles" include all private, municipal, state or federal ambulances, fire trucks, law enforcement, fire and emergency management cars and trucks, and other vehicles used to protect the public health, safety, and welfare.

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K. "Employee" shall mean any employee on the payroll of the Champaign Park District, employed to perform special duties and tasks as described by the District Personnel Policy, job descriptions and the Park Board.

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~~B.L.~~ "Exclusion of others" means a use or behavior that disrupts or prevents lawful general use or permitted use by others in a particular area or struction within an park or facility.

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~~C.M.~~ "Executive Director" is the person appointed and designated by the Park Board to administer the policies established by the Park Board.

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"Employee" is any employee of the Champaign Park District.

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Ordinance Regulating the Use of Parks, Facilities and Properties Owned or Controlled by the Champaign Park District

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N. "Facility" is any property or infrastructure, owned, leased, controlled or maintained by the Champaign Park District, such as, but not limited to a building, trail, pool and restrooms.

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D.O. "Minibike", "Motorized Scooter", and "Trailbike" any motor vehicle which is self-propelled by power obtained by the combustion of gasoline which is designed with a seat or saddle for the use of the rider and is designed to travel mostly off-road on not more than three (3) wheels shall be a minibike, motorized scooter, or trailbike.

E.P. "Park" is any park or property owned, leased or controlled by the Champaign Park District, such as play field, playground, pool, golf course, and recreation center body of water or any other area or facility in the Park District, and devoted to active or passive recreation.

F.O. "Park Board" is the Board of Commissioners of the Champaign Park District by which all policy matters are established pertaining to the Park District.

R. "Park District" is the Champaign Park District of Champaign County, Illinois including its parks, properties, leased areas, facilities, buildings, Board Park Board of Commissioners, employees, and its volunteers and agents.

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G.S. "Park Security" Is the paid or volunteer Park Security for the Champaign Park District.

H.T. "Person" is shall mean any natural person, firm, partnership, association, corporation, governmental unit, company, entity or any organization of any kind.

I.U. "Police Officer" or "Law Enforcement Officer" is any individual trained in the methods of law enforcement and authorized to maintain peace, safety, and order.

J.V. "Pollution" is the contamination or other alteration of the physical, chemical, or biological properties of park waters or land, including changes in the temperatures, taste, color, turbidity or odor of park waters or any discharge of any liquid, gas, solid, or other substance into or onto park waters or property that will or is likely to create a public nuisance or render such waters or property harmful or detrimental to the public health, safety or welfare, or to domestic, recreational or other beneficial uses, or to wild animals, birds, fish or other aquatic life.

W. "Property" includes any owned, leased or borrowed, lands, waters, buildings, equipment, facilities, amenities or possessions of the Champaign Park District.

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K.A. "Department Head" is the person immediately in charge of any park area or department and its activities and to whom all employees of such area or department are responsible.

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X. "Smoking" Means the lighting of cigarettes, cigars or pipes, the carrying of lighted cigarettes, cigars or pipes, as well as the use of electronic cigarette devices, or the intentional and direct inhalation of smoke from these objects.

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Ordinance Regulating the Use of Parks, Facilities and Properties Owned or Controlled by the Champaign Park District

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Y. "Snow Mobile", is any motor-propelled vehicle designated for travel on snow or ice in a natural terrain, steered by wheels, skis or runners.

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~~L.~~ "Vehicle" is any wheeled conveyance, whether motor powered or self propelled. The term shall include any trailer in tow of any size, kind or description, except for baby carriages, children's wagon or bicycle and vehicles in the service of the Park District.

~~M.~~ "Area(s)" where used means a specified place within a park.

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~~N.~~ Z. "Overnight" wherever used means the time when the park or facility is officially closed until it opens the following day.

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~~Q-Z.~~ "Parking Area" wherever used means any designated park or any park road or drive, or special area contiguous thereto that is set apart for the standing or stationing of vehicles as deemed by the Park District.

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~~AA.~~ "Permit" wherever used means the written permission of the District that must be obtained and possessed to engage in a specific activity.

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~~P-BB.~~ "Plant" includes any living or dead tree, shrub, herb, grass, fern, wildflower, moss, domesticated flower or similar vegetation.

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~~Q-CC.~~ "Posted" wherever used means any notice which is displayed whether by a sign in a park, ~~park district~~ Park District building, entrance to a park, or is available at the Administrative Office, the location being at the discretion of the Park District.

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~~DD.~~ "Property" wherever used means any lands, waters, facilities or possessions of the District, whether in fee, as a leasehold or by management agreement.

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~~R-EE.~~ "Vehicle" means any device in, upon, or by which any person or property may be transported, in addition to any device or 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, except devices moved by human power alone.

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~~S-FF.~~ "Watercraft" or "Vessel" : wherever used means any device or conveyance utilized on water whether propelled by motor, engine, wind or human power. The terms include, but is not limited to, any boat, canoe, kayak, innertube, paddle board or raft.

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~~GG.~~ "Waters" or "Waterway" where used means waters the lakes, ponds, sloughs, streams, lagoons, wetlands, marshes, or rivers within the jurisdiction of the Park District.

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~~HH.~~ "Wildlife" includes any water fowl, insect, mammal, amphibian, reptile, fish, bird or the young or eggs thereof and similar organisms.

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**Section 5 – Construction of Document**

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In the interpretation of this Ordinance, its provisions shall be construed as follows:

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Ordinance Regulating the Use of Parks, Facilities and Properties Owned or Controlled by the Champaign Park District

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A. Where the context permits, words in the masculine gender shall include the feminine and neuter genders and words in the singular number shall include the plural number.

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B. The word "shall" is always mandatory and not merely directory.

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C. The word "may" is always permissive and upon the discretion of the District.

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D. This Ordinance is in addition to and supplemental to all applicable state, federal, local, and District laws, ordinances, rules, and regulations including without limitation the Park District Code (70 ILCS 1205/1-1 et seq.).

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E. The meaning of any term, phrase, or word not otherwise defined in this Ordinance shall be construed and interpreted to mean the same as said term, phrase, or word is otherwise defined, construed or interpreted in such applicable federal, state, local, or District laws, ordinances, rules, or regulations.

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F. The meaning of any term, phrase, or word not otherwise defined in this Ordinance or in such applicable federal, state, local, or District laws, ordinances, rules, or regulations shall retain its ordinary and properly understood meaning.

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G. The descriptive headings of the various sections or parts of this Ordinance are for convenience only and shall not affect the meaning or construction, nor be used in the interpretation of any provision of this Ordinance.

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H. An attempt to commit an act or engage in an activity prohibited under this Ordinance shall likewise be deemed prohibited in the same manner as the commission of such act or the engaging in such activity and subject to the same penalties.

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**Section 6 – Scope**

T. This Ordinance shall apply to and be enforceable within and upon all Park District Property, and shall regulate the use thereof by all Persons. However, no provision hereof shall make unlawful any act necessarily performed by any officer, employee or agent of the Park District or Law Enforcement Officer, when acting within the scope of his authority or in his line of duty, or any other Person summoned by such person to assist him.

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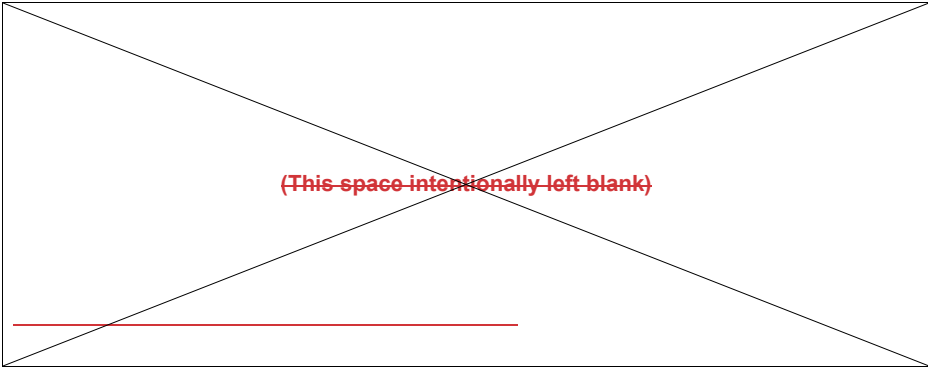
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## CHAPTER 2 – ~~Public Use~~**PUBLIC USE**

### Section 1 – Public Use ~~and Mission~~

~~No Person shall use any Park District Property for an event or activity that is not conducted or sponsored by the District unless a Permit has first been obtained from the District in accordance with Chapter 8 of this Ordinance and/or a license agreement had been executed with the District. All Persons using District Property shall comply with the provisions of this Ordinance and with the provisions and conditions of the Permit and/or license agreement and with all other applicable policies, rules, and regulations of the District or any other agency that has regulatory authority over the District regarding the use of District Property. All permits have timelines and deadlines. Parks are for use by the general public. This ordinance is intended to further that function, as well as regulate the use of the parks and property maintained by the Park District, and protect the rights of those owning property adjacent to such parks.~~

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### Section 2 – Hours of Use

~~A.~~ All Parks of the Park District shall be closed to the public as posted from either astronomical dusk or 11:00 p.m., prevailing local time until dawn or 5:00 a.m., prevailing local time, on the following morning unless otherwise posted.

~~A.B.~~ All Facilities of the Park District shall be opened to the public as posted. Facility opening times may be variable depending on use and season.

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~~B.C.~~ All persons, except employees of the Park District whose duties require their presence, shall not remain in a park or facility when ~~a park~~ it is not open to the public, without a permit from the Park District.

~~C.D.~~ ~~Park hours shall be posted.~~ The Executive Director or their designee may close District properties or facilities, or any part thereof, to the public at any time and for any interval of time, either temporarily or at regular intervals as deemed reasonably necessary, or for the public's health, safety or welfare, or as otherwise deemed is in the best interest of the public and/or the District.

### Section 3 – Outdoor 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 Park District or its authorized agent prior to the start of the activity. Permits are required for the following activities:

#### 1. Basic Picnics / Gatherings

~~i.~~ Basic picnics permits are composed and issued when at least twenty-five (25) persons but no more than one-hundred (100) persons are gathered within a Champaign Park District Park. A basic picnic permit is a private event that may feature special use items. Examples include: family reunions, birthday parties, graduation parties, barbecues, gatherings and meetings. These permits are designated to:

1. Open Space

2. Pavilions

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3. Shelters

**2. Park Use Permits**

- i. Park Use permits are issued for small or larger scale events in Champaign Park District Parks to provide recreational, cultural, educational, and health benefits to the local community and residents. Park Use permits could be issued to individuals, governmental agencies, commercial organizations, non-profits, local cities, or other departments, and include but are not limited to concerts, festivals and fairs, markets, cultural events, celebrations, recreational activities, races, car shows, and other community events. The event may feature live entertainment, arts/crafts and services for sale. The event may be free to the public or a private event. Filming and Photography permits are classified as a Park Use permit.

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**3. Wedding Permits / Receptions**

- i. Wedding permits are issued to any ceremony, reception, or gathering. All wedding permits are restricted to our Signature Parks (Centennial Park, Hessel Park, West Side Park, and Douglass Park. Wedding permits are private events that may feature special use items. Permits will be issued to specific areas of each Park.
- ii. Weddings, receptions, or gatherings may include the use of photography and filming without having an extra photography and videography permit.

**4. Research Permits**

- i. All researchers conducting investigations on Park District property are required to obtain a Research permit to gain access to our Parks before beginning any project. These research investigations, by nature, are to be completely noninvasive to the Park Properties, leaving no materials or equipment in the parks after a project has completed. Research may not substantially interfere with park operations or patron enjoyment unless approved by authorized employees.

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**B. Special Use Items**

**1. Trash**

- i. May require the applicant to furnish additional sanitary fees dependent upon size and location of the event or rental.

**2. Electric/Water**

- i. The Park District may require additional fees if the applicant requests electricity or water usage for the event or rental. Possible fees will be calculated prior to issuance of a permit.

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**3. Bounce Houses**

- i. Additional fees will be charged for bounce houses that are placed within the Champaign Parks in designated Parks. This fee includes the electric usage.

**4. Tents**

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i. Additional fees will be required for any tents that are staked into the ground.

**5. Vendors**

i. If any applicant is requesting to sell food, beverages, or any other items for sale at the proposed event or rental, it shall be necessary for the applicant to obtain a permit from the Champaign Urbana Public Health Department. If a vendor intends to earn a profit at the event, an additional fee may be required.

