

# **CLARENDON HILLS PARK DISTRICT PARK RULES AND REGULATIONS**

# **TABLE OF CONTENTS**

## **Chapter 1**

### **Section A. Purpose**

### **Section B. Definitions**

### **Section C. Construction, Scope and Severability**

### **Section D. General Rules**

1. Violation of State or Federal Laws
2. Restricted Areas
3. Interference with Other Users
4. Injury to or Destruction of Park Property
5. Hindering or Soliciting Officers, Agents, Employees or Contractors
6. Use of Alcohol/Drugs and Smoking
7. Weapons, Fireworks, Explosives and Rockets
8. Public Indecency
9. Disorderly Conduct
10. Gambling
11. Controlled Substances
12. Bodily Harm
13. Entering or Remaining in Waters
14. Games and Sports
15. Animals, Pets and Fishing
16. Loitering so as to Obstruct Public Ways and Places
17. Dumping and Littering
18. Vehicles
19. Admission / Identification
20. Display of Permit or Pass
21. Schedules, Fees, Rules and Regulations
22. Soliciting / Vending / Advertising

### **Section E. Structures and Work on District Property**

1. Work Permit Required
2. Encroachments
3. Requirements for Issuing Work Permits
4. Estimate of Work Costs
5. Security of Costs
6. Indemnity Bond
7. Emergency Repairs
8. Work Permit Fees
9. Waiver of Permit Fees

### **Section F. Enforcement**

## CHAPTER 1

### SECTION A. PURPOSE.

The purpose of this code is to regulate the use of those parks and park property owned and maintained by the Clarendon Hills Park District so that all persons may enjoy and use those parks and park property.

### SECTION B. DEFINITIONS.

For purposes of this chapter, the following words, terms, phrases and their derivatives shall have the meanings set forth in this section.

**"Alcoholic Liquor"** shall be as defined in the Illinois Liquor Control Act, 235 ILCS 5/1-1 *et seq.*, as amended from time to time.

**"Area"** shall mean a specified location within a park or facility.

**"Bathhouse"** means that building and related area around a swimming pool which is used to collect admission fees and change clothes prior to entering in the water.

**"Board"** means the Board of Park Commissioners of the Clarendon Hills Park District.

**"Commercial Solicitation"** means any one or more of the following activities, not done for charitable purposes, by a person on District Property:

1. The sale of, or seeking to obtain orders for the purchase of goods, wares, merchandise, foodstuff or services of any kind, character or description, for any kind of consideration whatever.
2. The sale of, or seeking to obtain prospective customers for any application or purchase of insurance of any type, kind or character.
3. The sale of, or seeking to obtain subscriptions to books, magazines, periodicals, newspapers or any type kind of publication.

**"Community Recreation Center"** means those buildings which have been constructed for the purpose of conducting supervised recreation activity or which are rented to organizations for their use to conduct programs.

**"Controlled Substance"** shall be as defined in the Illinois Controlled Substance Act, 720 ILCS 570/100 *et seq.*, as amended from time to time.

**"Division Director"** means the person immediately in charge of a given park or recreation division and its activities and to whom all employees of such department are directly responsible.

**"Director"** means the Executive Director of the Clarendon Hills Park District, the chief administrator of the District, designated by the Board to administer the policies established or approved by the Board.

**"District"** means the Clarendon Hills Park District, DuPage County, Illinois.

**"District Property"** means all the property, real and personal, of every kind and description located within the jurisdiction of, or owned, leased or licensed by, or otherwise in the possession or under the control of the District, including without limitation, all waters within the jurisdiction of the District.

**"Employee"** shall mean any person on the payroll of the Clarendon Hills Park District, employed to perform special duties and tasks as described by personnel policy and the Board of Commissioners.

**"Group"** shall mean an assemblage of two or more persons.

**"ILCS"** means Illinois Compiled Statutes.

**"Overnight"** shall mean the period when the park, permit or facility officially closes or ends, until it opens the following day.

**"Pollution"** shall mean the contamination or other alteration of the physical, chemical, or biological properties of park waters including, but not limited to, discharge of any substance into park waters or grounds that will or is likely to render such waters or grounds harmful or injurious to the public health, to beneficial uses, or to any life.

**"Parade"** means any march or other organized movement of persons from place to place, or about a place.

**"Park"** shall mean all developments, improvements, facilities and any or all land, minerals, waters, overhead air rights, easements, and other reservations owned, leased, controlled, or used by the District.

**"Permit"** means the written authorization issued by or under the authority of the District to a person or persons to do or engage in a particular act or acts on District property, subject to the terms and conditions specified in the permit.

**"Work Permit"** means the written authorization issued by or under the authority of the District to a person or persons to do or engage in work on District property, subject to the terms and conditions specified in the work permit.



**"Person"** means every natural person and every firm, partnership, association, corporation or entity of any kind or any employee, agent, or officer thereof except the District and any authorized officer, employee (full or part-time, regular or temporary) or agent of the District when acting within the scope of his authority.

**"Pool Area"** means that portion of the swimming pool area enclosed inside chain link fencing, exclusive of the Bathhouse.

**"Ranger"** shall mean any person, agent, employee, patrolman, police officer or other law enforcement officer appointed or designated by the Board to enforce the rules and regulations adopted by the Board.

