



Oakbrook Terrace Park District  
Park Usage Ordinance  
Park Ordinance & Regulations

Exhibit A  
Oakbrook Terrace Park District  
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## **ARTICLE 1     RULES OF INTERPRETATION**

**1.0 Ordinance Enforcement:** The City of Oakbrook Terrace Police Department shall be conservators of the peace on District property and shall be responsible for the enforcement of all federal, state, local, and District laws, ordinances, rules and regulations on District property and is authorized to issue citations for violations of the same.

All city, county, state and other law enforcement authorities shall be authorized to enforce all laws and regulations, including District ordinances, on District property.

**1.1 Board Notification:** The Executive Director or their designee shall notify the Board of Commissioners whenever a crime or violation has taken place wherein damages or costs have been or will be incurred by the District and a complaint has not been signed by the District. Such notification shall be given to the Board at the next regular meeting following the Executive Director's decision not to sign a complaint.

**1.2 Captions and Headings:** The captions and headings used herein are for convenience of reference only and do not define or limit the contents of each paragraph.

**1.3 Words Generally:** Whenever any word in this ordinance importing the plural number is used, and singular matter shall be taken to be included, although distributive words may not have been used. When any subject matter is referred to in this ordinance, the words importing the singular number only or the masculine gender, several matters, females as well as males and bodies corporate shall be taken to be included. Words in the present shall include the future.

**ARTICLE 2     DEFINITIONS:** Whenever in this ordinance the following terms are used that shall have their meanings respectively described in this section.

**2.01 "Aircraft"** means any device that is used or intended to be used for human flight in the air.

**2.02 "Alcohol Liquor"** is defined as provided in the Illinois Liquor Control Act of 1934 (235 ILCS 5/1-3.05) as amended hereafter.

**2.03 "Amusement Contraption"** means any device, machine or structure designed to test the skill or strength of the user to provide the user with any sort of ride, lift, swing or fall experience including but not limited to, ball throwing contest devices, pinball-type devices, electronic games, animal ride devices, ball and hammer devices and trampoline devices.

**2.04 "Aquatic Life"** means all fish, reptiles, amphibians, crayfish, muscles, mollusks, and crustaceans.

**2.05 "Authorized Agent"** refers to an individual granted authority by the Executive Director when acting within the scope of that authority.

**2.06 "Board"** refers to Members of the Oakbrook Terrace Park District Board of Park Commissioners.

**2.07 “Camp or 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 parking of a motor vehicle, motor home or trailer, or mooring of a vessel, for the apparent purpose of overnight occupancy; and/or in connection therewith, the use of District Property for living accommodation purposes such as sleeping activities, or making preparations for sleeping activities, or storing personal property, or making preparations to store personal property, or making a fire or using a device to provide heat other than as may be permitted as part of a District event or activity.

**2.08 “Cannabis”** is defined as provided in the Illinois Cannabis Control Act (720 ILCS 550/3(a)) as amended hereafter.

**2.09 “Carry”** means to wear, bear, or have on or about the person.

**2.10 “Controlled Substance”** is defined as provided in the Illinois Controlled Substances Act (730 ILCS 570/102 (f), 204, 206, 208, 210, and 212) as amended hereafter.

**2.11 “Court”** Means the circuit court of the county which has jurisdiction of District legal disputes.

**2.12 “Director”** is the Executive Director of the Oakbrook Terrace Park District or designee

**2.13 “District”** is the Oakbrook Terrace Park District, DuPage County, IL

**2.14 “District Property”** is all of the property, real and personal, of every kind and description located within the jurisdiction of, or owned, administered, leased or licensed by or otherwise in the possession or under the control of the District including without limitation every building, shelter, street, sidewalk, trail, path, beach, park, wilderness or open space, or other public place or facility and all District waters located on or adjacent to or flowing over property located within the jurisdiction of, or owned administered, leased or licensed by, or otherwise in the possession or under the control of the District.

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

**2.16 “Department Head”** is the person immediately in charge of a given District department and its activities and to whom all employees of such department are directly responsible.

**2.17 “Drug Paraphernalia”** is defined as provided by the Illinois Drug Paraphernalia Control Act (720 ILCS 600/1d) as amended hereafter.

**2.18 “Employee”** is an employee of the Oakbrook Terrace Park District.

**2.19 “Facility”** means any District Property other than a building, park or playground and includes, without limitation, swimming pools, golf courses, tennis courts and basketball courts.

**2.20 “Fish or “Fishing”** means taking or attempting to take aquatic life in or from any District waters by any method, and all other acts as placing, setting, drawing or using any device commonly used for the taking of aquatic life whether resulting in such taking or not.

