

TOWN OF GRAND CHUTE

ORDINANCE, SERIES OF O-15-2018

ORDINANCE AMENDING CHAPTER 409, PARKS AND RECREATION

Ordinance amending Section 409-1 to 409-6
Town of Grand Chute Municipal Code

BE IT ORDAINED, by the Town Board of Supervisors, Town of Grand Chute as follows:

Section 409 be amended as follows:

§ 409-1 **Regulation of parks.**

The public parks owned and managed by the Town of Grand Chute shall be governed by the following rules and regulations and by additional rules and regulations made and published upon the park premises by the Grand Chute Park Commission ~~of the Town of Grand Chute, as the Park Commission shall see fit to further regulate said parks~~. The power to regulate said parks in addition to the restrictions contained in this chapter shall be delegated to the Park Commission subject to approval of the Grand Chute Town Board ~~of the Town of Grand Chute~~.

§ 409-2 **Offenses within parks.**

[Amended 12-6-2006; 12-10-2011 by Ord. No. 2011-30; 8-16-2016 by Ord. No. 2016-10]

No person shall:

- A. Alter or change anything within any park of the Town unless permitted to do so by the Management of Public Works ~~Park Commission~~.
- B. Willfully injure, cut down, destroy, remove, or deface any tree or shrub existing on any Grand Chute public park neighboring any park of the Town including attaching any rope, wire, chain, sign or any other device whatsoever to any tree or shrub in any park in the Town.
- C. Interfere with, break down, deface or remove, or cause to be interfered with, broken down, defaced or removed, any sign, guard, protection, barrier or barricade placed in any park of the Town.
- D. Disobey or disregard the orders of any police officer when commanding any person to desist in a violation of any provisions of this section.
- E. Discharge any missile from any firearm, slingshot, bow and arrow or other weapon within any public park. (Cross reference § 415-3.)
- F. Operate a snowmobile within any park of the Town except where the Park Commission shall, by the posting of official signs, designate trails for allowed use within a park.
- G. Place or leave rubbish or refuse of any kind within any parks except for that which is generated during normal permitted uses within the parks. Such refuse and recyclables shall be properly

placed in containers or disposed of per § 409-3 of this chapter. (No person shall bring garbage or refuse into any park for the purpose of disposing the same in a refuse container or receptacle.)

- H. Operate any vehicle faster than 10 miles per hour, except in designated areas.
- I. Operate any vehicle (motorized or nonmotorized, and specifically including cycle-type vehicles commonly known as "trail bikes" or "minibikes") except on designated roads and trails within any park in the Town.
- J. Allow any animals, leashed or unleashed, in any park with the following exceptions:
 - (1) Dogs that assist the physically handicapped.
 - (2) Properly licensed dogs on a leash of less than six feet in length that are within six feet of any bike or walking trail within a park. In allowing such animals on trails, the pet owner must remain in control of the animal at all times. The owner is responsible for proper disposal of pet waste. For trails that terminate in a Town park that does not contain a designated trail within said park, the owner must remain on the paved park road with the animal as the owner actively walks through the park with the animal.
- K. Hunt or trap within any park in the Town except as approved by the Town.
- L. Park any vehicle except in the designated areas in any park in the Town.
- M. Leave unattended any fire legally maintained in any park in the Town.
- N. Be allowed in any park in the Town while under the influence of intoxicants in the form of alcoholic beverages or drugs.
- O. Distribute any circulars, pamphlets, handbills or notices of any kind within any park in the Town.
- P. Injure, destroy or deface any property within any park in the Town, nor shall any person climb on any buildings, fences, statues or other structures in any park in the Town except properly designated recreational facilities.
- Q. Park overnight in accordance with the provisions of § 515-4C. [Added 7-18-2017 by Ord. No. 2017-06]

§ 409-3 Use regulations.