**"Religious solicitation" or "charitable solicitation"** means the request by a person on District Property directly or indirectly, of money, credit, property, financial assistance or other thing of value on the plea or representation that such money, credit, property, financial assistance or other thing of value will be used for a religious or charitable purpose. These words shall also mean and include the following methods of securing money, credit, property, financial assistance or other thing of value on the plea or representation that it will be used for a religious or charitable purpose as herein defined.

1. Any oral or written request.
2. The distribution, circulation, mailing, posting or publishing of any handbill, written advertisement or publication.
3. The public making of any announcement concerning an appeal, assemblage, athletic or sports event, bazaar, benefit, campaign, contest, dance, drive, entertainment, exhibition, exposition, party, performance, picnic, sale or social gathering to be held within the village, which the public is requested to patronize or to which the public requested to make a contribution for any religious or charitable purpose connected therewith.
4. The sale of, offer or attempt to sell, any advertisement, advertising space, book, card, chance, coupon, device, magazine, membership, merchandise, subscription, ticket or other thing in connection with which any appeal is made for any religious or charitable purpose, or where the name of any religious or charitable person is used or referred to in any such appeal as an inducement or reason for making any such sale, or when or where in connection with any such sale, any statement is made that the whole or any part of the proceeds from any such sale will go or be donated to any religious or charitable purpose.

**"Rules and Regulations"** shall mean and include any resolution, regulation or ordinance adopted by the Board.

**"Vehicle"** means any land conveyance, whether motor powered or self-propelled including, without limitation, any tractor in tow of any size, kind or description, except baby carriages, bicycles when properly used on walks, and vehicles in the service of the District.

**"Waters"** shall mean any waters or bodies of water as owned, leased or controlled by the Park District.

**"Watercraft"** shall mean any type of conveyance, whether powered by sun, wind, mechanical or human energy, for travel upon waters.

## **SECTION C.        CONSTRUCTION, SCOPE AND SEVERABILITY.**

### **1.        CONSTRUCTION.**

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

- 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;
- b.        The word "shall" is always mandatory and not merely directory;
- c.        No provision hereof shall make unlawful any act necessarily performed by any officer, employee or agent (including any police officer) of the District when acting within the scope of his/her authority or in his/her line of duty or work as such or any other Person summoned by any such Person to assist him in such endeavor;
- d.        This Ordinance is in addition to and supplemental to all applicable state, federal and local laws and ordinances including without limitation "The Park District Code" (70 ILCS 1205, *et seq.*). The meaning of any terms, 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 local, state and/or federal law or ordinance;
- e.        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 of the provisions of this Ordinance;

- f. An attempt to commit an act or engage in an activity prohibited shall be treated in the same manner as the commission of such act or the engaging in such activity and subject to the same penalties.
- g. Any requirement or provisions of this Ordinance relating to any act shall respectively extend to and include the causing, procuring, aiding or abetting, directly, of such act.

## **2. SCOPE.**

This Ordinance shall apply to and be enforceable within and upon all District property, and shall regulate the use thereof by all persons.

## **3. SEVERABILITY.**

If any provision of this Ordinance or the application thereof to any person or circumstance be held invalid, the remainder of this Ordinance and the application of such provision to other persons or circumstances shall not be affected thereby. The District reserves the power to amend or repeal this Ordinance at any time; and all rights, privileges and immunities conferred by this chapter or by acts done pursuant hereto shall exist subject to such power.

## **4. REPEAL.**

All ordinances, resolutions and rules of the District in conflict or inconsistent with any of the provisions of this Ordinance are hereby repealed.

# **SECTION D. GENERAL RULES.**

## **1. VIOLATION OF STATE OR FEDERAL LAWS.**

No person shall commit a violation of local, state or federal laws or regulations while on District property.

## **2. RESTRICTED AREAS.**

### **a. Entering Prohibited Areas.**

No person shall enter upon any portion of the District property where persons are prohibited from going by direction of the Director, as indicated by sign or notice.

**b. Entering Unfinished Areas.**

No person except as authorized by the District shall enter upon any part of the District property which is in an unfinished state or under construction.

**c. Entering Building or Areas Closed to Public or Scheduled for Specific Group or Activity.**

No person shall enter any building or area of District property when it is closed to the public. No person shall enter any building or area in the District which is reserved or scheduled for a specific group or activity, unless such person is invited by the individual, group, or agency responsible for such activity and, if applicable, such person has paid all appropriate admission fees.

**d. Use of Rest Rooms and Comfort Stations.**

No person over the age of four years shall use the restrooms designated for the opposite sex. No person four years old or younger shall use any restroom unless accompanied by a person over the age of eighteen.

**3. INTERFERENCE WITH OTHER USERS.**

No person shall walk, act or conduct himself/herself upon any portion of District property designated for a particular game, sport, event, or amusement in such a way as to interfere with the use of such portion by other persons who are properly using the same for the particular sport, event, game or amusement for which it has been designated nor shall any person unreasonably disturb or interfere with any person occupying any area or participating in any activity under the authority of a permit. No person shall limit or block access to District property. No person shall engage in any activity on District property in a manner calculated or likely to endanger, injure, or damage persons or property in any way.