**2.21 “ILCS”** Illinois Compiled Statutes

**2.22 “Operator”** means a person who operates, drives, controls, otherwise has charge of, or is in actual physical control of a mechanical mode of transportation or any other mechanical equipment.

**2.23 “Ordinance”** refers to adopted Ordinances of the Park District.

**2.24 “Overnight”** refers to time when the park or facility is officially closed until it opens the following day.

**2.25 “Owner”** is the person who holds the legal title to a vehicle or other property of any kind. Or in the event that the vehicle or property is the subject of an agreement for the conditional sale or lease thereof, with the right of purchase upon the performance of the conditions stated in the agreement, or with an immediate right of possession vested in the conditional vendee or lessee, or in the event mortgagor of the vehicle or other property is entitled to possession, then such conditional vendee or lessee or mortgagor shall be deemed the owner for the purpose of this ordinance.

**2.26 “Organized Recreational Activities”** refers to any planned activity, which is advertised or otherwise promoted or sponsored by and person and conducted at a predetermined time and place that can improve physical fitness, coordination, self-discipline, teamwork, as well as promote a sense of personal satisfaction and accomplishment.

**2.27 “Park Security”** refers to individuals that are employed or otherwise authorized to act on behalf of the Park District to interpret rules and maintain order.

**2.28 “Park System”** refers to District Property and all of the personnel, programs, activities and operations of the Park District.

**2.29 “Permit”** is the written permission or the authorization that must be obtained from the District to carry out a given activity. Said authorization is subject to the terms, fees, and conditions specified in the permit, license, or contract as well as all applicable federal, state, local, and District laws, ordinances, rules and regulations.

**2.30 “Person”** is every natural person and every organization, firm, partnership, association, corporation, or entity of any kind or any employee, agent or officer thereof. This definition shall not include the District and any authorized officer, employee (full or part-time, regular or short-term), or agent of the District when acting within the scope of his authority.

**2.31 “Possess or Possession”** refers to exercising direct physical control or dominion, with or without ownership, over any kind of property, or archeological, cultural or natural resource.

**2.32 “Posted”** refers to a notice that is posted, either on the District’s Webpage; by a sign at the entrance to a Park; or at the administrative offices of the District.

**2.33 “Refuse”** includes without limitation trash, garbage, rubbish, waste, papers, bottles or cans, debris, litter, oil, solvents, liquid waste, or other discarded materials whether solid or liquid.

**2.34 “Services”** shall include but not limited to labor, professional services, transportation, leasing or renting any article, object privilege, or service, giving of instructions or lessons, admission to exhibits, use of telephone or other utilities, or any act for which payment is customarily received.

**2.35 “Smoking”** refers to the lighting of cigarettes, cigars or pipes, the carrying of lighted cigarettes, pipes or the intentional and direct inhalation of smoke from these objects or other devices designed to replicate the act of smoking (e.g. vaping, e-cigarettes, etc.)

**2.36 “Take or Taking”** means to pursue, hunt, harass, lure, harm, shoot, trap or ensnare, gig or spear, net, capture, collect, kill, destroy, wound or attempt to do any of the above.

**2.37 “Tobacco”** is defined to include any lighted or unlighted cigarette, including but not limited to clove, bidis, or kreteks, electronic or e-cigarettes, cigars, cigarillos, pipes, hookah products, and any other smoking products; and any smokeless, spit, or spit-less, dissolvable or inhaled tobacco products, including but not limited to dip, chew, snuff or snus, in any form; and all nicotine delivery devices that are not FDA-approved cessation products.

**2.38“ Vehicle”** means every device in, upon, or by which a person or property is transported or drawn on land, whether motor powered or self-propelled, except baby carriages, or strollers, bicycles when properly used on walks or trails, and vehicles in the services of the District.

**2.39 “Vessel”** means every type of description of watercraft or object used or capable of being used as a means of conveyance or transportation on water, including without limitation boats, rafts, canoes, inner tubes, air mattresses, kayaks, jet skis, inflated devices, logs, branches, or any other buoyant object permitting or capable of free flotation. “Vessel” does not include personal flotation devices or equipment required for safety such as life vests.

**2.40 “Wildlife”** shall include any waterfowl, mammal, animal, amphibian, reptile or bird or the young or eggs thereof, but excluding any domesticated dog or cat.