**6. Food Trucks**

i. If any applicant requests a food truck, a Certificate of Insurance is required that lists the "Champaign Park District" as additionally insured. Food Trucks shall not be parked on any grass areas within the Champaign Parks without written consent. The location of the food truck shall be approved by the Park District prior to the event.

**7. Porta-Potties**

i. The use of Porta-potties is permitted as a special use item. Employees will specify the exact location of the Porta-potty prior to the event. To acquire a Porta-potty as a special use item, the renter shall use an approved vendor of the Champaign Park District.

**8. Firepit Usage**

i. Firepit usage is restricted to Kaufmann Lake in the designated areas.

**9. Picnic Tables**

i. Picnic tables are available for rentals with additional associated fees.

**C. Additional Requirements**

Additional requirements for issuance of the permit may be, but are not limited to:

1. Requiring the applicant to provide a refundable deposit or security for the repair of any damage to Park District property, clean-up costs, or both.

2. Requiring proof establishing the amount of liability insurance required, requiring indemnification and hold harmless or requiring a certificate of insurance listing the Park District as additionally insured, and adhering to the Park District's risk management rules and regulations for safe operation.

3. Requiring the applicant to provide additional security personnel at their own expense, as determined by the Park District. An applicant may be required to hire City of Champaign police to provide security for an activity or event at their own expense.

4. Requiring the applicant to apply for a special permit through the City of Champaign for any event requiring loud music, speakers or amplifiers and residential block parties or road closures. All permit requests must be submitted at least 30 days prior to the date of the event.

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**D. Terms for Acquiring Permits**

1. Standards for Issuance: The Park District or its authorized agent shall issue a permit hereunder when it finds:

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- a. The proposed activity or use of the parks shall not interfere with or detract from the general public's use and enjoyment of the park and surrounding property or facilities.
  - b. That the proposed activity and use will not interfere with or detract from the promotion of public health.
  - c. That the proposed activity or use is not anticipated to incite violence, crime, or disorderly conduct.
  - d. That the proposed activity will not entail unusual, extraordinary or burdensome expense or police operation by the Park District or expose it to extraordinary liability.
  - e. That the facilities desired have not been reserved for other use on the day and time sought in the application.
  - f. That the proposed activity is compatible with the type of park, size, and character of the area or waters involved and the facilities available; that adequate parking is available and that it is not expected to cause irreparable harm or extreme damage to the natural environment of the park.
  - g. That the proposed activity does not include unattended displays.
- 2. Issuance of a Permit:** Once the Park District approves a permit the applicant must pay all necessary fees and charges before the permit is issued. All fees are due upon reservation. A permit is not transferable or assignable from the applicant to any other person without the permission of the Park District. The permit holder must make the permit available for inspection by any Law Enforcement Officer or Park District employee on the date for which the permit or activity is being held, in order to ascertain compliance with the terms and conditions of the permit.
- 3. Effects of Permits:** A permittee shall be bound by all Park District rules, regulations, and applicable ordinances, federal, county, and local laws which are incorporated by reference into each permit
- 4. Liability of Permittee:** The person or persons to whom a permit is issued shall be liable for any loss, damage or injury to person or property sustained by anyone to whatever extent by reason of the acts or omissions of the person or persons to whom such permit shall have been issued.
- 5. Revocation:** The Park District shall have the right and authority to revoke a permit without refund upon finding a violation, of any rule, regulation, or ordinance; violation of any term or condition of the permit, including failure to produce the permit for inspection upon request of any law enforcement officer or Park District employee; providing false or misleading information on the application for the permit; or upon good cause shown as determined within the sole reasonable discretion of the Park District.

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### **Section 3—Park Use 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 Park District or its authorized agent prior to the start of the activity:
1. Any contest, show, exhibit, dramatic performance, play act, motion picture, commercial photo shoot, acrobatic feat, bazaar, organized sporting event, radio or television broadcast, ceremony, children's day camp, fair, circus, musical event or any public meeting, religious event, assembly or parade, including, without

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limitation, drills and maneuvers, rallies, picketing, marches or political meetings of any kind or character whatsoever.

2. Any use of any park or facility by a certain person or group of persons to the exclusion of others.
3. Any picnic, outing or gathering sponsored by any person or organization, or composed of twenty five (25) or more persons, except as to particular parks designated by the Park District.

B. Persons desiring general or exclusive use of parks or facilities or who would like to engage in the above referenced activities shall apply to the Park District for a permit under the following categories and subject to established fees and charges:

1. **Picnics:** General picnicking in Park District parks does not require a permit. No person shall picnic other than in a designated area. Individual grills and picnic tables are available to non-permit picnickers on a first come/first served basis. A permit, known as a Park Use Permit, must be obtained for groups of twenty five (25) or more persons.
2. **Facility Rental:** A Park Use Permit is required for exclusive use and rental of pavilions, buildings, sports fields and open space areas. Park Use Permits may be applied for beginning in January for the upcoming season and such applications shall be submitted during regular business hours. Applications are processed on a first come/first served basis. The applicable rental fee and deposit must accompany the application. All cancellations must be in writing. Upon submittal of an application, required information and payment of associated fees, a Park Use Permit may be issued.
3. **Park Use Permit.** A Park Use Permit is required for any group of twenty five (25) or more persons requesting the use of a specific park for one or more of the following reasons such as: a picnic, meeting, athletic event, rally, walk a thon, march or some type of religious event. Any type of religious ceremony must be approved by the Executive Director of the Park District. Park Use Permits are also required for a teacher or school planning an annual field day or class fun day activity or a family wishing to host a reunion or celebration. Upon submittal of an application and payment of associated fees, a Park Use Permit may be issued.

**Commented [D02]:** Facility Rental speaks more about a Park Use Permit. Facility Rental and Park Use Permit paragraphs need a lot of help. They should be distinguishable from one another and they are not. Need to converse with Jimmy/Jameel and Mary/Misty about how to Re-write this section.

C. **Permits in General:** Permits are not transferable or assignable without the written consent of the Park District or its authorized agent. Minor changes in a permit may be requested and may be made upon written request. Additional fees and charges may apply. The request for change must be made at least seventy two (72) hours prior to the event. Permits may also be required for other activities as determined by the Park District.

**Commented [D03]:** Note to Joe D. and the Board, We should add a Research/Collection Permit or permission section to help insure that not too many things are being done at the same time or impacting areas beyond reason.

**Commented [D04]:** Note: This section being separately worked on by Jimmy, Brandon, Misty, and they will discuss with Jameel and Mary.

1. **Standards for Issuance:** The Park District or its authorized agent shall issue a permit hereunder when it finds:

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- a. ~~That the proposed activity or use of the parks shall not interfere with or detract from the general public's use and enjoyment of the park and surrounding property or facilities.~~
  - b. ~~That the proposed activity and use will not interfere with or detract from the promotion of public health.~~
  - c. ~~That the proposed activity or use is not anticipated to incite violence, crime or disorderly conduct.~~
  - d. ~~That the proposed activity will not entail unusual, extraordinary or burdensome expense or police operation by the Park District or expose it to extraordinary liability.~~
  - e. ~~That the facilities desired have not been reserved for other use on the day and time sought in the application.~~
  - f. ~~That the proposed activity is compatible with the type of park, size and character of the area or waters involved and the facilities available; that adequate parking is available; that the proposed activity does not exclude other public use of the park; and that it is not expected to cause irreparable harm or extreme damage to the natural environment of the park.~~
  - g. ~~That the proposed activity does not include unattended displays.~~
2. **Additional Conditions:** Additional conditions for issuance of the permit may be, but are not limited to:
- a. ~~Requiring proof establishing the amount of liability insurance required, and/or requiring an indemnification and hold harmless agreement or requiring a certificate of insurance naming the Park District as an additional insured.~~
  - b. ~~Requiring the applicant to post a refundable deposit or security for the repair of any damage to Park District property, the cost of cleanup or both.~~
  - c. ~~Requiring the applicant to post a refundable deposit or security for the repair of any damage to Park District property, the cost of cleanup or both.~~
  - d. ~~Requiring the applicant to furnish additional security forces, at the applicant's expense, as approved by the Park District. An applicant may be required to hire City of Champaign police at the applicant's expense to provide security for an activity or event.~~
  - e. ~~Requiring the applicant to furnish additional sanitary and refuse facilities that might be necessary based on the use or activity for which the permit is sought.~~
  - f. ~~If an applicant is requesting to sell food at the proposed activity, it shall be necessary for the applicant to obtain a permit from the Champaign County Public Health Department.~~
  - g. ~~Requiring the applicant to pay for above normal use of electricity and the erecting of tents.~~
  - h. ~~Requiring the applicant to comply with the Park District's risk management requirements for safe operation.~~
3. **Issuance of a Permit:** ~~Once the Park District approves a permit the applicant must pay all necessary fees and charges before the permit is issued. A permit is not transferable or assignable from the applicant to any other person without the permission of the Park District. The permit holder must make the permit available for inspection by any law enforcement office or Park District employees on the~~

Commented [D05]: Joe K. Do we need to beef this section up? Seems like is has what it needs.

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Ordinance Regulating the Use of Parks, Facilities and Properties Owned or Controlled by the Champaign Park District

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~~date for which the permit or activity is being held to ascertain compliance with the terms and conditions of the permit.~~

- ~~4. **Effect of Permits:** A permittee shall be bound by all Park District rules, regulations and applicable ordinances, federal, county and local laws which are incorporated by reference into each permit.~~
- ~~5. **Liability of Permittee:** The person or persons to whom a permit is issued shall be liable for any loss, damage or injury to person or property sustained by anyone to whatever extent by reason of the acts or omissions of the person or persons to whom such permit shall have been issued.~~

~~**Revocation:** The Park District shall have the right and authority to revoke a permit upon finding a violation of any rule, regulation or ordinance; violation of any term or condition of the permit, including failure to produce the permit for inspection upon request of any law enforcement officer or Park District employee; providing false or misleading information on the application for the permit; or upon good cause shown as determined within the sole reasonable discretion of the Park District.~~

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Section 4 – Lost, Found and Abandoned Property

- A. No Person shall abandon any personal property on District property.
- B. Property left unattended for longer than twenty-four (24) hours or unattended property that interferes with any Park visitor's safety or the orderly management of the Park area, or presents a threat to Park resources may be impounded or removed by the District or their designee at any time. Property so impounded shall not be returned to the owner(s) thereof until such Person(s) provides the District with acceptable proof or evidence of ownership and until such Person(s) has reimbursed the District in full for all costs and expenses associated with the impounding, removal, storage, or other disposal of the property.
- C. Any motor vehicle towed and/or impounded shall be disposed of in accordance with applicable Illinois law.
- D. Any Person finding lost or unattended property on District Property shall report the discovery to the District as soon as is practicable. Whenever a District Employee or agent finds lost or unattended property on District Property, they shall report the discovery to their supervisor. The District will attempt to make every reasonable effort to locate the owner(s) of the property.
- All found items that are not impounded in accordance with subsections 2 and 3 above, and shall be kept for no more than ninety (90) days. After ninety (90) days, items become the property of the District at which time they can be discarded, donated, destroyed, sold, or kept for use by the District.