**4. INJURY TO OR DESTRUCTION OF PARK PROPERTY.**

Unless authorized by a District contract or other District authorization, no person shall in or on District property:

- a.** destroy, cut, break, deface, mutilate, injure, disturb, sever from the ground or remove any sod, earth or growing thing including but not limited to any plant, flower, flower bed, shrub, tree, growth, or any branch, stem, fruit, or leaf thereof; or bring into or have in his/her possession in or on District property any tool or instrument intended to be used for the cutting thereof, or any garden or agricultural implements or tools which could be used for the removal thereof;

- b. set fire to any trees, shrubs, plants, flowers, grass, plant growth or living timber, or suffer any fire upon land to extend into District property;
- c. build a fire anywhere, for any purpose, except in provided fireplaces, or in appropriate receptacles, and then only in accordance with all provisions of this Ordinance, as may be amended from time to time.
- d. drop, throw away or scatter any burning, lighted or hot coals, ashes, cigarette, cigar, firecracker, match or related item.
- e. leave any fire whatsoever in any receptacle or fireplace unattended, unless such fire is properly extinguished when its ashes, residue, coals and unburned substance are cold to the human touch.
- f. cause, suffer, or allow the burning of garbage, refuse, waste material, trash, motor vehicle (or any part thereof), or other combustibles within or adjacent to the park so as to cause smoke, haze, odor, sparks, dust, dirt, or other type matter or gaseous substance to come upon, pass through, or over the park which would cause an air pollution nuisance or damage to persons or property.
- g. go upon any lawn, grass plot, planted area, tree, shrub, monument, fountain, sculpture or structure where access is prohibited by signs or symbols which are posted or otherwise displayed or where access is restricted by fence or other physical barrier;
- h. cut, break or in any way injure, deface, destroy or alter any building, fence, monument, sculpture, bridge, or other structure or property contained therein;
- i. fasten any animal or attach any rope, sign, handbill or other things to any tree or shrub or to any protective device around any tree or shrub growing in the District;
- j. allow any animal to injure or deface any tree, plant, shrub, lawn or grassplot in any manner whatsoever;
- k. fasten any bicycle, motor cycle, moped or other vehicle to or leave the same standing so as to injure any tree, shrub, lawn or grass plot;
- l. deface, destroy, cover over or otherwise make unreadable any warning or prohibitory sign or symbol in or on District property;
- m. mark, carve, bend, cut, paint, deface, breakdown, destroy, damage, alter, change, sever, uproot, excavate or otherwise remove, or attach or

suspend any rope, wire or other material or contrivance to or from any District property;

- n. climb upon, hang from or stand or sit on, any plant, fence, structure or other District property of any kind, except such benches or other property designed or customarily used for such purposes, or recreational equipment as may be installed by the District for such purposes;
- o. bring any plant or portion of a plant onto District property; or
- p. fail to maintain District property in a neat and sanitary condition.
- q. trespass or remain in the parks, or other Park District facility past the established closing time or the end of any approved activities therein.
- r. erect, construct, install or maintain any structure on, below, over or across any Park District property, except in accordance with written permission and in accordance with Section E.
- s. mow or maintain Park District property in any manner.

**5. HINDERING OR SOLICITING OFFICERS, AGENTS, EMPLOYEES OR CONTRACTORS.**

No person shall interfere with, or in any manner hinder any officer, agent, Ranger, employee or contractor of the District while engaged in constructing, repairing or caring for any District property; nor shall any person solicit any officer, agent, employee or contractor of the District while such person is on duty.

**6. USE OF ALCOHOL / DRUGS AND SMOKING**

- a. No alcoholic beverages shall be sold, brought within, given away, delivered or consumed on District property. Unless the Park Board of Commissioners have approved a specific Special Event which includes obtaining the appropriate permit and license.
- b. No person shall possess, sell, deliver, smoke, inhale, inject, eat, chew or swallow any narcotic drug or controlled substance.
- c. Smoking shall only be permitted in accordance with Illinois Law and no person shall smoke in any part of a Park District facility or structure.

**7. WEAPONS, FIREWORKS, EXPLOSIVES, ROCKETS.**

No person shall at any time bring on to, carry, have in his possession or on or about his person, concealed or otherwise or use, fire, set off or otherwise cause



to explode, discharge or burn, or throw onto District property any knife, firearm, pistol, revolver, rifle, air gun, pellet gun, bow and arrow, slingshot, blackjack, billy club, any weapon capable of discharging a projectile by air, spirit gas or explosive, any explosive substance, rocket, firecracker or other firework, missile, liquid or gaseous substance or any other dangerous weapon. Furthermore, no person shall throw or cast any stones or other missiles on Park District property.

**8. PUBLIC INDECENCY.**

No person on District property shall commit an act of public indecency as defined in Illinois law, 720 ILCS 5/11-9.