## **ARTICLE 3      HOURS OF USE/PERMITS**

**3.1 Hours of Use:** All parks shall be closed to the public from 10:00pm each day until daybreak the following day unless permission has been granted by the District for extended hours. All parks with operational lighted athletic facilities, including pavilions and band shells, shall be open to the public after 10:00pm during special events or programs while the lights are on, and shall close immediately after the lights are turned off until daybreak the following day. No person, animal or property of any



kind shall remain on District Property after closing time, unless a permit is granted in advance by the District for later hours. Security lighting shall not be considered operational, artificial lighting.

### **3.2 Permits**

**3.2.1:** Any act prohibited by this ordinance or any other ordinance or rule of the District, provided such act be not otherwise prohibited by law or ordinance, shall be lawful to the extent authorized or permitted under the provisions of a permit issued by the District.

**3.2.2:** Permits shall be issued only upon payment of such fees as may be established from time to time by the District. All terms for the issuance of the permits must be strictly complied with and any violations of the same, or any other law, ordinance or rule of the District, shall be ground for revocation of the same.

**3.2.3:** Permits may be obtained after application for said permit is approved by the Park District Board of Commissioners or designee.

## **ARTICLE 4      GENERAL USE REGULATIONS**

### **4.1 Regulations to Protect District Property and Natural Environment**

**4.1.1 Open Burning:** It shall be unlawful to burn or cause the burning in any location within the Park System of any paper, leaves, twigs, branches, wood, grass clippings or other refuse from farming or gardening, or other combustible materials of any nature whatsoever except as follows:

**4.1.1.1 Charcoal Cooking Burning:** Charcoal grills will be available at the Park Districts discretion at designated parks. Once a fire is ignited within the grill it may never be left unattended. Every fire shall be under continuous care and direction of a competent adult until the time it is completely extinguished. Coals must be disposed of properly by either removing from the park or placing in the provided fireproof container. Hot coals are not to be dumped anywhere in the parks including at the base of the trees, plant beds or any landscaping.

**4.1.2 Plant & Soil Destruction:** Cutting, injuring or destroying any tree, vine, shrub, or other planting or cutting or removing any sod or earth from any street, alley, park or other public place, without due authority.

**4.1.3 Protection of Birds and Animals:** No person shall trap, catch, hunt, molest, wound treat cruelly or kill any bird or animal, or attempt the same, or molest or rob any nest of any bird or animal in the Park System.

**4.1.4 Protection of Property:** No person shall:

**4.1.4.1** Mark, litter, injure, damage, destroy, take or withhold in any way District Property (including plants and wildlife) of any kind

**4.1.4.2** Use the personal property of others in the Park System (e.g., sporting equipment) unless duly authorized by the owner of such personal property.

**4.1.4.3** Interfere with the use of the Park System by the public.

**4.1.4.4** Interfere with the operations of the Park System by the District.

**4.1.4.5** Bring to or install and plant or portion of a plant on District Property.

**4.1.4.6** Throw, spit, pour or otherwise discharge any injurious article or vile substance upon or from the waters, grounds or property of the District Property.

**4.1.5 Illegal Dumping:** It is unlawful for any individual to bring or deposit any household garbage, construction debris, electronics, (e.g. televisions, computers, speakers, audio equipment, etc.) litter, furniture, belongings, etc. with the intent of disposing of these items in Park Districts or receptacles designed for the collection of trash and debris used or collected within a park. Park areas are at no time to be utilized for the disposal of

- Household trash or garbage (e.g. trash bags, cardboard, gift wrap, packing materials, etc.)
- Construction debris (e.g. lumber, carpet, roofing materials, siding, concrete, tiles, etc.)
- Landscape waste (e.g. leaves, grass clippings, tree trimmings, garden waste, etc.)

**4.1.6 Encroachment:**

- Neighbors to Park properties are always to respect property lines. In no circumstances are any items to be built or stored even temporarily on park property without permission from the District.
- No plantings are to be installed on park property without prior permission from the District. Any plantings that exist on property owned and/or maintained by the Park District are property of the Park District and will be altered or removed only at the discretion of the District.
- Individuals are not to remove any plants or trees from Park Property without prior permission from the District (e.g. plants in flower beds, perennial bulbs, trees, mulch, etc.)
- Clearing of plants and trees for the installation of pathways or trails from private property to Park property is not allowed.

**4.2 Regulation of Recreational Activities**

**4.2.1 Fishing:** Shall be in accordance with all Illinois Departments of Natural Resources, State and Federal Regulations.

**4.2.2 Bicycling:** No person shall:

**4.2.2.1** Ride a bicycle on or across and area prohibiting bicycles including Athletic fields, playgrounds, play lots or any wet or newly seeded grass areas.

**4.2.2.2** Operate a bicycle in a reckless manner so as to endanger pedestrians, the rider or other riders on the bicycle.