[Amended 8-16-2016 by Ord. No. 2016-10]

- A. The Town of Grand Chute and the Grand Chute Park Commission ~~of the Town of Grand Chute~~ shall have the authority to regulate the use of certain portions of the park during certain hours in order to facilitate persons, groups, or others in such a manner as to beneficially make the most efficient use of said park on behalf of said residents.
- B. Refuse and empty containers (cans, bottles, plastic and paper cups, plates, etc.) will be placed in barrels marked "trash" or "recyclables." Hot coals from fires will be left in the grill. Vehicles will not be allowed on the park turf for any reason, and damage to the park turf will be cause for damage assessment against the permit holder. There shall be no stakes driven in for the purpose of

horseshoe playing. The turf cannot be dug up for any reason, and campfires of any type or other fires of any type shall not be burned directly upon turf which will cause damage to the turf. Loudspeakers and amplified music must be on low. Mechanical rides, amusement devices and dunk tanks are prohibited except by special permit authorized by the Town Board.

- C. If cleanup and damage are of an excessive extent, the Park Commission may deny future permits to the responsible group from a permit holder's use. It is understood that Town personnel shall have the right to terminate the use of a permit and shall further have the jurisdiction to close the use of said park of the Town of Grand Chute at any time it is necessary for the protection of park property.

§ 409-4 Hours.

[Amended 8-16-2016 by Ord. No. 2016-10]

The parks of the Town of Grand Chute shall be open from sunrise each morning until 11:00 p.m. All parks in the Town of Grand Chute shall be regulated in such manner. Any person found on a park premises after 11:00 p.m. shall be deemed guilty of violating the regulation with regard to hours herein.

§ 409-5 Possession and consumption of alcoholic beverages on park property.

[Amended 12-19-2006; 8-16-2016 by Ord. No. 2016-10]

- A. No person shall possess or consume alcoholic beverages or use or take any other form of alcohol which may cause intoxication without first obtaining a permit from the Town Clerk of Grand Chute or through its designated agent or officer.
- B. A person obtaining a permit for the possession or consumption of alcoholic beverages on park property shall be required to designate the number of persons it is anticipated will participate in the event or gathering and shall further become responsible for and shall execute a statement of responsibility as set forth in Subsection C. Permits shall only be issued to an adult who shall agree to be present at the park on the day of the permit.
- C. A responsibility agreement shall be executed by any person given permission to consume or possess fermented malt beverages and/or wine on park property.
- D. The fermented malt liquor and/or wine permit holder shall agree to accept and pay for the loss or damage caused by persons within the group authorized under any permit. Permits shall only be issued for one day. The fee for the park permit shall be adopted by resolution of the Grand Chute Town Board and may be updated by resolution as needed. Possession or consumption of fermented malt and/or wine ~~beer~~ shall be allowed only between the hours of 9:00 a.m. and 10:00 p.m.
- E. Renters of the Town Center Park pavilion are not required to obtain a permit providing the attendees are invited guests and the function is not open to the public. Intoxicating liquor, fermented malt beverages, and wine are allowed at the Town Center Park pavilion and patio for private events only.

§ 409-6 Fees.

[Amended 8-16-2016 by Ord. No. 2016-10]

Fees for park pavilion rentals or other permits where specific sites or facilities are reserved for exclusive use shall be established and adjusted from time to time by the Park Commission, subject to approval of the Town Board. The fee for fermented malt beverage and/or wine permits required in § 409-5 shall be established and adjusted by the Clerk subject to approval of the Town Board.

§ 409-7 **Violations and penalties.**

Any person who shall violate any provisions of this chapter shall, upon due conviction thereof, forfeit an amount as prescribed in the Uniform Forfeiture and Bond Schedules for each such offense, together with the costs of prosecution, and in default of the payment of such forfeiture and costs shall be imprisoned in the county jail until said forfeiture and costs of prosecution are paid,

If any provision of this ordinance is determined to be invalid or unconstitutional, or if the application of any provision of this subsection to any person or circumstance is invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the above provisions or applications of this ordinance which can be given effect without the invalid or unconstitutional provision or its application.

Date introduced, approved and adopted: July 17, 2018

TOWN OF GRAND CHUTE

David A. Schowalter

David A. Schowalter, Town Chairman

Karen L. Weinschrott

Karen L. Weinschrott, Town Clerk

VOTED FOR: 4
VOTED AGAINST: 0
PUBLISHED: 7/20/18

NEW TEXT
~~OLD TEXT~~

APPROVED AS TO FORM:

Al T. [Signature]
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