**9. DISORDERLY CONDUCT.**

No person on District property shall commit disorderly conduct. Disorderly conduct shall be as defined under Illinois law, 720 ILCS 5/26-1, and shall also include: (1) playing or operating any sound amplification device including, but not limited to, radios, television sets, public address systems, musical instruments and the like, or operate any other energy amplification device in such a way as to be audible beyond the immediate vicinity of such device or play a musical instrument without a permit from the Director; (2) making any unreasonable offensive act, utterance, gesture or display which, under the circumstances, creates a clear and present danger or a breach of the peace or eminent threat of violence; (3) disturbing or intruding upon a picnic or gathering in any park or upon any park property without the consent of those composing the group; (4) failing to obey a lawful order given by park ranger or other law enforcement officer acting under authority of the board for the protection of property and good order; (5) assembling with three or more persons for the purpose of using force or violence to disturb the public peace; (6) contributing to the delinquency of a minor while within the park system; and (7) doing any act in such unreasonable manner as to provoke, make or aid in making a breach of the peace.

**10. GAMBLING.**

No person on District property shall gamble as defined in Illinois law, 720 ILCS 5/21-1, *et seq.*, except for special events with the written permission of the Park Board and in compliance with any and all applicable laws and regulations of the Village of Clarendon Hills (i.e. raffle license) and the State of Illinois.

**11. CONTROLLED SUBSTANCES.**

No persons on District property shall violate the "Illinois Controlled Substance Act," 720 ILCS 570/100, *et seq.*

**12. BODILY HARM.**

No person on District property shall inflict bodily harm as defined in Illinois law, 720 ILCS 5/12-1, *et seq.*

**13. ENTERING OR REMAINING IN WATERS.**

No person shall enter or remain in any waters of the District, except as herein provided:

**a. Pools.**

- (1) All swimming pools shall be open and in operation from approximately Memorial Day through Labor Day, weather and safety conditions permitting. Pools shall be open for public swimming during published and posted hours.
- (2) No person shall enter the bathhouse or pool area without payment of the admission charge that is established by the District or without displaying proper season passes that are issued therefore.
- (3) No person under nine (9) years of age shall be admitted to the pool area unless he or she is accompanied by a person legally possessing an adult pass (ages 18 years old and up) or an adult daily admission and demonstrating competency to assume full responsibility for the care and safety of the child.
- (4) No person shall leave the shower room, except those going to sun decks and entering the pool area, without first taking a nude, soap shower.
- (5) Any person who refuses to obey pool rules or otherwise violates any other provision of this Ordinance may be barred by the Director or the Director's appointed representative from further use of the pool for the remainder of the pool season, in addition to the penalties set forth in this chapter.
- (6) If any person shall refuse to obey any orders of lifeguards, attendants, managers or any agent of the District, the Director or the Director's appointed representative may immediately terminate or suspend such person's rights to use the pool and other District property.
- (7) No person having any contagious disease, infectious conditions such as colds, fever, ringworm, foot infections, skin lesions, carbuncles, boils, inflamed eyes, ear discharges, or any other



condition which has the appearance of being infectious shall enter the pool area. No person with excessive sunburn or abrasions which have not healed, corn plasters, bunion pads, adhesive tape, rubber bandages, or other bandages of any kind shall be permitted to enter the pool area.

- (8) **Appropriate Swim Attire:** Only swim suits are allowed in the water, no nudity. No cut offs, street wear, underwear, or thongs are allowed in the water. Only t-shirts will be allowed in the water along with the appropriate swim wear. All children who are in diapers must wear swim diapers and plastic pants to enter the water. There is no diaper changing on deck, changing stations are provided in both locker rooms.

#### **14. GAMES AND SPORTS.**

No person shall engage in any athletic game or sports in or on District property except such portions thereof as may be designed for that purpose by the District and then only under such rules and regulations as may be prescribed by the District.

##### **a. Golf.**

No person shall play golf or practice golf on District property, except on an established and designated golf course, or in an established golf class under the supervision and direction of the District.

##### **b. Baseball and Softball Playing.**

- (1) No person shall engage in games of softball or baseball except on District property having established diamonds and backstops constructed for that purpose.
- (2) In District property having established diamonds, participation in softball or baseball in areas other than established diamonds is limited in accordance with signs or notices posted.
- (3) In District property having established softball or baseball diamonds, the type of participation on said diamond shall be in accordance with posted signs and notice.

##### **c. Water and Snow Activities**

- (1) No person shall ice skate, sled, toboggan, snowmobile, ski, swim, boat, raft, bath, fish from the shoreline (ice fish) or any other water activity on District property except at such places and at such times

as the Director may designate for that purpose, and no person shall engage in such activity in a reckless manner or at a speed greater than is safe and proper under the circumstances. Where fishing is permitted, it must be conducted in accordance with rules and regulations adopted understate law.

**d.     Bicycling.**

- (1)     When two or more persons in a group are operating bicycles, they shall not ride abreast, but shall ride in single file.
- (2)     No person shall cling or attach himself/herself or his/her bicycle to any other moving vehicle.
- (3)     The operator of a bicycle emerging from an alley, driveway or building shall, upon approaching a pathway or the sidewalk area extending across any alleyway, yield the right-of-way to all pedestrians approaching on said pathway or sidewalk area, and upon entering the roadway shall yield the right-of-way to all vehicles approaching on said roadway.
- (4)     No person operating a bicycle shall carry another person on the same bicycle unless there is an appropriate seat attached for such purpose. This restriction does not apply to tandem bicycles.
- (5)     No person shall operate a bicycle on District property between thirty minutes after sunset and thirty minutes before sunrise, without a clear, white, properly lighted headlight, visible under normal atmospheric conditions from the front thereof not less than 500 feet and firmly attached to the bicycle, and without a red reflector firmly attached to the bicycle, which is clearly visible in the headlight beam of an automobile for a distance of 500 feet to the rear of the bicycle.
- (6)     No person shall ride a bicycle on any pathway or street where signs are posted prohibiting riding bicycles on those pathways or streets.
- (7)     Bicycles shall not, at any time, in any place, be indiscriminately parked by anyone in such a manner as to actually or possibly interfere with pedestrians or traffic, or with persons getting into or out of automobiles. No person shall leave a bicycle lying on the ground or pavement or set against trees or otherwise in a place other than a bicycle rack when such is provided and there is space available. No person shall move or in any manner interfere with, any bicycle which is properly parked, nor shall any person interfere