**4.2.2.3** Leave any bicycle unattended, except in those areas designated for such purpose, and then only in such a manner as not to create a nuisance or hazard to the public.

**4.2.3 Camping:** No person shall place, erect, or use any hammock, swing, tent or shelter, or otherwise camp or sleep on District Property.

**4.2.4 Climbing:** No person shall climb upon any plants, fences, structure or property of any kind in the Park System, except such recreational equipment as may be installed by the District for such purpose.

**4.2.5 Engine Powered Models or Toys:** No person shall start, fly or use any fuel-powered engine or jet-type or electric powered model or aircraft, boat or rocket, or like powered toy or model in the Park System except as permitted herein or without a permit and then only as such places and times as the District may from time to time designate for the purpose.

**4.2.5.1 Drone Policy:** Except as operated by the Park District, unmanned aircraft systems (a/k/a "Drones") and model aircraft subject to 14 CFR Part 101 may not be operated on, over, or across the District Property or the Park System at any altitude below 250 feet above ground level.

**4.2.5.2** Powered and radio-controlled model boats, no greater than 1/10 scale, may be operated at Terrace View Park provided there is no permitted group taking place on the water or surrounding stage.

**4.2.5.3** Operation of any powered model so as to constitute a nuisance or a hazard is prohibited.

**4.2.6 Games and Sports:** No person shall interfere with any Organized Recreational Program or use of District Property otherwise is designated by the District. No person shall engage in any activity in a rough or reckless manner so as to endanger, injure or damage persons or property in any way.

**4.2.7 Golfing:** No person shall swing or make use of any golf club, nor hit or putt golf balls within the Park System.

**4.2.8 Horseback Riding:** No person shall bring into, unload, use or ride any horse-other than a service animal with appropriate documentation- in the Park System.

**4.2.9 Picnics:** Picnics may be held in any unrestricted area within the Park System not specifically set aside for other recreational activity. A permit is required for groups involving twenty (20) or more persons. Picnics with permits are the only user groups guaranteed space.

**4.2.10 Play Classes and Camp:** No person shall provide instruction or training or conduct any classes, day camps for which any form of compensation is received on any District Property without a permit from the District and then only upon such terms specified herein.

**4.2.11 Playground Apparatus:** No adult person shall in any manner use any of the playground apparatus or devices meant exclusively for children. Playgrounds are designed as either for 2-5 years old or 5-12 year olds.

**4.2.12 Roller, In-Line skating, Skateboarding and Scootering:** No person shall propel him/herself with the use of roller or in-line skates, roller shoes, skateboards or scooters on District Property in such a manner so as to endanger pedestrians.

**4.2.13 Swimming:** No person shall swim, wade, or bathe at any time in any of the ponds, lakes, fountains, pool, streams, sloughs or waterways except at such places as may be designed by the District and then only in accordance with the rules and regulations posted for such use.

**4.2.14 Watercraft:** No person shall use any device of conveyance on the waters of the Park System whether propelled by motor, engine, wind, or human power whatsoever other than areas designated for such and then only in compliance with the rules and regulations posted for such use.

**4.2.15 Winter Sports:** No person shall

**4.2.15.1** Skate, sled, toboggan, ski, snowboard, slide or carry on similar activity on District property except at such places and times the District may designate for the purpose. No person while engaged in such activity shall conduct himself/herself in such a manner to annoy others to endanger, injure, or damage persons or property in any way.

**4.2.15.2** Enter on or upon any frozen water to skate, fish, slide or walk on, for any purpose whatsoever other than areas designated for such and then only in compliance with the rules and regulations posted for such use.

**4.2.15.3** Fish through the ice on any frozen waters or parts thereof other than areas designated for such and then only in compliance with the rules and regulations posted for such use.

**4.2.15.4** Bring onto or upon the frozen waters of any lake, pond, or watercourse and ice boat or wind-drive-like device or other vehicle.

**4.2.15.5** Operate a snowmobile on District Property.

**4.2.16 Amusement Contraptions:** No person shall bring in, set up, construct, manage or operate any Amusement Contraption in the Park System.

### **4.3 Regulation of Vehicles, Traffic and Parking**

**4.3.1 Vehicle Defined:** Every motorized device in, upon or by which any person or property is in or maybe transported or drawn upon a roadway except a wheelchair when used by a disabled person.