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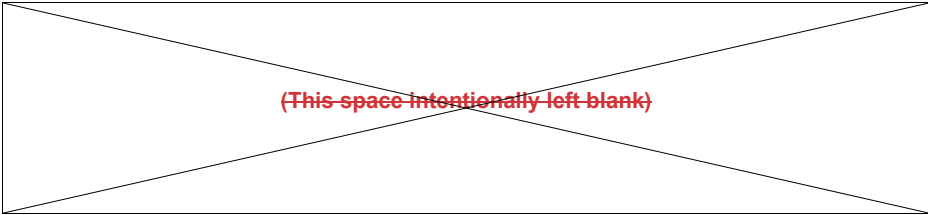
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Ordinance Regulating the Use of Parks, Facilities and Properties Owned or Controlled by the Champaign Park District

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**CHAPTER 3 – PROTECTION OF PROPERTY, STRUCTURES AND NATURAL RESOURCES**

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**Section 1 – Destruction or Misuse of Property and Structures**

No person shall upon or in connection with any property of the Champaign Park District shall commit or attempt to commit any of the following acts without the prior written permission of the Executive Director or their designee:

- A. Destroy, deface, paint, alter, damage, break, move, dig, excavate or remove any monument, stone, marker, benchmark, stake, post or blaze marking or designation of any boundary line, survey line or reference point.
- B. Cut, break, mark upon, move to an unsafe location or otherwise damage, destroy or remove any post, building, shelter, picnic table, bench, grill, railing, bridge, pier, drain, well, foundation, pump, telephone, lamp post, fence, gate, refuse container, exhibit, display, tool or equipment, paving or paving materials, storage box, utility outlet, movie screen, flagpole, water line or thing or object on or upon Park District property without written permission from the Park District.
- C. Deface, destroy, cover, damage, change, move to an unsafe location or remove any placard notice, or sign, or parts thereof, posted or exhibited by the District to announce the rules, regulations and warnings, rentals, warning signs or any other information to the public necessary or desirable to the proper use of the park or park property.
- D. Construct or erect any building, slab, fence, obstruction or structure of any kind or character whatsoever, whether permanently or temporarily, without written permission from the Park District.
- D.E. ~~or F~~ Run or string any public utility into, upon or across a park, whether temporary or permanently without the written permission from the Park District.
- E.F. Take, appropriate, excavate, injure, destroy, sell or remove any historical or prehistorical ruin or parts thereof, or any object of antiquity, without written permission from the Park District.
- G. ~~Throw, carry, cast, drag, push or deposit any refuse container, picnic table, barricade or any other movable or non-movable property into a lake, pond, wetland, stream or lagoon or upon the frozen waters thereof, or to otherwise M~~move, stack, or hide such F.H. property 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.I. Occupy or inhabit, or cause to be occupied or inhabited, any barn, shed, or other structure, or use for storage or cause to be used for the storage of any goods, any barn, shed or other structure without written permission from the Park District.
- H.J. Enter into or upon any park area or structure closed or posted against trespass, without written permission from the Park District. Such structures or areas may be, but are not limited to, construction areas, work safety zones, equipment or material storage

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structures or area, work shops or stations, or areas undergoing reforestation or other soil or vegetative treatment, or areas, hazardous to the public safety or health.

~~H.K.~~ Tamper with in any manner, enter or climb upon, weaken, destroy, damage, or remove anything from any park vehicle, watercraft, machine or implement.

~~L.~~ Misuse any refuse container or receptacle by depositing into it any hot coals or other hot ~~or~~ burning, or chemically reactive substances, or by depositing into it any garbage, trash, refuse or other unwanted material that was not gathered on the site in the course of normal, lawful use of park facilities.

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~~J.~~  
~~M.~~ Bring into, leave behind or dump any material of any kind, whether waste or otherwise, in the parks, waters, or facilities, except refuse, ~~ashes, garbage~~ and other material arising from the normal use and employment of a ~~picnic or other~~ permitted activity, provided such material is properly deposited in receptacles designed for such purposes. Where receptacles are not provided, all such rubbish or waste shall be carried away from the park by the person responsible for its presence, and properly disposed of elsewhere. Any material of any kind shall not be left or deposited within or near the parks so as to pollute Park District land, waters, or air coursing through or over the parks or otherwise interfere with proper use and enjoyment of the park. ~~Bottles, cans, refuse or foreign material of any description shall not be deposited or thrown in any streams, wetlands, ponds or lakes located in the parks.~~

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~~K.N.~~ Bring into, throw, cast, drop, and deposit or otherwise leave or lay down any smoke bomb, tear gas or other offensive smelling or disabling agent or compound on District Property.

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**Section 2 – Destruction or Misuse of Natural Resources**

No person shall upon or in connection with any property of the Park District shall commit or attempt to commit any of the following acts without the prior written consent of the Executive Director or their designee:

- A. Cut, remove, uproot, pick, saw, chop, carve, injure or wantonly destroy any tree, bush, shrub, flower or plant, whether alive or dead, or chip, blaze, box, girdle, trim or otherwise efface or injure any tree, shrub or bud, or break or remove any branch or foliage thereof or pick or gather any seed of any tree or other plant unless necessitated by the performance of restorative maintenance, or construction work pursuant to contract with the Park District or by its written permission.
- B. Drive any nail, staple or attach or fasten any wire, rope, or device to any tree or plant, or tie or hitch any animal to any tree, plant or bush without written permission from the Park District.
- C. Climb any young tree, or walk, stand or sit upon any monument, vase, fountain, railing, fence or any other park property not designated or normally used for such purposes.

Commented [D06]: This should be under the land and structure section, not Natural Resources

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- D. Remove or cause to be removed any sod, earth, downed timber, rock, sand or gravel, or remove or cause to be removed any other natural material from Park District property unless necessitated by the performance of restorative maintenance, or construction work pursuant to contact with the Park District or by its written permission.
- E. Hunt, trap, molest, wound, poison, kill, feed or attempt to hunt, trap, molest, poison, kill or feed any animal, bird, or reptile, or disturb any nest, lair, den or burrow of any animal bird or reptile, without written permission from the Park District.
- F. Fish in any waters of the Park District, except in waters designated by the Park District for fishing, and then under such laws, or regulations as may be promulgated by the State of Illinois.

G. Engage in fishing for profit in park waters, or buy or sell fish caught in park waters.

Commented [D07]: This should be broader to include any collection of any kind for profit.

~~G.H.~~ Gather, trap or collect any natural material for the purpose of research, profit or sale, without the written consent of the Park District, and then under such laws, or regulations as may be promulgated by the state and federal laws.

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~~H.I.~~ Release or cause to be released any wild, or domestic animal, bird, fish or reptile, or distribute the seed or spores of any flowering or non-flowering plant into or upon park lands or waters, without written permission from the Park District.

J. Ride, lead or allow to be loose upon park premises, any horse, pony or other riding animal, except in areas designated for riding by posted signs and with written permission from the Park District.

~~J.K.~~ 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 Park District or authorized its agent and then only in compliance with all applicable laws regulations or as may be promulgated by the State of Illinois.

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**Section 3 – Contraband**

All animals, plants, birds, fish or reptiles, or parts thereof, killed, captured, trapped or taken or bought, sold or bartered or had in possession contrary to any provisions of this ordinance or applicable laws or regulations of the State of Illinois or the United States of America, shall be and are hereby declared contraband and, as such, shall be subject to seizure by any police officer or employee of the Park District.

**Section 4 – ~~Destruction by~~ Misuse of Fire**

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

- A. Set fire, or cause to be set on fire, any tree, brush, grassland, meadow, prairie, slash, refuse container or structure unless necessitated by the performance of park maintenance, or pursuant to authorized conduct within the Park District.

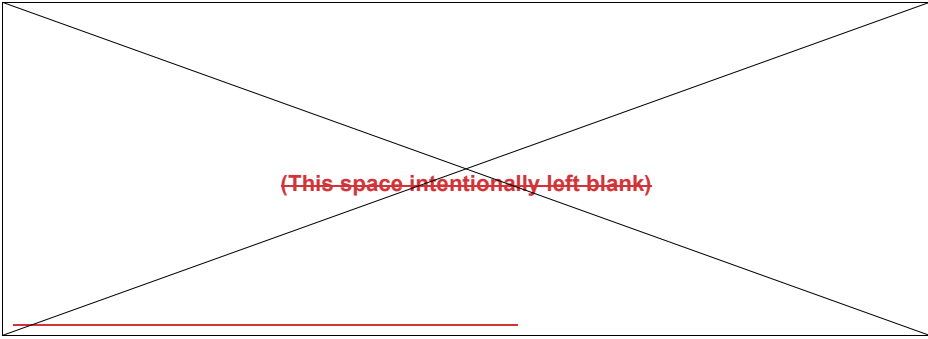
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- B. Build a fire anywhere, for any purpose, except in provided grills, or in appropriate receptacles. Fires shall be limited to cooking fires or fires in a fire pit as authorized by the Park District. Fuels used in fires shall not produce any noxious fumes or smoke. Grills and smokers shall not be placed onto picnic tables or other structures.
- C. Build any fire whatsoever, for any purpose in or out of a receptacle or grill and leave it unattended, unless such fire is properly extinguished. For the purpose of this ordinance, a fire shall be deemed properly extinguished when its ashes, residue, coals and unburned substance is cold to the human touch.
- D. Cause, suffer, or allow the burning of garbage, refuse, natural materials, waste material, trash, or other combustibles within or adjacent to the parks so as to cause smoke, haze, odor, sparks, dust, dirt, or other type of matter or gaseous substance to come upon, or pass over the park which would cause an air pollution nuisance or damage or injury to person or property.
- D.E. No Person shall throw or otherwise discard lighted or smoldering material in any manner that threatens, causes damage to, or results in the burning of District Property or Park resources, or creates a safety hazard.

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## CHAPTER 4 – REGULATIONS OF RECREATIONAL ACTIVITIES

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### Section 1 – Swimming

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

- A. Swim, wade, or bathe at any time in any of the ponds, lakes, pools, streams or watercourses, except at such place or places as may be designated by the Park District and then only in accordance with the rules, regulations, and restrictions promulgated and posted.
- B. Change into or from bathing attire, except in those places designated for such use.
- C. Fail to wear bathing attire at all times while engaged in any permitted swimming activity.

### Section 2 – Bicycling, Skateboarding, and Skating

In general, bicycle riders must obey the most recent Illinois Secretary of State Bicycle Rules of the Road publication while riding on District Properties.

Additionally, nNo person shall upon or in connection with any property of the Park District:

- A. Ride a bicycle except on the right-hand side of the road paving as close as conditions permit. ~~Bicycles shall be kept in a single file when two or more are operating as a group, and bicyclists~~ Bicyclists shall at all times operate their bicycles with reasonable regard for the safety of others; ~~signal all turns, pass to the right of any vehicle they are overtaking, and pass to the right of any vehicle they may be meeting.~~
- B.A. Ride with any other person on a bicycle, except for ~~a tandem bicycle~~ and bikes equipped with child seats or trailers, which ~~has have dedicated~~ seats for ~~more than one~~ each person.
- C.B. Leave unattended ~~his/hortheir~~ bicycle, except in a bicycle rack when such is provided and there is space available.
- D.C. Ride a bicycle ~~on any path, trail, roadway or other in~~ areas designated and posted as prohibiting bicycles. Bicyclists shall yield the right of way to pedestrians. ~~on paths, trails or other areas where vehicles are prohibited.~~ No person shall operate a bicycle in a reckless manner so as to endanger pedestrians or other bicyclists.
- D. Skateboard, longboard, hoverboard, roller skate or in-line skate on Park District ~~property~~ Property where it is posted as prohibited. All skateboarders, roller skaters and in-line skaters shall yield the right-of-way to pedestrians, bicyclists or other skaters.

### E. Section 3 – Watercraft

No person shall upon or in connection with any property of the Park District: Bring into, attempt to launch, use, or navigate any boat, yacht, canoe, kayak, raft or other watercraft upon the waters or waterways, except at such place or places as may be designated. Where allowed, watercraft shall be used in accordance with Park District rules, regulations and restrictions, as well as all applicable laws, rules and regulations of the State of Illinois and the United States.

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### **Section 3-4 – Sound or Energy Amplification**

No person shall upon or in connection with any property of the Park District play or operate any sound or energy amplification ~~devices device (including without limitation, radios, hand held radio devices, compact disc or cassette tape players, ipods, mp3 players, automobile radio type devices, television sets, public address systems and musical instruments) or operate any other sound or energy amplification device~~ in such a manner that the sound emanating therefrom can be heard at a distance of fifty (50) feet from the device during its use or operation without permission from the Park District.

### **Section 4-5 – Winter Sports**

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

- A. Sled, toboggan, ski or slide on any area posted by the Park District as being “unsafe” or “hazardous” or as being “closed” due to inadequate snow cover or other environmental conditions, or upon being duly notified of such by the Park District.
- B. Enter on or upon any frozen water to skate, fish, slide or walk on for any purpose whatsoever other than areas designated for such use and then only in compliance with the rules and regulations posted for such use.
- C. Fish through the ice on any frozen waters or parts thereof designated by the Park District as ice skating areas.
- D. Bring onto or upon the frozen waters of any lake, pond or watercourse any iceboat or wind-driven-ice device or other vehicle.
- E. Ice skate on any area posted by the Park District as being “closed” or “no skating” or “unsafe ice.” Ice skating shall be allowed in designated areas only.