with, or, in any manner, hinder any person from properly parking a bicycle.

- (8) All bicycles, when operated on pathways or roadways, shall be kept to the right and shall be operated as nearly as practicable at the right-hand edge of the pathway or roadway.
- (9) No person shall operate a bicycle faster than is reasonable and proper, and every bicycle shall be operated with reasonable regard for the safety of the rider and of other persons and property.
- (10) Every person operating a bicycle within the District shall observe all traffic rules and regulations applicable to motor vehicles under this chapter, except those provisions of this chapter which, by their nature, can have no application and except as otherwise provided by this section.

## **15. ANIMALS and PETS**

- a. No person shall chase, trap, wound, kill or treat cruelly, or attempt to trap, catch, wound or kill any bird or animal in any park. No person shall bring any animal, reptile or fowl in any park, except dogs and cats, which dog or cat shall at all times be on a leash and under control. Any unleashed animal found loose on park 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. No person shall permit any pet in his/her custody to enter upon or remain upon any area of a park utilized as a non-turf area, including but not limited to baseball infields, volleyball courts, basketball courts and tennis courts, children's play area, playground, washroom facility, drinking fountain or as posted to prohibit pets. The person accompanying the dog or cat shall immediately clean up and remove any excrement of the dog or cat. Persons must, at all times, have in their immediate possession a device for the removal of the excrement and a depository for the transmission of the excrement to a receptacle located upon, owned or possessed by the person, or in park receptacles, provided the excrement is secured in a proper depository container such as a plastic bag. However, nothing in this ordinance shall prohibit a "service" dog assisting a physically disabled or handicapped person from entering or remaining at any location in or on District property. "Service" dog shall mean any dog which has successfully completed commonly recognized training to assist physically disabled or handicapped persons. It is expected that sight-impaired individuals will make every effort to immediately clean up after their dog; however, the failure to do so shall not be deemed a violation of this ordinance, unless such sight-impaired individual is accompanied by a non-impaired person.

In such event, the person accompanying the sight-impaired person shall be liable under the provisions of this Section.

- b. Any animal found on District property in violation of this section may be apprehended, removed to an animal shelter, public pound or other place provided for that purpose, and disposed of pursuant to the laws or ordinances of the Village of Clarendon Hills and all at the expense of the owner or person responsible for such animal.

**16. LOITERING SO AS TO OBSTRUCT PUBLIC WAYS AND PLACES.**

It shall be unlawful for any person to loiter, loaf, wander, stand or remain idle either alone and/or in consort with others or on District property in such a manner as to:

- a. obstruct any driveway, public sidewalk or any other public place or building by hindering or impeding or tending to hinder or impede the free and uninterrupted passage of vehicles, traffic or pedestrians; or
- b. commit in or upon any driveway, public sidewalk or any other public place or building any act or thing which is an obstruction or interference to the free and uninterrupted use of property or with any business lawfully conducted by anyone in or upon or facing or fronting on any public street, public highway, public sidewalk or any other public place, or building, all of which prevents the free and uninterrupted ingress and egress.

**17. DUMPING AND LITTERING.**

- a. No person shall litter, cast, throw, drop, place, lay or otherwise deposit, leave or scatter any placard, handbill, pamphlet, circular, book, notice or paper of any kind, or place, pile or otherwise dump, leave or deposit in any manner any kind of dirt, rubbish, refuse, ashes, garbage, waste material, snow, ice, or other substance or material of any kind, whether liquid or solid, on, over, or in District property except as specifically permitted by the District. Nor shall any person spit upon or otherwise defile District property, except that paper, glass, cans, garbage and other refuse resulting from picnics or other lawful use of District property may and shall be deposited in receptacles provided by the District for that purpose. Where receptacles are not so 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 or persons responsible for the presence of such material and properly disposed of elsewhere.
- b. Any person violating this section may be assessed the cost to the District 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 section.

**18. VEHICLES.**

**a. Operation of Vehicles.**

No person shall operate or cause to be operated, any vehicle anywhere in the district except on the roadways and parking areas provided, without a permit from the Director, and then only in compliance with the directions and restrictions of Park District Regulations and the Clarendon Hills Police.

**b. Compliance with Vehicle Code.**

No person or employee of the Park District shall operate, or cause to be operated, any motorized vehicle (other than a bicycle) which does not comply with, or in a manner that does not comply with the Vehicle Code of the State of Illinois, or other law or laws of the State of Illinois or Ordinances of the Village of Clarendon Hills, Illinois where applicable, together with such regulations as are contained in this ordinance and as from time to time amended.