#### **4.3.1.1 Other Power Driven Mobility Device Policy**

**USE OF OTHER POWER DRIVEN MOBILITY DEVICES(OPDMD) ON OAKBROOK TERRACE PARK DISTRICT PROPERTY** The Oakbrook Terrace Park District is dedicated to providing all of its guests to equal access to its features and amenities. The Oakbrook Terrace Park District has taken into consideration the use of other power driven mobility devices in accordance with 28 Code of Federal Regulations section 35.104 and infrastructure, and the noise level of such devices. The Park District has determined that it

will permit the use of other power driven mobility devices (“OPDMDs”), as defined below, at parks, on hard surface trails, sidewalks and Park District facilities, and as developed this policy below.

**Definition:** An other power driven mobility device (OPDMD) is a device used by a person with a mobility disability. This definition does **not** include gasoline powered devices or vehicles, golf carts, or riding lawn mowers. This definition is restricted to a device with the following specifications:

- a) Must not exceed more than one-half the width of any trail, path or sidewalk on which a device is being used; and
- b) For indoor use, must not exceed 36”; and
- c) Must not weigh more than 250 pounds; and
- d) Must be designed to travel on two or more low pressure tires; and
- e) Must operate by electric powered engine with a maximum decibel level of 55 or less.

**Permission:** In order to maintain a safe pedestrian environment and the desired pace and flow of visitor traffic, the Park District authorizes persons with mobility impairments to use OPDMDs at parks, on hard surface trails and at Park District facilities, subject to the following restrictions:

- 1) The operator of the OPDMD must be a person with a mobility or physical impairment, and proof of such impairment may be requested by Park District personnel in accordance with ADA regulations;
- 2) The OPDMD is allowed only in areas of the park, hard surface trail or Park District facilities in which the general public is allowed;
- 3) The OPDMD operator must not use or operate such a device at a park, on a hard surface trail, or at Park District facilities if use of the device causes damage to the trail/path/sidewalk, the park grounds or infrastructure or Park District facilities;
- 4) The OPDMD must be operated at a speed that is relative to surrounding foot traffic;
- 5) The OPDMD:
  - a. Must not be operated in a dangerous or reckless manner or at speeds that jeopardize the safety of the operator, or other persons.
  - b. Must not be driven into wet or ecologically sensitive or hazardous areas.
  - c. Must not be operated when parks or Park District facilities are not in operation.
- 6) The Park District does not accept responsibility for storage of the OPDMD
- 7) The Park District does not accept the responsibility liability for damage to the OPDMD, or injury to the operator, whether caused be the operator, another visitor to a facility or site, or any other circumstance.

8)The Park District reserves the right to suspend the use of facilities or sites by the OPDMD operator if doing so is in the best interests of the Park District and its participants.

9)The Park District reserves the right to change, modify, or amend this policy at any time, as it deems appropriate.

#### **4.3.2 Restrictions of Vehicle Use On and Adjacent to District Property:** No person shall

**4.3.2.1** Operate any Vehicle anywhere except on the roads, drives and parking areas provided for by the District.

**4.3.2.2** Operate any Vehicle at a speed greater than the speed limit posted or in the absence of such posted speed limit, at a speed in excess of 5 miles per hour. At no time shall a Vehicle be operated at a speed that is greater than that which is responsible and proper with regard to pedestrians present, and other traffic or environmental conditions. This shall include reduced speed limits as posted on public roadways, “park zones” and “park zone streets” as included in the amended Illinois Vehicle Code (Public Act 094-0808)

**4.3.2.3** Operate a Vehicle in such a way that traffic is obstructed.

**4.3.2.4** Operate a Vehicle that is not licensed or permitted to be operated on roads, streets and highways of the State of Illinois.(e.g. ATV, Golf Cart, etc.)

**4.3.2.5** Operate or move a vehicle in a closed park.

**4.3.3 Starting Parked Vehicles:** No person shall start a Vehicle which is stopped, standing or parked unless and until such movement can be made with reasonable safety.

#### **4.3.4 Obedience to Traffic Control Devices**

**4.3.4.1** No driver of a Vehicle shall disobey the instructions of any official traffic control device placed in accordance with the provisions of this ordinance, unless at the time otherwise directed by a police officer.

**4.3.4.2** No provision of this ordinance for which signs are required shall be enforced against an alleged violator if at the time and place of the alleged violation an official sign is not in proper position and sufficiently legible to be seen by an ordinary observant person.

**4.3.4.3** Whenever a particular section does not state that signs are required, such section shall be effective even though no signs are erected or in place.

**4.3.5 Vehicle Entering Through Highway Stop Intersection or Stop Crosswalk:** The District may in its discretion give preference to traffic upon and of the District roadways under its jurisdiction, upon which has been constructed a durable hard surfaced road, over traffic crossing or entering such highway by erecting appropriate stop signs or stop lights. When such preferences are provided for, the driver of a Vehicle shall:

**4.3.5.1** Stop at the entrance to a through highway and shall yield the right-of-way to other Vehicles which have entered the intersection from such through highway or which are approaching so closely on such through highway as to constitute an immediate hazard, but such driver having so yielded may proceed then at such time as a safe interval occurs.