~~E.F. Operate a snowmobile.~~

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### **Section 5 – Snowmobiles**

#### **A. Definitions:**

- 1. ~~“Snowmobile” is any self-propelled vehicle designated for travel on snow or ice in a natural terrain, steered by wheels, skis or runners.~~
- 2. ~~“Operate” means to control the operation of a snowmobile.~~
- 3. ~~“Operator” is any person who operates or is in actual physical control of a snowmobile.~~

#### **B. Regulations: It shall be unlawful for any person to operate a snowmobile under the following conditions:**

- 1. ~~On Park District property without express provision or permission to do so by the proper Park District authority.~~

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~~2. In a manner so as to create a loud, unnecessary or unusual noise that disturbs or interferes with the peace and quite of other persons.~~

~~3. In a careless, reckless or negligent manner so as to endanger the safety of any person or property.~~

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~~C. **Unattended Vehicles:** It is unlawful for the owner or operator to leave or allow a snowmobile to be abandoned or remain unattended on park property while the motor is running or with the keys for starting the vehicle left in the ignition.~~

**Section 6-7 – Field and Team Sports and Games**

No person shall upon or in connection with any property of the Park District play or engage in any team sport or game such as, but not limited to, baseball, football, cricket, soccer, field hockey, volleyball, lacrosse or horseshoes, except in those areas designated by the Park District ~~as athletic fields~~, or in such a manner as to interfere with other persons lawfully using said areas.

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**Section 7-8 – Golfing in Parks**

No person shall upon or in connection with any property of the Park District, swing or make use of any golf club nor play golf, nor hit or putt golf balls within or into the parks, except upon established golf courses or driving ranges as are now used or may in the future be established and designated by the Park District.

**Section 8-9 – Games**

~~No person~~ ~~No person~~ shall upon or in connection with any property of the Park District take part in the playing of any games involving thrown or otherwise propelled objects such as balls, stones, arrows, javelins, or model airplanes or rockets, except in areas conducive to such forms of recreation and after a permit has first been obtained from the Park District for that specific activity and location.

**Commented [D08]:** This is a very odd paragraph. Propelling Balls, that is all we do, baseball basketball etc. The planes and rockets are covered in the section on fuel-powered and radio controlled section. I think we need an overarching statement saying that in general games should only be played in appropriate areas. Otherwise, I want to delete this.

~~Except when approved by the Executive Director, no person will use any motorized, non-motorized, remoted controlled or free flying/gliding airplanes, helicopters, rockets, drones or any other unmanned aircraft systems on any Champaign Park District property. Whereas not already governed by this ordinance, the Champaign Park District will comply with all current and future regulations set forth by the Federal Aviation Administration (FAA) for the use of any Unmanned Aircraft Systems (UAS). Any person found in violation of this section to the penalties as hereinafter provided.~~

**Commented [D09]:** This paragraph needs deleted. It is now taken care of in “Fuel propelled and radio controlled” section. I can not get it to delete as it came in as red when I originally opened the track changes.

**Section 9-10 – Amusement Devices**

No person shall upon or in connection with any property of the Park District bring in, set up, construct, manage or operate any amusement, hobby or entertainment device, inflatable or gadget, without a permit therefore.

**Section 10-11 – Aviation**

No person shall upon or in connection with any property of the Park District make any ascent in a balloon, aircraft, airplane, glider, hang glider, or any descent in or from any balloon, aircraft, airplane, glider, hang glider, parachute or similar device as an operator, occupant or passenger, nor shall any person fly, cause to be flown, or permit any balloon, aircraft, airplane, glider, hang glider, parachute or similar device to be flown over any park premises at any time at an elevation less than is reasonable and proper so as to endanger the safety of any person or property.

**Commented [D010]:** Will need legal counsel’s input on drone laws from the past decade.

**Section 11-12 – Gambling**

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

- A. Manage, operate, organize, participate or engage in gambling or participate in or abet any games of chance as defined in 720 ILCS 5/28-1, et seq.
- B. Have in their possession any clock, wheel, tape machine, slot machine, pinball machine or other machine or device for the reception of money or other thing of value on chance or skill or upon the action of which money is staked, bet, hazarded, won or lost, without Park District approval. Any such machine or device in violation of this section shall be subject to seizure and confiscation.

**Section 12-13 – Camping**

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No person shall upon or in connection with any property of the Park District take part in any camping or sleeping overnight ~~in a park~~ without a Park District authorized permit, except in conjunction with a Park District organized, authorized and supervised program approved by the Executive Director.

**Section ~~13-14~~ – Metal Detectors**

No person shall upon or in connection with any property of the Park District bring in or use any device or instrument used to detect metallic objects~~be allowed to use a metal detector or similar device in any of the Park District's parks~~ unless written authorization has been granted by the Executive Director or designee.

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**Section 44-15 – Cell Phones and Other Recording and Duplicating Devices**

No person shall upon or in connection with any property of the Park District 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 without limitation, 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 type or kind capable of producing a visual image, in any restroom, locker room, lavatory, bathroom, shower facility, or dressing room, in any building owned, leased to, or under the control of the Park District.

Commented [D011]: Seriously? this section needs moved to the personal conduct section. This is under the "Regulations for Recreation" Chapter. Not good.

**Section 16 – Fuel-Powered or Radio Controlled Models or Toys**

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

- A. Start, fly or use any fuel-powered, air-propulsioned or electric-powered model or toy or any radio controlled model car, aircraft, drone, boat or rocket or any similar, controlled or powered toy or model, except at those areas or waters designated.
- B. Where allowed, any radio controlled device shall be used in accordance with District rules, regulations, and restrictions duly set forth as part of such permit or as posted, as well as all applicable laws, rules, and regulations of the State of Illinois and the United States.
- C. The Champaign Park District and it's visitors will comply with all current and future regulations set forth by the Federal Aviation Administration (FAA) for the use of any Unmanned Aircraft Systems (UAS). Any person found in violation of this section are subject to penalties and fines.

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**Section 17 – Horseback Riding**

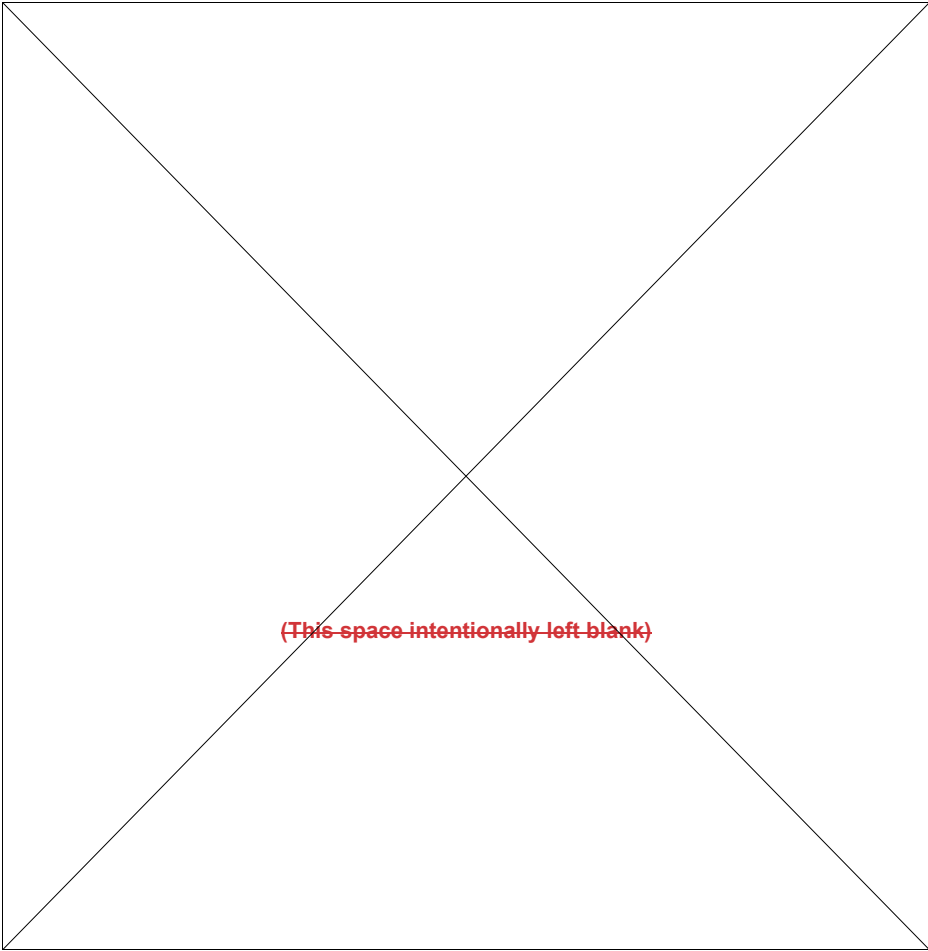
No person shall upon or in connection with any property of the District:

- A. Bring into, unload, use or ride any horse in any area without the prior written permission of the Executive Director.
- B. If permitted:
  - a. All horse trailers must be parked in designated areas where available,
  - b. All horses must remain on the right side of the trail and be in single file when riding in groups.
  - c. Horses must be kept under control at all times.
  - d. Racing of horses is prohibited.

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## CHAPTER 5 – REGULATIONS OF VEHICLES, TRAFFIC AND PARKING

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### Section 1 – ~~Vehicle Operation and Equipment~~Authority

The Park District hereby adopts the Illinois Vehicle Code, 625 ILCS 5/1-100, et seq., as from time to time amended, as the rules governing the operating, licensing and registering of motor vehicles, and the licensing of operators of motor vehicles on Park District property, except where Park District ordinances specifically establish different rules. Enforcement shall be authorized by any law enforcement officer or authorized agent.

### Section 2 – Vehicles Types and ~~Access-Allowed~~Operation

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

- A. Operate, or cause to be operated, any vehicle anywhere, except on designated roads, drives, and parking areas provided in compliance with the directions and restrictions of the police, or any authorized park employee. Nothing contained herein shall be construed to prevent police, emergency, or Park District owned vehicles from free access to all areas of park property in the execution of their duties.
- B. Operate a vehicle in such a way that traffic is obstructed.
- C. Operate, or cause to be operated, any motor vehicle anywhere, that is not licensed or permitted to be operated on the roads, streets and highways of the State of Illinois without a permit from the Park District and then only in those areas specified and in accordance with applicable rules and restrictions. Vehicles not so licensed and therefore, subject to the provisions of this subsection include, without limitation, snowmobiles, go-carts, motorized scooters, trail bikes, mini-bikes, and such other all-terrain, off-the-road vehicles. Park District vehicles are exempt.
- D. Operate or cause to be operated or moved without a permit or until such time as the park is officially opened, any vehicle closed in a park as a result of the closing of the park at the proper posted time.

~~D.E.~~ Ride, cling, or attach themselves to any part of any vehicle's exterior.

F. Operate a vehicle on any road, drive, sidewalk, trail or parking area that is posted, gated or barricaded and closed to public traffic.

~~E.G.~~ The provisions of this section regulating the movement or parking of Vehicles on District Property shall not apply to the operator of any emergency Vehicle when responding to an emergency call or pursuing an actual or suspected violator of the law. However, such operator shall exercise extreme caution when on or approaching District Property including without limitation, slowing down as necessary for safety, cautiously proceeding through traffic lights or stop signs and having the Vehicles warning system signals operating.

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### Section 3 – Right-of-Way

No person shall in connection with any property of the Park District operate a motor vehicle in such a manner as to fail to yield the right-of-way to pedestrians or emergency vehicles or

to deprive or unreasonably interfere with the equal rights or opportunity of any other person to use the property of the Park District.

#### Section 4 – Parking

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

- A. Park a vehicle on any park property other than in areas designated for parking that type of vehicle, unless there is an emergency or unless directed to do otherwise by a law enforcement officer or an authorized park employee.
- B. Leave a vehicle parked on park property after park closing hours without obtaining permission from the Park District, or after the closing of a function for which the Park District has authorized a later closing hour.
- C. Park a vehicle in such a way as to block another parked vehicle, or to block, restrict or impede the normal flow of traffic.
- ~~D. Park a vehicle in such a way as to block, restrict or impede the normal flow of traffic.~~
- E.D. Permit a motor vehicle which such person is operating, or in charge of, to stand unattended without first stopping the engine, locking the ignition, and removing the keys, and when standing upon any perceptible grade, without setting the brake thereon and turning the front wheel so as to inhibit the accidental movement of said motor vehicle.
- ~~F.E.~~ Park any vehicle in any parking place designated as reserved for handicapped persons, unless proper registration plates, decals or devices are exhibited indicating that the vehicle is operated by or for a handicapped person. Any vehicle in violation of this subsection is subject to removal at owner's or operator's expense as well subject to fines.
- ~~G.F.~~ Double-park any vehicle ~~on any driveway~~ unless directed by a park official or temporarily for discharging passengers.
- ~~H.G.~~ Leave any vehicle in the park more than twenty-four (24) hours due to a mechanical failure. At the end of such period the vehicle shall be towed away at the owner's or operator's expense and be subject to fines.
- H. Change ~~vehicle fluids or wash/polish oil, grease, wash or polish~~ vehicles and leave debris from such action, or change any parts or make repairs of any kind to any vehicle in any park area, except such emergency repairs necessary to remove such vehicle therefrom.
- I. Display a vehicle for the purpose of selling or leasing the vehicle.
- ~~I.J.~~ Sell goods or services from such vehicle, unless authorized by the Park District.