**c. Unlicensed Vehicles.**

No person shall operate or cause to be operated on the roads, streets, and highways of the State of Illinois a vehicle (other than a bicycle), that does not require a license without a permit from the District or, and then only in those areas specified and in accordance with the rules and restrictions duly set forth. Vehicles not so licensed and, therefore, subject to the provisions of the sub-section include, but are not limited to, snowmobiles, go-carts, trail bikes, and such other all-terrain off-the-road vehicles.

**d. Unattended Vehicles.**

No person shall leave a motor vehicle unattended in any parking area while the motor of such vehicle is running, or when standing upon a perceptible grade without effectively setting the brakes and turning the wheels of such motor vehicle toward the curb or the side of the parking area.

**e. Exception for Emergency Vehicles and Park District Vehicles.**

The provisions of this section shall not be construed to relate to emergency, police or fire department vehicles or any vehicle owned by the District or a District employee displaying proper identification where the employee is duly authorized to operate such vehicle at such location.

**f. Noise Created by Vehicles.**

It shall be unlawful for any person to operate a vehicle which makes an unusually loud or unnecessary noise.

**g. Repairs and Cleaning of Vehicles.**

No person shall change any parts, change oil, repair, wash, grease, wax, polish or clean a vehicle on any parking area in or on District property except such repairing, cleaning or polishing as is necessary to insure good vision, or such emergency repairs as are necessary to remove such vehicle from the parking area.

**h. Racing Prohibited.**

It shall be unlawful to race or drive in excess of the posted speed or, in the absence of posting, twenty miles per hour on any roadway within the District. It shall be unlawful to race or drive any motor vehicle in any parking facility of the District at a speed in excess of that required to enter into a parking space in any such facility.

**i. Negligent Driving.**

No person shall drive or operate any vehicle on District property negligently, recklessly or without due caution, or in any other manner so as to endanger any person or property. All vehicles shall be driven or operated on the right side of any roadway open to travel, except when passing other vehicles.

**j. Speeding.**

No person shall drive or operate any vehicle on District property at a speed greater than twenty miles per hour, or greater than is reasonable and safe under the circumstances, whichever is less, having due regard for traffic conditions and the intended use of the roadway, or at a speed which endangers the safety of any person or property.



**k. Traffic Signs.**

No person shall fail to observe all traffic signs indicating speed, direction, caution, stopping, parking, crosswalk lanes, traffic lane markers and all other signs posted by the District for safeguarding life and property.

**l. Right of Way.**

Every driver of a vehicle shall yield the right of way to a pedestrian at any marked crosswalk or within any unmarked crosswalk at any intersection, and any pedestrian crossing at a roadway at any point other than within a marked crosswalk or within an unmarked crosswalk at any intersection shall yield the right of way to vehicles upon the roadway. However, every driver of a vehicle shall exercise due care to avoid colliding with any pedestrians upon any roadway, shall give warning by sounding the horn when necessary and shall exercise proper precaution upon observing any child or any confused or incapacitated person upon a roadway.

**m. Driving Areas.**

No vehicles shall be managed, controlled or operated upon District property except over and upon such roadways, parking lots or other areas designated or marked for use by motor driven vehicles.

**n. Commercial Vehicles.**

All roadways on District property shall be used for pleasure driving only. No person, other than District employees, shall drive any truck, tractor or other commercial vehicle of any kind on District property without first obtaining a permit or contract therefore from the District.

**o. Owner Responsibility.**

It is unlawful for the owner or any other person employing or otherwise directing the driver of any vehicle, to request or knowingly permit operation of such vehicle upon a roadway on District property in any manner contrary to this Ordinance.

**p. Parking.**

- (1)** No person shall park any vehicle or allow any vehicle to remain parked in any area of District property beyond the normal closing hour of District property, except when a different closing hour has been designated by the District for that area or unless permission therefore has first been obtained from the Director. In no event

shall any vehicle except District vehicles, be parked on District property beyond 11:00 p.m. and before 6:00 a.m., except with the approval of the Director, which approval shall automatically be deemed given in connection with activities conducted by the District.

- (2) No person shall park or place any vehicle on District property so as to obstruct or interfere with traffic or travel or endanger the public safety, and no person shall stop, park, or place any vehicle in any of the following places except when otherwise designated, or when in compliance with the instructions of a police officer, or unless permission therefore has first been obtained from the District:
  - (i) on the left side of any roadway;
  - (ii) on the lawn areas and grounds;
  - (iii) in front of a public or private driveway;
  - (iv) within any intersection;
  - (v) within 30 feet of any stop sign or traffic control signal located at the side of a roadway;
  - (vi) on the roadway side of any vehicle parked at the edge or curb of the roadway;
  - (vii) on any sidewalk;
  - (viii) at any place where official signs or other markings prohibit parking, or where curbs have been painted yellow; or
  - (ix) at any place or time where a permit or sticker is required for parking by the District unless the required permit or sticker has been obtained and is displayed on the vehicle.
- (3) The Director, with consent from the Board, shall establish from time to time rates and fees for parking in any and all of the parking facilities of the District.
- (4) Whenever any vehicle is parked in violation of the provisions of this section prohibiting or restricting parking, and there is no person in attendance upon such parked vehicle to be arrested or served immediately with a notice to appear in court to answer the charge of such violation, any police officer observing such violation may attach to the vehicle used in such violation, an ordinance ticket, so



that the person in whose name such vehicle is registered may appear in court on a day certain, and at a designated court room to be named in such notice, and answer to the charge of such violation. It shall be unlawful for any person other than the driver of the vehicle to which said notice is attached to remove the ordinance ticket from said vehicle.