**4.3.5.2** Stop in obedience to a stop sign as required herein at an intersection where a stop sign is erected at one or more entrances thereto although not a part of a through highway and shall proceed cautiously, yielding to Vehicles not so obligated to stop which are within the intersection or approaching so closely as to constitute an immediate hazard, but then may proceed.

**4.3.5.3** Where stop signs or flashing red signals are in place at an intersection or at a plainly marked crosswalk between intersections, stop before entering the nearest crosswalk and pedestrians within or entering shall have the right-of-way over Vehicles so stopped. Drivers of the Vehicles having so yielded the right-of-way to pedestrians entering or within the nearest crosswalk at an intersection shall also yield the right-of-way to pedestrians within any other crosswalk at the intersections.

**4.3.6 Limitations on Backing:** The driver of a Vehicle shall not back the same unless such movement can be made with reasonable safety and without interfering with other traffic.

#### **4.3.7 Pedestrian Traffic**

**4.3.7.1** Every pedestrian crossing a roadway at any point other than within a marked crosswalk or within an unmarked crosswalk at an intersection shall yield the right-of-way to all Vehicles upon the roadway.

**4.3.7.2** Notwithstanding the provisions of this section, every driver of a Vehicle shall exercise due caution to avoid colliding with any pedestrian upon any roadway and shall give warning by sounding the horn when necessary and shall exercise proper precaution upon observing any child or any confused or incapacitated person on a roadway.

**4.3.8 Obstruction of Traffic by Workers:** In all authorized work on sidewalks, streets, alleys, parkways or public lands, public travel shall be obstructed as little as possible consistent with the work to be done and in no case shall more than two blocks be closed to traffic at any one time during the progress of such work. As soon as any improvement in any block is completed, all rubbish shall be removed therefrom, and the street shall be promptly opened to the traffic and public use, but this provision shall not be construed as an acceptance of such improvement or of the material therein or the manner of construction thereof.

**4.3.9 Leaving Engine Running in Unattended Car Prohibited:** No person driving or in charge of a motor Vehicle shall permit it to stand unattended without first stopping the engine, locking the ignition and removing the key, or when standing upon any perceptible grade without effectively setting the parking brake thereon and turning the front wheels to the curb or side of the highway.

**4.3.10 Unauthorized Movement of Another's Vehicle:** No person other than a police officer, shall move a Vehicle into any such prohibited area or away from a curb such distance as is unlawful or start

or cause to be started the motor of any motor Vehicle; or shift, change, or move the levers, brake, starting device, gears, or other mechanism of a parked motor Vehicle to a position other than that in which it was left by the owner or driver thereof, or attempt to do so.

#### **4.3.11 Parking**

**4.3.11.1** When prohibited, means the standing of a Vehicle whether occupied or not, otherwise than temporarily, for the purpose of, and while actually engaging in, loading or unloading. No person shall park a Vehicle, when necessary to avoid conflict with other traffic or in compliance with the directions of a police officer or traffic control device, or in any of the following places: (1) on a sidewalk; (2) in front of a public or private driveway; (3) within an intersection; (4) within fifteen feet of a fire hydrant; (5) on a crosswalk; (6) within twenty feet of a crosswalk at an intersection; (7) within thirty feet upon to the approach to any flashing beacon, stop sign, or traffic control signal located at the side of a roadway; (8) between a safety zone and adjacent curb immediately opposite the ends of a safety zone, unless the District indicates a different length by signs or markings; (9) alongside or opposite any street excavation or obstruction when such parking would obstruct traffic; (10) on the roadway side of any Vehicle parked at the edge or curb of a street; (11) at any place where official signs prohibit parking.

**4.3.11.2** Parking within designated parking area shall be limited to the time required to facilitate the park-related activity. Vehicles parked for non-park use, daily, for commuter use, carpooling or overnight will be reported to the police department for ticketing and towing.

#### **4.4 Regulation of Personal Conduct and Behavior**

##### **4.4.1 Advertising and Vending:** No person shall:

**4.4.1.1** Sell, offer to sell or exchange any property, or buy, offer to buy, or exchange any property, or take up any collections of money or property of value in the Park System unless authorized by Permit.