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#### Section 5 – Speed Limit

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No person shall in connection with any property of the Park District 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, but in no event shall a vehicle be operated at a speed that is greater than reasonable and proper with regard to pedestrians present or traffic conditions.

Commented [DO12]: Note for Dan to check. Do we have proper signage and distancing of signs along Parkland Way?

#### Section 6 – Signs

No person shall in connection with any property of the Park District operate a vehicle in disregard of any sign, signal, marking or device erected, constructed or created by the City, the Park District, contractor, or any public body or official having jurisdiction for the purpose of regulating, warning or guiding traffic, or contrary to the order or direction of any police-law enforcement officer or other person duly authorized to direct or regulate traffic.

#### Section 7 – Negligent or Careless Driving

No person shall in connection with any property of the Park District operate any motor vehicle in the park in a negligent, reckless or wanton manner, or carelessly so as to endanger life or property.

#### Section 8 – Overweight Vehicle

No person shall in connection with any property of the Park District operate any motor vehicle having a gross weight capacity, including vehicle and maximum loads in excess of 8,000 pounds, or any vehicle bearing a Class-D or heavier license plate pursuant to 625 ILCS 5/3-815, as amended from time to time, without a permit from the Park District, except emergency or delivery vehicles.

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#### Section 9 – Improper Vehicle Operation

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

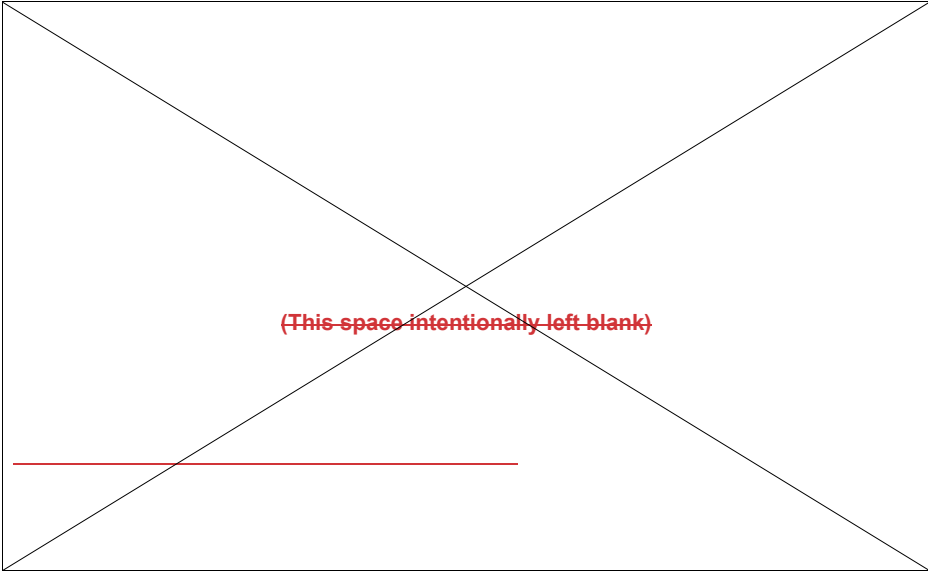
- A. Operate a vehicle in such a manner so as to deprive or unreasonably interfere with the equal rights of any other person as to the use of such public street or highway.
- B. Operate a vehicle in such a manner as to cause or produce unnecessarily loud or unusual noise such as by the racing of the motor, by lack of a muffler or use of a muffler cutout, by tire friction upon rapid turning or weaving, by spinning of the wheels from standing or slow moving position produced by sudden unnecessary motor acceleration, or by continuous unnecessary motor acceleration, or by continuous unnecessary sounding of a horn, radio, stereo or other signal device.
- C. Operate a vehicle and intentionally accelerate causing the tires to spin, mark and deface the park or roadway surface.
- D. Allow any person to ride, cling or attach themselves to the exterior of a vehicle, upon the fenders, bed area or any other part of any vehicle.

Commented [DO13]: I also have this elsewhere in the R and R. Find it and maybe remove.

#### Section 10 – Driving While Under the Influence of Intoxicating Liquor or Drugs

No person shall ~~in connection with any property of the Park District~~ drive, operate or be in possession or control of, or attempt to drive or operate any vehicle on any Park District property if said person is under the influence of intoxicating liquor, drugs, or a controlled substance as defined by Federal or State law.





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**CHAPTER 6 – REGULATION OF PERSONAL CONDUCT AND BEHAVIOR**

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The Park District hereby adopts the Illinois Criminal Code, 720 ILCS 5/1-1, *et seq.* and Code of Criminal Procedure, 725 ILCS 5/100-1, *et seq.*, as amended from time to time, as the rules governing criminal offenses on Park District property, except where Park District ordinances specifically establish different rules. Enforcement shall be authorized by any law enforcement officer or authorized agent.

**Section 1 – Vending and Advertising**

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

- A. Expose or offer for sale or hire any articles or things, or conduct or solicit any business, trade or occupation or profession without the approval of the Park District or its authorized agent, and then only in accordance with the terms and conditions thereof, it being the intention of the Park District to control commercial enterprises or sales on its property. The advertising or promotion of any business, production, service or profit making event is not allowed in any park or publication of the Park District, except when authorized by the Park ~~Board of Commissioners~~District.
- B. Display, distribute, post or fix any placard, sign, handbill, sticker, decal, pamphlet, circular, or any other written tening or printed material or objects containing advertising matter or announcements of any kind or character whatsoever without permission from the Park District or its authorized agent, except the groups holding a valid Park Use Permit, may display signs to identify their location or direct others to it, provided that such signs are temporary and are removed by permittee at the termination of the activity and provided that the placement of the signs do not violate other sections of this ordinance.
- C. Beg or solicit contributions or donations in any manner in any park, unless authorized by the Park District.
- D. Nothing in this Section 1 shall preclude the collection of admission fees or cover charges, or the sale of raffle tickets, articles, items or other things by an organization, company or other entity for the purpose of fundraising for a charitable, humanitarian or benevolent cause if the organization, company or other entity has obtained a permit for the event. The permit shall be subject to the rules and regulations established by the Executive Director.

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~~C.~~

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**Section 22 – Unlawful Obstructions and Encroachments**

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

- A. Set or place or 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 Park District which obstructs the use of any park.
- B. By force, threat, intimidation or by any unlawful fencing or enclosing or any other unlawful means, prevent or obstruct or combine with others to prevent or obstruct any person from peacefully entering upon any property of the Park District or obstruct the

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entrance into any enclosure within the Park District, excepting that nothing in this section shall be construed to deny lawful enforcement of a valid permit granting a certain person or persons use to the exclusion of others as defined and provided for in this ordinance.

C. Enter, without appropriate invitation or without having appropriate admission fee, any Park District area, facility or program which has been rented or otherwise reserved for any purpose; nor shall anyone enter any concession in any of the parks of the Park District without the consent of the concessionaire or duly authorized agent or employee; nor shall any person disturb any patron of such concession, any participant in any dance, game, picnic, or a public assemblage; nor shall any person loiter in the immediate area of any such concession so as to impede free access to such concession by other park patrons or the flow of pedestrian traffic in and about the area of such concession.

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D. Place, build, construct, or erect any scaffold, stand, private fence, drain line, tent, building, structure, platform, or any other structure or improvement of whatever kind whether stationary or moveable and whether permanent or temporary in character, or construct, run, string, or otherwise place any electrical wire, conduit or pipe or any other public service or private utility into, upon, above, across, onto, or beneath District Property, unless a Permit, license, or contract therefore has first been obtained from the District.

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E. Establish a garden, plant any kind of vegetation, or distribute the seeds or spores of any flowering or non-flowering plant into or on District Property except in areas approved by the Executive Director. All such planting material shall become the property of the District.

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Commented [D014]: Although I put this here, I am debating whether it is more appropriate in the Natural Areas protection section.

F. Move or remove any of the District's identification markers that mark the property line of District Property.

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G. Use for storage or cause to be used for the storage of any goods, shed or other structure without written authorization from the Executive Director or his/her designee.

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H. Prior to proceeding with legal action under this section, the District shall notify the Person of the encroachment and request removal within ten (10) calendar days.

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**Section 3-3 – Unlawful Construction or Maintenance**

No person shall upon or in connection with any property of the Park District erect, construct, install, or perform any maintenance on, below, over or across a park, except by proper authorization of the Park District authorizing such activity, and then only in accordance with written permission of the Executive Director specifying in detail the work to be done and the conditions to be fulfilled pursuant to the terms of such authorization.

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**Section 4-4 – Drug or Alcohol Abuse/Use**

Commented [D015]: DJO – Situational question for legal counsel pertaining to medical marijuana. Those with a medical marijuana certificate can grow up to five plants. Can marijuana be grown in a rented garden spots such as Eddie Albert? Joe K looked this up on Illinois legal aid and found that it keeps referring to grown in home.

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No person shall upon or in connection with any property of the Park District possess, give away, sell, serve, dispense or ~~drink~~ consume any alcoholic beverage, provided however, that the sale, delivery, possession and consumption of alcoholic beverages to or by any person 21 years of age or older in any specified building or within a specified area owned by the Park District, as authorized by the Park District from time to time, shall be permitted.

~~No person shall upon or in connection with any property of the Park District, or~~ possess, sell, deliver, smoke, inhale, inject, eat, chew, swallow, or otherwise ingest in any manner whatsoever any ~~beer, wine, other alcoholic beverage,~~ narcotic drug, or illegally possessed controlled substance; ~~provided however, that the sale, delivery, possession and consumption of alcoholic beverages to or by any person 21 years of age or older in any specified building or within a specified area owned by the Park District, as authorized by the Park District from time to time, shall be permitted.~~ Any person found to be in violation of this section shall be subject to arrest or ejected from the park or facility premises.

**Section 5-5 – Weapons and Harmful Substances**

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

- A. At any time have in their possession or on or about their person, any firearm, knife, pistol, revolver, rifle, shotgun, ammunition, bow and arrow, crossbow, slingshot, blackjack, billy club, any device capable of discharging a projectile by air, spirit, gas or explosive, any explosive substance or harmful solid, liquid or gaseous substance, any tear gas or any disabling chemical agent or any other dangerous weapon of any kind or character whatsoever. Nothing contained herein shall be construed to prevent any duly sworn police 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 such assistance. The Park District may designate areas within a park where bows and arrows, and/or firearms can be used. In such cases, the Park District shall promulgate rules and regulations for the safe use of such devices, and no person shall fail to abide by such rules and regulations.
- B. Bring onto park property any trapping device, any incendiary bomb or material, any smoke or stink bomb, any acid or caustic substance, or any flammable liquid, except charcoal lighter or fuel contained in the fuel tank of a motor vehicle, for the usual and ordinary purposes thereof.
- C. Discharge any of the weapons or instruments, listed in Section 5Asections above, into or over any park from outside a park.

**Commented [DO16]:** Discuss with Legal Counsel: What, if anything needs to change in this section due to concealed carry? This section has not changed since well before new laws.

Discuss with Legal Counsel: We believe it would be good to "reminder" to reference park and facility restrictions for firearms in the concealed carry law.

**Commented [DO17]:** Discuss with Legal Counsel: Using pepper spray or a pocket knife as examples, these seem like we should allow them for self-protection or work purposes. There are items that are lawfully prohibited in our parks such as firearms, bombs and knives of certain lengths. It seems these are items should be labeled as "not in possession of". There are other things here that are innocuous enough that we could see dropping the "in possession of" kind of statement and instead state something similar to "may not be used in an unlawful manner". For example, you can carry pepper spray for self-protection, but if you use it for the purpose of assault, then it becomes a violation of this ordinance.