**q. Incorporation of State Statutes.**

In addition to the provisions of this Ordinance, and to the extent not inconsistent therewith, no person shall operate a vehicle or perform any act in any manner on District property in violation of Chapter 11 of the Illinois Vehicle Code (625 ILCS 5/11-100, *et seq.*), which provisions are specifically incorporated in this Ordinance by reference.

**19. ADMISSION / IDENTIFICATION.**

No person shall enter into, be or remain in any area or facility of the District without payment of any required admission charges and fees, and without compliance with the registration requirements, if any, which may be established from time to time by the District, and without displaying the proper admission identification cards/papers and tickets which may be required therefore. All admission identification cards/papers and tickets are non-transferable and must be individually registered, unless otherwise specifically noted thereon. A charge may be made by the District for replacing lost identification cards/papers and tickets.

**20. DISPLAY OF PERMIT OR PASS.**

No person shall fail to produce or display any permit or pass required in order to engage in any activity on District property, upon request of any authorized person who shall desire to inspect the same for the purpose of enforcing compliance with any ordinance or rule of the District.

**21. SCHEDULES, FEES, RULES AND REGULATIONS.**

Time schedules for the operation of and the activities to be conducted on District property and the amount of facility, permit and/or program fees, shall be approved and reviewed periodically by the Board. As permitted by law, fees charged non-residents of the District need not be the same as fees charged residents of the District. The Board shall otherwise establish rules and regulations for proper conduct by persons using District property. Specific rules pertaining to various District facilities and programs shall be posted at the applicable facility and/or published in District program brochures or otherwise disseminated to the users of District property which shall be charged with actual

knowledge thereof. All persons shall abide by the rules and regulations of the District and with the direct orders or requests of employees and agents of the District when such persons are using District property.

**22. SOLICITING / VENDING / ADVERTISING.**

- a. No person, while on Park property, shall offer for exchange or sale any article of merchandise or do any banking, peddling, begging, or solicitation, or buy or offer to buy any article of merchandise or food, or take up any collection or solicit or receive contributions of money or articles of value except when authorized by permit or under contract with the District.
- b. No person, while on Park property, shall display, distribute, post, or fix any type of placard, sign, pamphlet, or other printed material containing advertising or other material whatsoever, except by permit or for groups holding a valid picnic or special event that may have identification and direction sign, provided they are temporary and removed at the end of the activity, and are not attached to any tree, post, fence, building or other Park District structure.
- c. Written permission must be obtained from the Board prior to the start of the following activities:
  - (i) Any contest, exhibit, dramatic performance, radio or television broadcast, fair, circus, musical event, or any similar event.
  - (ii) Any assembly, parade, ceremony, address, drill or speech.

**SECTION E. STRUCTURES AND WORK ON DISTRICT PROPERTY.**

**1. WORK PERMIT REQUIRED.**

No person shall conduct or direct any of the following activity without first obtaining a work permit from the Director, as well as obtaining such permits from the Village of Clarendon Hills as may be required under the Village Code.

- a. make an opening in park property, pavement, side or cross walk or dig a hole, ditch or drain in or remove any sod, stone, earth, or gravel from any public way or other public place;
- b. use any portion of District property including the sidewalks and parkways during the construction, reconstruction, alteration, wrecking or tearing

down of any building or structure or for the storage or delivery of building materials and equipment;

- c. place any shaft, cable, pipe, main, conduit, wire or other transmitting or conducting device over, on or under the surface of park property or public place;
- d. construct, build, establish or maintain any driveway over, across or upon District property;
- e. remove any manhole cover, handhold cover or catch basin cover on any public way or other District property for any purpose including inspecting or maintaining any underground work or utility; on any public way or District property for the purpose of inspecting and maintaining any underground work or utility;
- f. use the space under any sidewalk or parkway in such a manner as to affect or to interfere with any sewer or pipe or any other work lawfully in District property;
- g. construct, maintain or use any canopy upon District property;
- h. build, rebuild, remove or repair any sidewalk, walk from sidewalk to curb, carriage walk or concrete any lawn space;
- i. use District roadways during the construction, reconstruction, alteration, wrecking or tearing down of any building or structure;
- j. use any ladder, scaffolding or other similar devices upon or over District property for the purpose of maintaining or repairing any private building or structure, or for hanging signs or changing the lettering on private signs; or
- l. move on, along or across any public way or other District property, any building or structure or any machinery, equipment or personal property in excess of ten tons.

## **2. ENCROACHMENTS.**

No building or other structure or any part or appurtenance thereof shall extend into, upon or over any part of District property.