**4.4.1.2 Solicit Contributions:** No person shall solicit donations on District Property. Further no person on District Property shall obstruct or impede pedestrians or vehicles; harass park visitors with physical contact or persistent demands; misrepresent his affiliations; misrepresent what solicited funds will be used for; or interfere, interrupt, or engage in conduct incompatible with the purpose of any program, activity, function, and/or special event conducted, sponsored, licensed or otherwise permitted by the District; or to coerce or intimidate another person into giving money, good or service.

**4.4.2 Animal Control:** These provisions apply to Owners of any animals, regardless of the animal's level of domestication.

**4.4.2.1** No animal shall be allowed to run unrestrained anywhere upon any park property. No animal is allowed upon park property unless said animal is securely fastened and restrained by a leash not more than six (6') feet in length. No animal other than a Service Animal shall be permitted to enter upon or remain upon any of the park utilized as an athletic field, children's play area, or posted to



prohibit animals. An animal found loose upon District Property may be apprehended and removed to an animal shelter, public pound or other place available for said purposes, and impounded at the expense of the animal's Owner.

**4.4.2.2** No Owner shall cause or permit an animal to enter upon or remain upon park property unless the Owner is in immediate possession of a device for the complete removal of any excrement which may be deposited by its animal upon park property. In the event an animal defecates on park property, the Owner shall immediately pick up and remove the excrement deposited by the animal from park property to a proper receptacle. Located on property owned or possessed by the Owner.

**4.4.2.3** No person shall cruelly beat, or otherwise inhumanely abuse or maltreat any animal.

**4.4.3 Aviation Control:** No person shall ascent or descent in a balloon, airplane, glider, hang glider, kite or parachute without obtaining a permit from the District.

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

**4.4.4.1** Commit an assault, or an assault and battery, upon any person.

**4.4.4.2** No person being within the Park System shall possess, drink, sell or transfer any intoxicating liquor (except facilities or parks as approved by the Park Board). No person shall be under the influence of alcohol (same as the State of Illinois .08 Blood Alcohol Limit) while in the Park System.

**4.4.4.3** No person under the influence of narcotic drugs shall enter, be or remain in the Park System nor shall any person being within, possess, smoke, consume, sell or transfer narcotic drugs in the Park System, provided, however, that this subsection shall not be construed to apply to a person whose faculties have been impaired by medication prescribed by a physician and taken as directed.

**4.4.4.4** Knowingly prowl about premises owned or leased by another in the nighttime without the express or implied consent of that person.

**4.4.4.5** Engage in any fistfights.

**4.4.4.6** Conduct himself, or join with one or more other persons, if he knows or should know that, singly or together with the others with whom he has joined, he is unreasonably obstructing the free and uninterrupted passage of the public Park System.

**4.4.4.7** Persist in disturbing the public peace and quiet by loud or aggressive conduct, having once been clearly informed by persons affected that he is, in fact, unreasonably causing such a disturbance, provided, however, that notice need not be given when such persons affected reasonably believe that to do so would constitute a risk to their personal safety.

**4.4.4.8** Persist in disturbing the peace and orderly conduct of any meeting of a public body or any meeting open to the general public by and conduct or communication which, by its very existence, inflicts injury or tends to incite an immediate breach of the peace or which prevents the peaceful and orderly conduct of such meeting after having been clearly informed that he is, in fact, unreasonably causing such a disturbance.

**4.4.4.9** Knowingly “harass” any other person. “Harass” is defined as any repeated verbal or nonverbal conduct which is specifically intended to frighten, embarrass or anger the person or persons who are the object of such conduct or which the person accused has reason to know is likely to produce such reactions, or which, by its very utterance, inflicts injury or tends to incite an immediate breach of peace. “Harass” also include bullying.

**4.4.4.10** Knowingly obstruct or resist any member of a public safety agency in the discharge of his lawful duties or fail to obey the lawful order of said official, knowing him to be a member of a public safety agency.

**4.4.4.11** Urinate or defecate on any Park System grounds or on the floor of that part of any Park System building open to the public or any other place in view of the public not specifically designated for that purpose.

**4.4.4.12** Graffiti, writing, drawing, carving, making or showing any lewd or indecent words, sentences, design, picture or figure on any place open to public access or view.

**4.4.4.13** Summon, without any good reason therefor, by telephone or otherwise, the police or fire department, any public or private ambulance or any other service of any kind to go to any address where the service called for is not needed.

**4.4.4.14** Knowingly take possession of and ride or take away any bicycle without the express or implied permission of the owner.

**4.4.4.15** When in proximity to a fire or other hazard, refuse or knowingly fail to obey a reasonable official request or order to move for purpose of maintain public safety.

**4.4.4.16** Fail to accurately identify him/herself when requested to do so by a police officer after the officer observes that person commit a civil infraction or when the officer has probable cause to believe the person has committed a misdemeanor outside the officer’s presence.