**Commented [DO18]:** Discuss with Legal Counsel: If we define "firearm" and "weapon" in the definitions section do we need this long list. It seems the more we list the more we can think of, sword, axe, hatchet, blowgun...you get the point.

**Section 6-6 – Hindering or Bribing Employees**

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

- A. Interfere with, unreasonably disrupt or delay or in any manner hinder any Park District employee or distract ~~him/her~~ them from the performance of ~~his/her~~ their duties.
- B. Give or offer to give an employee any money, gift, privilege, or article of value on or off Park District property so as to violate the provisions of: this ordinance, any contract or permit, any statute of the State of Illinois or the United States, in order to gain or

**Commented [DO19]:** Discuss with Legal Counsel: First, some of this is repetitious from above. Second, it seems ridiculous to have to list the exceptions. The more you do, the more you leave out. By this definition, I would not be able to bring into the parks a lighter, vape, propane tank...I think you get where I am going.

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receive special consideration in applying for any use or privilege, or to gain special consideration and treatment in the use of any Park District property or facility.

**Section 7-7 – Use of Facilities Restricted as to Gender**

No person shall upon or in connection with any property of the Park District enter into or remain in any toilet, restroom, bathhouse, pavilion or structure or section thereof, which has been reserved and designated for use of the opposite gender, except for minor children of such age and ability so as to need to be and when accompanied and supervised by an adult. Nor shall any person loiter in or around any restroom, bathhouse or dressing room for the purpose of soliciting another to engage in sexual behavior.

**Commented [DO20]:** I will need guidance from legal counsel on this paragraph. I don't believe we can restrict access anymore and guessing we need to delete it in it's entirety. I am wondering if our other sections of loitering, disorderly conduct, etc. are enough to have the same impact that this statement has.

**Section 8-8 – Disorderly Conduct**

No person shall upon or in connection with any property of the Park District engage in conduct that is disorderly, and a person shall be deemed to have engaged in disorderly conduct when he knowingly:

- A. Does any act in such unreasonable manner as to provoke, make or aid in making a breach of the peace.
- B. Does or undertakes an unreasonable offensive act, utterance, gesture or display which, under the circumstances, creates a clear and present danger of a breach of the peace or imminent threat of violence.
- C. Refuses or fails to cease and desist any conduct or activity likely to produce a breach of the peace where there is imminent threat of violence; and where the police have made all reasonable efforts to protect the otherwise peaceful conduct and activity, have requested that said conduct and activity be stopped, and have explained the request if there be time.
- D. Fails to obey a lawful order of dispersal by a person known by him to be a police officer under circumstances where persons are committing acts of disorderly conduct in the immediate vicinity, which acts are likely to cause substantial harm or serious inconvenience, annoyance or alarm.
- E. Assembles persons for the purpose of using force or violence to disturb the public peace.
- F. Contributes to the delinquency of a minor while within a park area.

**Section 9-9 – Public Indecency**

No person shall upon or in connection with any property of the Park District 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 acts:

- A. An act of sexual intercourse.
- B. An act of deviant sexual conduct.

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- C. A lewd exposure of the body done with intent to arouse or to satisfy the sexual desire of the person.
- D. A lewd fondling or caress of self or the body of another person, ~~of either sex.~~

**Section ~~40-10~~ – Obscene ~~or Indecent Books and Pamphlets~~ Electronic and Printed Materials**

No person shall upon or in connection with any property ~~or program~~ of the Park District knowingly view, exhibit, sell, give away, or offer to sell or give away in the Park District any obscene ~~or pornographic~~ book, pamphlet, paper, drawing, electronic media, movie, film, picture, photograph, poster or any other article of any kind ~~of an obscene nature for indecent or immoral use.~~

No person shall use or cause to be used any wireless or wired internet connection or Park District owned hardware to violate any section of this Ordinance.

**Section 11 – Clothing**

No person shall upon or in connection with any property of the Park District knowingly appear in clothing that does not conform to commonly accepted standards, regulations or ordinances within the community.

**Section ~~44-12~~ – Control and Treatment ~~of Dogs and of Domestic Animals~~**

- ~~A.~~ This ordinance shall not be construed to prohibit the controlled use of certain animals approved by the Executive Director or purposes of public safety, such as but not limited to, the protection of Park District property or the protection of employees in the performance of their duties or search and rescue.

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

- A. Bring in, lead or carry any dog or domestic animal that is unleashed or on a leash longer than six (6) feet, except to those areas designated by the Park District for use by such animals and then only in accordance with the rules and regulations promulgated for the control of such area or areas.

~~B-A.~~ Bring a dog or other domestic animal into a park area where dogs or domestic animals are prohibited. Dogs and domestic animals are prohibited from within twenty-five (25) feet of a playground, picnic shelter, swimming pool, fountain, athletic field or any sites of recreation activity, such as but not limited, to recreation programs and special events which may be designated by the Park District. All dogs in those areas where such domestic animals are not prohibited shall be restrained at all times on adequate leashes not greater than six (6) feet in length and shall be accompanied by a person capable of controlling them.

- 1. Any dog or other domestic animal found to be running at large and not under the control of any person while on Park District property may be apprehended and removed to an animal shelter, public pound or any other place provided for such purpose, all at the expense of the owner.

2. Any person who brings a dog or other domestic animal onto Park District property shall cleanup and properly dispose of defecation left by the dog or other domestic animal under the control or ownership of such person.

C.B. Bring in, drive, ride or lead in any animal, except in accordance with the provisions of this ordinance and the rules and restrictions promulgated for the control of such animals, except that horses, beasts of burden and draft animals may be ridden or driven ahead of vehicles attached thereto on such portions of the park as may be designated by the Park District.

**Section 42-13 – Honoring Permits**

No person shall upon or in connection with any property of the Park District by act or speech willfully or unreasonably hinder, interrupt or interfere with any duly permitted activity, or unreasonably or willfully intrude upon any areas or into any structures designated for the use of a certain person or persons, to the exclusion of others.

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**Section 43-14 – Pyrotechnics**

No person shall upon or in connection with any property of the Park District possess, set off or attempt to set off or ignite any firecrackers, fireworks, smoke bombs, rockets, black powder guns or other pyrotechnics without Park District approval, and then only under such rules and regulations as may be promulgated by the Park Board and subject to all local, State and Federal laws.

**Section 44-15 – Smoking in Park District Buildings**

No person shall upon or in connection with any property of the Park District smoke in any part of the Park District’s buildings or within 15 feet of any building entrance, window, ventilation intake, or air conditioner pursuant to the -Smoke Free Illinois Act, 410 ILCS 82/1, et seq. (P.A. 095-0017).

**Section 45-16 – Lurk or Lie in Wait**

No person shall lurk, lie in wait, or be concealed in any place with intent to do mischief or commit any crime or other illegal act.

**Section 46-17 – Loitering**

No person shall loiter, loaf, wander, stand or remain idle either alone and/or in consort with others in a park facility in such a manner to:

1. Obstruct or hinder the use of a park or facility by other.
2. Obstruct or interfere in the carrying out of duties of a Park District employee or City, County or State employee performing duties in the park or park facility.

**Section 47-18 – Littering, Dumping and Polluting**

Unless a Permit, contract or another type of written authorization has first been approved by the Executive Director or their designee, no Person shall:

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A. Discharge, litter, cast, drop, scatter, place, pile, throw, carry, drag, push, leave or deposit any:

1. Paper, wood, plastic, glass, liquid, or metal of any kind, coal, ashes, snow, ice, rubbish, litter, garbage, human or animal waste, sticks, leaves, grass clippings, landscape waste of any kind, or foreign matter in any Park except in trash or recycling receptacles provided for that purpose if the waste was generated in the Park and it is a reasonable size that would be generated from one-time general Park use. Where receptacles are not provided, are missing or are full to capacity, all such garbage, refuse or other material shall be carried away from the area of use by the Person(s) responsible for its presence and creation and properly disposed of elsewhere;

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2. Injurious substances or materials into or near District Waters, air, or upon the ground or property of any kind in any Park so as to Pollute the District land, Waters, or air coursing through or over the Parks or otherwise to interfere with the proper use and enjoyment of the Park; or

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3. Refuse container, picnic table, barricade or any other movable or non-movable Property into or upon District Waters.

B. Urinate or defecate on District Property other than in toilets in restroom facilities expressly provided for such purposes;



Ordinance Regulating the Use of Parks, Facilities and Properties Owned or Controlled by the Champaign Park District

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C. Bathe or wash oneself or another person or food, clothing, dishes, or other property at water outlets, fixtures or pools on District property, except at those areas designated by the District for such use;

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D. 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;

E. Drain sewage or other refuse from a trailer or other Vehicle on District property; or

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F. Bury the remains of any human or animal on District property in accordance with Illinois State statutes.

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G. Any person violating this section may be assessed the cost of removing any such improperly deposited substance or material and such charge shall be in addition to and not in lieu of any other penalties provided for in this Ordinance or applicable federal, state, local, and/or District laws, ordinances, rules, and regulations. No person shall throw, toss, place or deposit or cause to be thrown, placed or deposited litter or offensive substances in or upon any public place in the parks or park facilities, except in the receptacles provided thereof.

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**CHAPTER 7 – Enforcement ENFORCEMENT**

State laws for Park Districts apply. This ordinance is enacted pursuant to the Park District’s authority under the Illinois Park District Code, 70 ILCS 1205/1-1, *et. seq.* All persons coming upon Park District property shall abide by this ordinance. The Illinois Park District Code states that the members of the Park Board and all police officers appointed by them shall be conservators of the peace within and upon such parks, boulevards, driveways and property controlled by such Park District, and shall have power to make arrests in view of the offense, or upon warrants for violation as for breach of the peace, in the same manner as the police in cities organized and existing under the general laws of the City of Champaign, County of Champaign and the State of Illinois.

**Section 1 – ~~Police~~Officers**

A. All sworn officers of the City of Champaign Police Department shall have the power and the authority to issue citations and complaints or arrest any persons found in the act of violating any ordinance of the Park District or rules or regulations thereof, ordinance of the City of Champaign or law of the State of Illinois, where applicable, and to eject said person from any park or any portion thereof for violation of any such ordinance, rule, regulation or statute.

**Section 2 – Two Penalties, One Judgement**

A. In all cases where the same offense shall be made punishable or shall be created by different clauses or section of this or any other ordinance or statute, the police or person procecuting may elect under which to proceed, but not more than one judgement shall be had against the same person for the same offense.

**Commented [D021]:** Note for legal counsel. Four or more years ago, the state of Illinois made it legal for all policing agencies to be able to cross agency lines for law enforcement. Should this section refer to a larger number of policing agencies or drop off “City of Champaign”.

**Commented [D022]:** Note for legal counsel. Earlier this year, changes were made to general trespassing laws. Are we allowed to ban individuals for general trespass anymore?

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**Section 2-3 – Fines and Penalties**

A. Any person found guilty of violating or disobeying any provision of this Ordinance may be arrested by the Police in the enforcement of this Ordinance and may be fined ~~upon conviction the sum in the amount of not less than Fifty Dollars (\$50.00) but not more than of ONE THOUSAND DOLLARS~~ One Thousand Dollars (\$1,000.00), for each offense. The which fine may be recovered by an action in the name of the Park District in the Circuit Court of Champaign County, Illinois.

B. Payment of Violations Without Court Action:

1. In case of any violations of the provisions hereof, if in the opinion of the ~~police officer~~ Officer detecting such violation, it is of such a nature or kind that it does not tend to immediately endanger the public safety, and Park District property has not been damaged, such ~~police officer~~ Officer may issue a “warning” complaint which indicates that payment of a lesser penalty may be paid to resolve such obligation.
2. The Park District shall designate the location to which such compromise payments shall be made. In case of failure to make payments as herein provided, the officer issuing the complaint shall transmit the complaint to the Clerk of the Circuit of Champaign County, as in other cases.

- C. The Park District make also seek, in addition to or instead of fines and penalties, an order that the offender be required to make restitution for damage resulting from violations of this ordinance.

**Section 3-4 – Rules and Regulations**

The Park Board shall from time to time promulgate and make reasonable rules, practices, procedures and regulations governing the use of the various areas, facilities, devices and vehicles within the parks, and such rules and regulations shall become binding and effective upon their being posted at the entrance to the facility or areas governed by them and shall be enforced with the same force and effect as the other provisions of this ordinance.