## **3. REQUIREMENTS FOR ISSUING WORK PERMITS.**

The Director shall not issue any work permit authorized by this chapter until he/she shall have been fully advised of the time, place and character of such work and the purpose thereof. All applications for permits shall be accompanied

by a plat, pencil tracing or sketch showing the location, character and dimensions of any proposed work, or any alterations involving changes in the location of pipes, conduits, wire or other conductors. The Director may require such additional drawings, surveys or other information as he may consider necessary or desirable to establish the scope, character and location of the work intended to be done and shall deny any application for permit unless or until such requirements are fulfilled.

**4. ESTIMATE OF WORK COSTS.**

Before such a work permit shall be granted, the Director shall make an estimate of the cost of engineering and inspection services and of restoring the pavement lawn, ground surface, or other improvements, to a condition equally as good as before the work provided for in such work permit shall have been done.

**5. SECURITY OF COSTS.**

Before such a work permit shall be granted, the applicant shall either pay the estimate of the cost of engineering and inspection service and of restoration, or deposit with the District a performance bond issued by a surety approved by the Treasurer in the penal sum of twice the estimate of cost, guaranteeing the payment by such applicant of all costs and charges against him/her by the virtue to the granting of such work permits.

**6. INDEMNITY BOND.**

Before any work permit is issued, the applicant shall first execute, in favor of the District, an indemnity bond in an amount to be fixed by the Director and in no case less than ten thousand dollars with sureties to be approved by the Director and in a form approved by the Director conditioned upon the faithful performance of the permit and further conditioned to indemnify, keep and save harmless the District from any and all loss, cost, damage, expense, judgment or liability of any kind whatsoever which the District may be put to or which may be recovered from the District or any of its officers or employees from or by reason of or on account of accidents to person or property from or by reason of on account of anything done under or by virtue of any permit granted.

**7. EMERGENCY REPAIRS.**

Whenever an emergency exists requiring that an opening in any public way or other District property be immediately made, and at such time or times the offices of the District are not open for the issuance of work permits or the time required to make formal application would result in public injury or hardship, such openings may be made if:

- a. the person making such opening has therefore obtained an emergency work permit, and
- b. thereafter, such person obtains a work permit authorizing such opening.

The Director is hereby authorized to issue such emergency permits for the period of any calendar year.

**8. WORK PERMIT FEES.**

No work shall be granted unless the applicant shall have paid at the time for filing an application for a work permit the required permit fee in an amount in accord with the schedule set by the Director and approved by the Board.

**9. WAIVER OF PERMIT FEES.**

No fee shall be charged to any municipality or aquarium or museum located within a park which offers reciprocity in the waiving of permit fees.

**SECTION F. ENFORCEMENT.**

**1. AUTHORITY.**

All full-time Park District personnel, park rangers and members of the Board of Commissioners are authorized to, without the use of force, detain or eject from any facility or park, any person found in the act of violating any park Ordinance, Rule, or Regulation.

**2. AUTHORITY OF OTHER AGENCIES OR PERSONS.**

- a. The Clarendon Hills Police Department has the power and is authorized to arrest or eject from any park or facility, any persons found in the act of violating any ordinance of the Park District, ordinance of the Village of Clarendon Hills or laws of the State of Illinois, where applicable.
- b. In the absence of the Park District attorney, the attorney for the Village of Clarendon Hills shall have the power to represent the Park District in all cases.
- c. Nothing in this ordinance shall be construed to prevent other officers from carrying out their own duties within the territories of the District as defined by applicable laws of the State of Illinois and the United States or ordinances of DuPage County, Illinois, or in accord with any other Policing Agreement approved by the Board.

- d. The Clarendon Hills Park Board of Commissioners may appoint "park rangers" to assist in supervisions and enforcement of park regulations and ordinances as they may see it.

### **3. EXPULSION.**

A violation of these rules and regulations may result in an expulsion from usage of the Park District's fields and facilities. The Executive Director of the Clarendon Hills Park District shall make a determination of the length of the expulsion, which shall not be less than three months nor more than one year. Any expulsion of Park District field and facility usage may be appealed to the Board of Park Commissioners who then shall conduct a prompt hearing to review the facts and any applicable policies and rules to determine whether the expelled individual(s) or organization(s) was in compliance with the applicable policies and rules, or to modify the length of the expulsion order issued by the Executive Director. An expulsion shall not be considered an exclusive remedy of the Park District but may be enforced cumulatively with any other penalties or fines authorized by these rules and regulations.

### **4. FINES AND PENALTIES.**

For each violation of any of the provision of these regulations, a fine may be imposed of not less than \$50.00 nor more than \$750.00 in addition to court costs. Restitution shall be required in applicable cases.

### **5. RULES AND REGULATIONS.**

The Board shall, from time to time, promulgate and make reasonable rules 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.



## **PARK HOURS**

- a) No person shall be permitted on or in any park or facility between 11:00 p.m. (closing time) and 6:00 a.m. of the following day when the parks re-open, unless in attendance of a sanctioned event of the Park District.
- b) No person on Halloween shall be permitted on or in any park and/or facility between the hours of 6:00 p.m. (closing time) and 6:00 a.m. of the following day when the parks re-open, unless in attendance of a sanctioned event of the Park District.

Exemptions: This prohibition shall not apply to any enforcement or emergency service personnel, or to any Clarendon Hills Park District personnel or agents acting within the course of scope of their employment or duties.