**4.4.4.17** No person shall loiter on the Park System grounds or premises under circumstances that warrant alarm for safety or health of any person or property in the vicinity. The following are circumstances which may be considered in determining whether alarm is warranted.

**4.4.4.17.1** The person is one of a group threatening, making threatening gestures at or otherwise menacing persons in the area.

**4.4.4.17.2** The person appears to be illegally consuming or concealing illegal consumption or use of alcoholic beverages or controlled substances.

**4.4.4.17.3** The person is one of a group which is blocking the free passage of pedestrian or vehicle traffic on a Park System street or sidewalk.

**4.4.4.18** Without a permit, use sound amplification equipment to generate sound that is audible at a distance of thirty feet from the device producing sound. "Sound amplification equipment" is defined as any machine or device for the amplification of the human voice, music or any other noise or sound, but not including devices used by public safety officials in the performance of their official duties.

**4.4.5 Gambling:** Gambling of any kind, or setting up, or participating in, any lottery or gambling device, unless specifically authorized under Illinois law, is strictly forbidden in the Park System.

**4.4.6 Indecent Exhibitions:** Taking part in or displaying indecent plays, public exhibitions, or expressions, as defined by Illinois law, is strictly forbidden in the Park System.

**4.4.7 Public Meetings:** No person or organization of any kind shall call or hold any public meeting, exhibition or entertainment of any kind within the Park System unless permission is granted by the District.

**4.4.8 Restricted Areas:** No person shall enter upon any portion of the Park System where persons are prohibited by the District as indicated by signs or notice. No person shall enter or attempt to enter any building or area in the Park System that is closed to the public, or scheduled for a specific group or activity unless invited by the same, and where an admission fee is charge, payment or admission fee.

**4.4.90 Rules to be Obeyed:** No person shall violate or disobey any rule of this District relating to the use and governance of the Park System if notice of the same is posted in some conspicuous place within the Park System. No person shall violate or disobey any such of the District, although the same may not have been posted at aforesaid, after having been notified of the existence and nature of such rule by any member of the police force or employee of the District. No person shall violate or disobey the directions or instructions contained in any notice or sign posted by the District relating to the use and government of the Park System.

**4.4.10 Weapons, Explosives, & Fireworks:** No person shall possess, brandish, expose, throw or carelessly handle any explosive contrivance, or firework anywhere on District Property without first obtaining a permit from the District. No person shall possess any firearm within the Park System; however this prohibition does not apply to the lawful storage of a firearm in a parking lot that is part of the Park System nor to the lawful possession and transport of a firearm along a trail within the Park System.

#### **4.4.11 Tobacco Use Smoking/ Vaping**

**4.4.11.1 Indoors:** Facilities/Vehicles Tobacco use, smoking and vaping shall be prohibited in all indoor facilities and vehicles under the jurisdiction of the Park District consistent with the laws and regulations of the State of Illinois, DuPage County and the City of Oakbrook Terrace, including but not limited to the Smoke Free Illinois Act (410 ILCS 82/1).

**4.4.11.2 Outdoors:** Parks and Outdoor Amenities Tobacco use, smoking and vaping shall be prohibited at Heritage Park including during all events, Drennon Park including during all events, Terrace View Park and Nature Center including all events, athletic fields, playgrounds or at any Park District sponsored or approved event.

## **ARTICLE 5      ENFORCEMENT**

**5.1 General Enforcement:** The boundaries of the Oakbrook Terrace Park District lie partly within the City of Oakbrook Terrace and partly within an unincorporated area of DuPage County. The police department of the City of Oakbrook Terrace and the Sheriff's Police of DuPage County shall and do hereby have the full power and authority to enforce the provisions of the Ordinance and hereby authorized to go along and upon all property of the Park District for the purposes of enforcing this Ordinance. The police force shall be the conservators of the peace within the Park System and shall be responsible for the enforcement of the laws of the State of Illinois and Ordinances and rules of the District applicable thereto, pursuant to law.

**5.2 Animal Control:** Any person guilty of violating the Animal Control sections of this Ordinance shall be fined not less than \$50 nor more than \$200.

**5.3 General Fines:** Any person violating or disobeying any clause or provision of any section of this ordinance, or any other regulatory ordinances or rules of the District, shall be guilty of a misdemeanor, may be forthwith evicted from the Park System, may have their permit forfeited, and shall be fined upon conviction not more than \$200 for each offense, the fine to be recovered in manner and form as provided by law. A separate offense shall be deemed committed upon each day during which a violation occurs or continues.