**Section 4-5 – Authority of Other Agencies**

This ordinance shall not be construed to prevent other law enforcement officers from carrying out their own duties within the territories of the Park District as defined by applicable laws of the State of Illinois and United States or ordinances of Champaign County, Illinois and the City of Champaign, or in accord with any other policing agreement approved by the Park Board.

**Section 5-6 – Permits and Designated Areas – Authority**

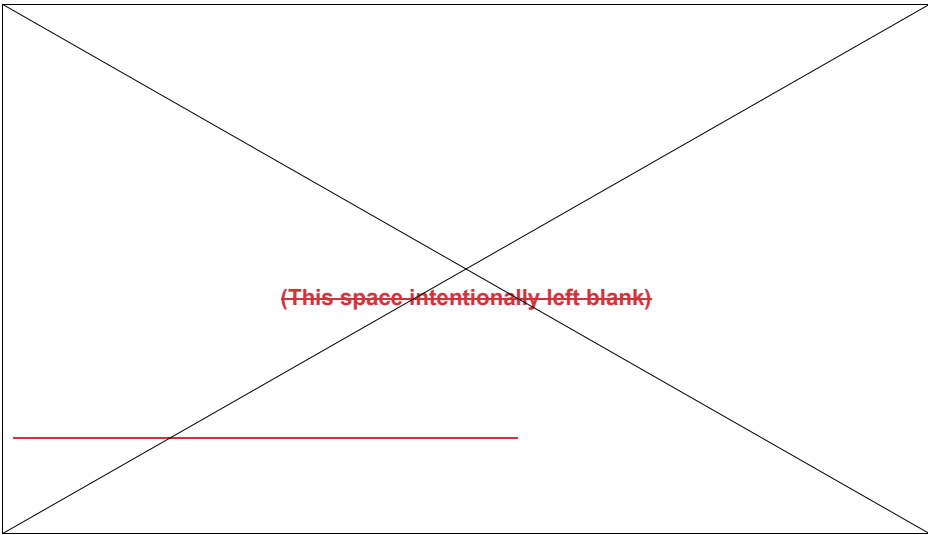
In order to carry out the terms of this ordinance, the Park District shall have the authority to issue the permits, set fees, post notices or take the other action as called for herein, subject to the provisions set forth in Chapter 2.

**Section 6-7 – Civil Suits**

This ordinance shall not be construed to prevent or preclude the lawful use by the Park District of a civil remedy at law or equity, as the case may be, to correct any abuse or loss suffered by the Park District as a result of violation of this ordinance or any law of the City of Champaign, Champaign County or State of Illinois.

**Section 7-8 – United States, State and Local Laws**

All persons within the parks and facilities of the Park District are subject to all ordinances, rules and regulations of the Park District, as well as all applicable laws of the United States, State of Illinois and local ordinances of Champaign County, Illinois and the City of Champaign, Illinois, as amended and changed from time to time. These laws include, without limitation, the Illinois Park District Code, -Illinois Vehicle Code, the Criminal Code of the State of Illinois and Game and Fish Codes of the State of Illinois, as amended and changed from time to time.



Ordinance Regulating the Use of Parks, Facilities and Properties Owned or Controlled by the Champaign Park District

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Ordinance Regulating the Use of Parks, Facilities and Properties Owned or Controlled by the Champaign Park District

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**CHAPTER 8 – ~~Miscellaneous~~MISCELLANEOUS**

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**Section 1 – Repeal**

All Park District ordinances ~~in full or part, and parts of ordinances and~~ all resolutions, rules and orders, or any parts thereof, in conflict or inconsistent with this ordinance, or any parts hereof, are to the extent of such conflict or inconsistency hereby repealed.

**Section 2 – Enactment**

This ordinance shall be in full force and effect from and after its passage and approval.

**Section 3 – Captions and Headings**

The captions and headings used here-in are for convenience of reference only and do not define or limit the contents of each paragraph.

**Section 4 – Severability**

The provisions of this ordinance shall be deemed to be severable, and the invalidity or unenforceability of any provisions shall not affect the validity and enforceability of the other provisions hereof, which shall remain in full force and effect.

**Section 5 – Inspection of Rules, Regulations, Designations and Schedules of Fees**

Copies of all rules, regulations, designations and schedules of fees, established by the Park District Executive Director or ~~Board~~Park Board of Commissioners, shall be kept in a single location and made available to the public for inspection during normal business hours at the Park District Bresnan Meeting Center, 706 Kenwood Road in Champaign, Illinois.

**Section 6 – No Duty Created**

This and all other Park District ordinances and resolutions shall not, unless expressly approved and adopted therein, be construed to create or impose any duty of any kind or character whatsoever upon the Park District, its Commissioners, officers, employees or agents.

**CHAPTER 9 – ~~AMENDMENTS~~**

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This ordinance may be amended from time to time by the Park District and such amendment may be shown by either marking the section amended, attaching the amendment to this ordinance, or filling in the schedule below.

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DATE	CHAPTER	SECTION	TITLE OR DESCRIPTION
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## REPORT TO PARK BOARD

**FROM:** Joe DeLuce, Executive Director

**DATE:** May 25, 2022

**SUBJECT:** Distinguished Agency Accreditation Program

### Background

The Champaign Park District participates in the Illinois Distinguished Agency program which is sponsored by the Illinois Association of Park Districts and the Illinois Park and Recreation Association. The goal of the Illinois Distinguished Accreditation program is to improve the delivery of recreation services to the residents of Illinois through a voluntary comprehensive evaluation process. The desired result is to improve the quality of life for Illinois residents and to recognize those agencies that provide this quality service.

The Champaign Park District went through the initial accreditation in 1999 and was recognized as a distinguished agency from 2000 to 2005. The Park District then was re-certified from 2006-2011, 2012-2017, and 2018-2023 and now the Park District has applied to participate in the accreditation process for 2024-2029.

### Discussion

Distinguished Agency Accreditation requires evidence of compliance for a long list of standards which need to be met in order to be approved. As part of this process the Park Board has been asked to review and approve numerous policies which need to be revised, updated or developed to meet the various standards.

Staff recommends review of the statements and policies from the Board Policy Manual:

- a. American's with Disabilities Act Policy
- b. American's with Disabilities Program Statement
- c. FOIA and Fee Schedule
- d. New Employee Reporting Policy

Additionally, staff recommends review of the Compensation Policy. The Board requested revisions of this policy and staff present updates for the Board to review, consider, and discuss.

Prepared by:

Jarrold Scheunemann  
Director of Administrative Services

Reviewed by:

Joe DeLuce  
Executive Director



## American's with Disabilities Act Policy

The Champaign Park District (Park District) is committed to complying with all applicable provisions of the Americans with Disabilities Act ("ADA"). It is the Park District's policy not to discriminate against any qualified employee or applicant with regard to any terms or conditions of employment because of such individual's disability or perceived disability so long as the employee can perform the essential functions of the job. The Park District will provide reasonable accommodations to a qualified individual with a disability, as defined by the ADA, who has made the Park District aware of ~~his or her~~their disability, provided that such accommodation does not constitute an undue hardship on the Park District.

The Park District will make all decisions concerning recruitment, placement, selection, training, hiring, advancement, termination or other terms, conditions, or privileges of employment based on job-related qualifications and abilities. Employees with a disability who believe they need a reasonable accommodation to perform the essential functions of their job should contact their Department Head. The Park District encourages individuals with disabilities to come forward and request reasonable accommodation. If ~~you-staff~~ feel uncomfortable making an accommodation request to ~~your-their~~ Department Head or ~~you-they~~ believe ~~your-their~~ accommodation request was not properly managed, the staff member may then report it to the Human Resources Manager.

On receipt of an accommodation request, ~~your-the~~ Department Head and ~~your~~ immediate supervisor ~~will~~ shall meet with ~~you-the staff member~~ to discuss and identify the precise limitations resulting from the disability and the potential accommodation that the Park District might make to help overcome those limitations and perform the essential job functions of ~~your-their~~ position. The Park District ~~will-shall~~ determine the feasibility of the requested accommodation considering various factors, including, but not limited to the nature and cost of the accommodation, the Park District's overall financial resources, the accommodation's impact on the operation of ~~your-the~~ department, including the ability of other employees to perform their duties, and on the Park District's ability to provide its services to the public.

What is considered a reasonable accommodation will be based on a case-by-case analysis. The Park District will inform the employee of its decision, and if the accommodation request is denied, employees will be advised of their right to appeal the decision by submitting a written statement explaining the reasons for the request. If the request on appeal is denied, that decision is final. The ADA does not require the Park District to make the *best* possible accommodation, to reallocate essential job functions, to create new positions, or to provide personal use items (i.e., eyeglasses, hearing aids, wheelchairs, etc.).

An employee or job applicant who has questions regarding this policy or believes that ~~he or she~~they had been discriminated against based on a disability should immediately notify the Executive Director. All such inquiries or complaints will be treated as confidential to the extent permissible by law.

Approved by Board of Commissioners    February 9, 2011

Revised by Board of Commissioners    April 27, 2016

Revised by Board of Commissioners

\_\_\_\_\_  
Kevin J. Miller, President

\_\_\_\_\_  
Joe DeLuce, Executive Director

**The mission of the Champaign Park District is to enhance our community's quality of life through positive experiences in parks, recreation, and cultural arts.**





## American's with Disabilities Act Policy

The Champaign Park District (Park District) is committed to complying with all applicable provisions of the Americans with Disabilities Act ("ADA"). It is the Park District's policy not to discriminate against any qualified employee or applicant with regard to any terms or conditions of employment because of such individual's disability or perceived disability so long as the employee can perform the essential functions of the job. The Park District will provide reasonable accommodations to a qualified individual with a disability, as defined by the ADA, who has made the Park District aware of their disability, provided that such accommodation does not constitute an undue hardship on the Park District.

The Park District will make all decisions concerning recruitment, placement, selection, training, hiring, advancement, termination or other terms, conditions, or privileges of employment based on job-related qualifications and abilities. Employees with a disability who believe they need a reasonable accommodation to perform the essential functions of their job should contact their Department Head. The Park District encourages individuals with disabilities to come forward and request reasonable accommodation. If staff feel uncomfortable making an accommodation request to their Department Head or they believe their accommodation request was not properly managed, the staff member may then report it to the Human Resources Manager.

On receipt of an accommodation request, the Department Head and immediate supervisor shall meet with the staff member to discuss and identify the precise limitations resulting from the disability and the potential accommodation that the Park District might make to help overcome those limitations and perform the essential job functions of their position. The Park District shall determine the feasibility of the requested accommodation considering various factors, including, but not limited to the nature and cost of the accommodation, the Park District's overall financial resources, the accommodation's impact on the operation of the department, including the ability of other employees to perform their duties, and on the Park District's ability to provide its services to the public.

What is considered a reasonable accommodation will be based on a case-by-case analysis. The Park District will inform the employee of its decision, and if the accommodation request is denied, employees will be advised of their right to appeal the decision by submitting a written statement explaining the reasons for the request. If the request on appeal is denied, that decision is final. The ADA does not require the Park District to make the *best* possible accommodation, to reallocate essential job functions, to create new positions, or to provide personal use items (i.e., eyeglasses, hearing aids, wheelchairs, etc.).

An employee or job applicant who has questions regarding this policy or believes that they had been discriminated against based on a disability should immediately notify the Executive Director. All such inquiries or complaints will be treated as confidential to the extent permissible by law.

