

TOWN OF GRAND CHUTE

ORDINANCE, SERIES OF O-10-2016

ORDINANCE AMENDING CHAPTER 409, PARKS AND RECREATION

Ordinance amending Section 409-2 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:

409-2. Offenses within parks.

No person shall:

- A. Alter or change ~~or cause to be altered or changed~~ anything within any park of the Town unless permitted to do so by the Park Commission.
- B. Willfully injure, cut down, ~~or destroy, remove, or deface~~ any tree or shrub existing on any **Grand Chute public park** ~~fruit, shade or ornamental tree or shrub standing or being within~~ 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** ~~within the park or within 40 rods (1/4 mile) of 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. Remove, destroy, cut, deface or injure any tree existing on any public park in the Town.~~
- ~~H. Attach any rope, wire, chain, sign or any other device whatsoever to any tree in any park in the Town.~~
- 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. ~~K.~~ Operate any vehicle (motorized or not motorized, and specifically including cycle-type vehicles commonly known as "trail bikes" or "minibikes") except on **established designated roads and trails** within any park in the Town.
- J. ~~L.~~ 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.
- ~~M.~~ ~~Carry an uncased firearm or weapon in any park in the Town.~~
- K. ~~N.~~ Hunt or trap within any park in the Town **except as approved by the Town.**
- L. ~~O.~~ Park any vehicle except in the designated areas in any park in the Town.
- ~~P.~~ ~~Build or cause to be built fires other than in established stationary fireplaces or in portable grills.~~
- M. ~~Q.~~ Leave unattended any fire legally maintained in any park in the Town.
- N. ~~R.~~ Be allowed in any park in the Town while under the influence of intoxicants in the form of alcoholic beverages or drugs.
- O. ~~S.~~ Distribute any circulars, pamphlets, handbills or notices of any kind within any park in the Town.
- P. ~~T.~~ 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.

409-3. Use regulations.

- A. The Town of Grand Chute and the 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 holders 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.

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 ~~upon~~ 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.

- 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 ~~Park Commission, Town Clerk of the Town~~ 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 ~~alcoholic~~ **fermented malt** beverages on park property.
- D. The **fermented malt liquor** 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 beer shall be allowed only between the hours of 9:00 a.m. and 10:00 p.m.

409-6. Fees.

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 alcoholic fermented malt beverage permits required in §409-5 shall be established and adjusted by the Clerk subject to approval of the Town Board and for park pavilion rentals or other permits where specific sites or facilities are reserved for exclusive use.

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: August 16, 2016

TOWN OF GRAND CHUTE

David A. Schowalter

David A. Schowalter, Town Chairman

Karen L. Weinschrott

Karen L. Weinschrott, Town Clerk

VOTED FOR: 5
VOTED AGAINST: 0
PUBLISHED: Website 8/22/16

NEW TEXT
OLD TEXT

APPROVED AS TO FORM:

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