Approved by Board of Commissioners    February 9, 2011  
Revised by Board of Commissioners    April 27, 2016  
Revised by Board of Commissioners    \_\_\_\_\_

\_\_\_\_\_  
Kevin J. Miller, President

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Joe DeLuce, Executive Director

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**The mission of the Champaign Park District is to enhance our community's quality of life through positive experiences in parks, recreation, and cultural arts.**



## American's with Disabilities Act Program Statement

~~The Champaign Park District strives to comply with the Americans with Disabilities Act (ADA), as well as the ADA Amendments Act of 2008, which prohibit discrimination against persons with disabilities in the provision of programs, services and activities. The Park District will make reasonable accommodations in recreation programs, services and activities to enable participation by an individual with a disability who meets essential eligibility requirements. The ADA and ADA Amendments Act require that recreation programs offered by the Park District be available in the most integrated setting appropriate for each individual.~~

~~If a patron or member of a patron's family needs special assistance or accommodations to participate in any Park District program that information is to be indicated on the Park District registration form.~~

~~The Park District has appointed Caitlin Hitzeman, Champaign-Urbana Special Recreation (CUSR) Adult Program Coordinator, as its ADA compliance officer. If there are any questions or concerns about access to recreation for Americans with disabilities, she may be contacted via email at [Caitlin.Hitzeman@champaignparks.com](mailto:Caitlin.Hitzeman@champaignparks.com) or phone (217)239-1152.~~

~~In accordance with Title II of the Americans with Disabilities Act of 1990 (ADA), as amended, the Champaign Park District (Park District) does not discriminate on the basis of disability. The Park District will make all reasonable modifications to policies and programs to ensure that every qualified individual with a disability has an equal opportunity to enjoy all of its programs, services, and activities, provided an individual meets essential eligibility requirements for participation. The ADA requires that recreation programs offered by the Park District be available in the most integrated setting appropriate for each individual.~~

~~Upon request, the Park District will generally provide qualified individuals auxiliary aids and services to allow them to participate equally in the Park District's programs, services, and activities or for effective communication. Anyone who requires auxiliary aids or other services should contact the Park District as soon as possible but no later than 48 hours before the scheduled event.~~

~~If you or a member of your family needs special assistance or accommodations to participate in any Park District program, please indicate on the Park District registration form.~~

~~The Park District has appointed Andrew Weiss, Director of Planning, as the ADA compliance officer. If you have any questions or concerns about access to recreation for Americans with Disabilities, you may contact him via e-mail at [andrew.weiss@champaignparks.org](mailto:andrew.weiss@champaignparks.org) or phone 217-819-3822.~~

~~Please note that the ADA does not require the Park District to take any action that would fundamentally alter the nature of its programs or services, or impose an undue financial or administrative burden.~~

Approved by Board of Commissioners August 23, 2017

Revised by Board of Commissioners

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Kevin J. Miller, President

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Joe DeLuce, Executive Director

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The mission of the Champaign Park District is to enhance our community's quality of life through positive experiences in parks, recreation, and cultural arts.



### American's with Disabilities Act Program Statement

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Approved by Board of Commissioners August 23, 2017  
Revised by Board of Commissioners \_\_\_\_\_

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Kevin J. Miller, President

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Joe DeLuce, Executive Director



The purpose of this policy is for the Champaign Park District Board of Commissioners (Board) and Executive Director (Director) to document criteria relating to compensation of employees and other officers, All Board members serve without compensation, although they may be reimbursed for authorized expenses.

### **Officers**

The Board shall annually appoint a Treasurer, a Secretary, and an Assistant Secretary to the Board. Those officers shall serve at the pleasure of the Board. The Secretary, Assistant Secretary, and Treasurer positions may be held with or without minimal compensation as determined by the Board. Such officers may be reimbursed for authorized expenses.

### **Attorney**

The Board may employ and fix the compensation of the Champaign Park District (Park District) attorney who shall undertake prescribed duties and other legal matters as may be deemed necessary. The Park District attorney shall attend regular monthly Park Board meetings and, when requested to do so, special meetings. Such attorney shall have charge of legal matters and of the prosecution and defense of all litigation in which the Park District is interested, as determined by the Board.

### **Executive Director**

~~The Director is appointed by the Board. The Board shall determine the Director's compensation and benefits. Annual adjustments may be given at the beginning of each fiscal year in accordance with the policies set forth in the personnel manual.~~

~~The Board shall determine the annual compensation for the Director by April 30<sup>th</sup> of each year and the merit increase shall be effective on May 1<sup>st</sup> each year. The Board shall also provide the Director with specific annual goals for the next fiscal year by May 1<sup>st</sup> of each year.~~

### **Employees**

~~The Board shall review and approve the Director's recommendations for salary ranges as part of the annual all staff merit increase process.~~

~~The Director of Human Resources shall evaluate all new hire's experience and education to determine the appropriate starting salary within the approved salary ranges, then submit the recommendation to the Executive Director for approval.~~

~~The Director may approve other compensation adjustments for all employees except the Department Heads; provided that, the adjustments are within the overall budget and employee compensation ranges approved by the Board.~~

~~The Director shall make a formal recommendation to the Board for approval to hire, promote, and adjust compensation for all Department Heads.~~

~~The Director may recommend the establishment of additional Department Head positions or titles,~~

which shall be subject to Board approval.

~~The Board shall determine the starting compensation range for all positions pursuant to criteria recommended by the Director. Except at the discretion of the Board, any decision to compensate a new employee above the starting compensation range must have the prior approval of the Director. The Director may approve other compensation adjustments; provided that, the adjustments are within the overall budget and employee compensation ranges approved by the Board.~~

~~The Director shall determine the compensation of all subordinate directors, department heads, and other employees; provided that, such compensation shall be in consultation with the Board President. The Director may recommend the establishment of additional management positions or titles, which shall be subject to Board approval.~~

The Board may approve an annual amount for merit pool compensation as recommended by the Director in connection with the annual budget process, when funds are available as determined by the Board. The compensation program shall be in accordance with the Personnel Manual and applicable law.

Approved by Board of Commissioners	April 14, 1999
Revised by Board of Commissioners	September 14, 2005
Revised by Board of Commissioners	September 12, 2007
Revised by Board of Commissioners	October 12, 2011
Revised by Board of Commissioners	October, 12, 2016
Revised by Board of Commissioners	November 10, 2020
<u>Revised by Board of Commissioners</u>	

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Craig W. HaysKevin J. Miller, President

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Joseph C. DeLuce, Executive Director



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### **Attorney**

The Board may employ and fix the compensation of the Champaign Park District (Park District) attorney who shall undertake prescribed duties and other legal matters as may be deemed necessary. The Park District attorney shall attend regular monthly Park Board meetings and, when requested to do so, special meetings. Such attorney shall have charge of legal matters and of the prosecution and defense of all litigation in which the Park District is interested, as determined by the Board.

### **Executive Director**

The Board shall determine the annual compensation for the Director by April 30<sup>th</sup> of each year and the merit increase shall be effective on May 1<sup>st</sup> each year. The Board shall also provide the Director with specific annual goals for the next fiscal year by May 1<sup>st</sup> of each year.

### **Employees**

The Board shall review and approve the Director's recommendations for salary ranges as part of the annual all staff merit increase process.

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The Director may approve other compensation adjustments for all employees except the Department Heads; provided that, the adjustments are within the overall budget and employee compensation ranges approved by the Board.

The Director shall make a formal recommendation to the Board for approval to hire, promote, and adjust compensation for all Department Heads.

The Director may recommend the establishment of additional Department Head positions or titles, which shall be subject to Board approval.

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by the Board. The compensation program shall be in accordance with the Personnel Manual and applicable law.

Approved by Board of Commissioners	April 14, 1999
Revised by Board of Commissioners	September 14, 2005
Revised by Board of Commissioners	September 12, 2007
Revised by Board of Commissioners	October 12, 2011
Revised by Board of Commissioners	October, 12, 2016
Revised by Board of Commissioners	November 10, 2020
Revised by Board of Commissioners	_____

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Kevin J. Miller, President

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Joseph C. DeLuce, Executive Director



## Freedom of Information Act (FOIA) and Fee Schedule

In accordance with 5 ILCS 140/1, et seq. (Freedom of Information Act), the Champaign Park District shall make available to any person for inspection or copying all public records, except as otherwise exempted as provided for therein or in accordance with law.

Persons may request public records either via email or in writing. Requestors are encouraged to submit requests in writing to expedite accurate processing of their requests through the Executive Director (Director) at 706 Kenwood Road, Champaign, Illinois 61821 or to [FOIA.officer@champaignparks.com](mailto:FOIA.officer@champaignparks.com). Requests shall be sufficiently detailed to identify the documents sought to be examined or copied.

Commissioners and Park District employees or agents receiving a request for public records shall coordinate responses through the ~~Executive~~ Director's office. The ~~Executive~~ Director shall determine which Park District personnel and departments are to provide assistance in responding to the request.

The Park District shall not be obligated to create a new record or compile lists or information from various existing records to accommodate a public records request.

The following Schedule of Fees shall be distributed to each office and shall be updated as needed, so that fees can be communicated by all personnel to persons requesting public records.

<u>Type of Record Duplicated</u>	<u>Fees</u>
Letter page, one side	\$0.15 (First 50 pages free)
Certified copy charge, per page	\$2.00
<del>Computer records-CD</del>	<del>\$0.75 per CD</del>
<del>Computer records-DVD</del> <u>Recording Media</u>	<del>\$1.00 per DVD</del> <u>The fee charged for producing records in an electronic format shall be the actual cost incurred by the Park District for purchasing the recording medium.</u>

Note: For copies not listed above; the charge shall be limited to the actual cost of duplication.

Approved by Board of Commissioners	September 14, 2005
Revised by Board of Commissioners	July 13, 2011
Revised by Board of Commissioners	November 9, 2016
<u>Revised by Board of Commissioners</u>	

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Kevin J. Miller, President

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Joseph DeLuce, Executive Director





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Commissioners and Park District employees or agents receiving a request for public records shall coordinate responses through the Director's office. The Director shall determine which Park District personnel and departments are to provide assistance in responding to the request.

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The following Schedule of Fees shall be distributed to each office and shall be updated as needed, so that fees can be communicated by all personnel to persons requesting public records.

<u>Type of Record Duplicated</u>	<u>Fees</u>
Letter page, one side	\$0.15 (First 50 pages free)
Certified copy charge, per page	\$2.00
Recording Media	The fee charged for producing records in an electronic format shall be the actual cost incurred by the Park District for purchasing the recording medium.

Note: For copies not listed above; the charge shall be limited to the actual cost of duplication.

Approved by Board of Commissioners	September 14, 2005
Revised by Board of Commissioners	July 13, 2011
Revised by Board of Commissioners	November 9, 2016
Revised by Board of Commissioners	_____

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Kevin J. Miller, President

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Joseph DeLuce, Executive Director



### New Employee Reporting Policy

It shall be the policy of the Champaign Park District Board of Commissioners (Board) that the Champaign Park District (Park District) comply in all regards with requirements of the Employer's Requirement to Report New Employees Rules enacted effective October 1, 1997 as well as the Child Support Enforcement Task Force requirements. The Executive Director and staff are directed to work with the State of Illinois to assure all forms are properly completed and returned to the proper authorities in compliance with the current statutes.

Approved by Board of Commissioners	October 13, 1999
Revised by Board of Commissioners	September 14, 2005
Revised by Board of Commissioners	June 8, 2011
Revised by Board of Commissioners	May 11, 2016
<u>Revised by Board of Commissioners</u>	

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Kevin J. Miller, President

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Joseph C. DeLuce, Executive Director



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Approved by Board of Commissioners	October 13, 1999
Revised by Board of Commissioners	September 14, 2005
Revised by Board of Commissioners	June 8, 2011
Revised by Board of Commissioners	May 11, 2016
Revised by Board of Commissioners	_____

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Kevin J. Miller, President

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Joseph C. DeLuce, Executive Director



## Safety Policy

The Champaign Park District (Park District) acknowledges an obligation to provide safe working conditions for employees as well as a safe environment for members of the public using facilities and parks and participating in programs.

It is the intention of the Park District to develop, implement and administer a safety and comprehensive loss control program. In all of the Park District activities, the health and safety of employees and the public is an important consideration.

Personnel at all levels are directed to make safety a matter of continuing and mutual concern, equal in importance with all other operational considerations. Each supervisor is to ensure that work is ~~done~~ completed in a safe manner, inspections are conducted on a regular basis, hazards are addressed, the proper use of personal protective equipment where required, -and accidents are investigated.

Safety adherence and implementation shall be an important part of each Park District performance appraisal.

Approved by Board of Commissioners	March 12, 1997
Revised by Board of Commissioners	September 14, 2005
Revised by Board of Commissioners	July 13, 2011
Revised by Board of Commissioners	November 9, 2016
Revised by Board of Commissioners	August 23, 2017
<u>Revised by Board of Commissioners</u>	

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Kevin J. Miller, President

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Joseph C. DeLuce, Executive Director

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**The mission of the Champaign Park District is to enhance our community's quality of life through positive experiences in parks, recreation, and cultural arts.**

Section IV.7



## Safety Policy

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Approved by Board of Commissioners	March 12, 1997
Revised by Board of Commissioners	September 14, 2005
Revised by Board of Commissioners	July 13, 2011
Revised by Board of Commissioners	November 9, 2016
Revised by Board of Commissioners	August 23, 2017
Revised by Board of Commissioners	_____

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Kevin J. Miller, President

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Joseph C. DeLuce, Executive Director