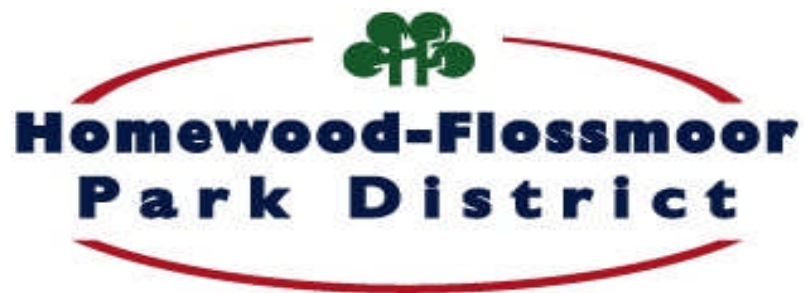


**AN ORDINANCE REGULATING THE USE OF THE PARKS
AND PROPERTY OWNED OR CONTROLLED BY THE
HOMEWOOD-FLOSSMOOR PARK DISTRICT**



**HOMEWOOD-FLOSSMOOR, ILLINOIS
JUNE 2009**

HOMEWOOD-FLOSSMOOR PARK DISTRICT
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AN ORDINANCE REGULATING THE USE OF THE PARKS AND PROPERTY OWNED OR CONTROLLED BY THE HOMEWOOD-FLOSSMOOR PARK DISTRICT

BE IT ORDAINED BY THE BOARD OF PARK COMMISSIONERS OF THE HOMEWOOD-FLOSSMOOR PARK DISTRICT:

CHAPTER I - DEFINITIONS, CONSTRUCTION AND SCOPE

Section 1.01 Short Title. This Ordinance regulating the use of the parks and property owned or controlled by the Homewood-Flossmoor Park District shall be known and may be cited as the Conduct Ordinance of the Homewood-Flossmoor Park District.

Section 1.02 Definitions. Unless otherwise expressly stated elsewhere in this Ordinance, for purposes of this Ordinance the following words, terms and phrases shall have the meanings given herein:

1. "Alcoholic Liquor" is defined as provided in the Illinois Liquor Control Act (Ill. Rev. Stat., ch. 43) as amended from time to time hereafter.
2. "Board" is the Board of Park Commissioners of the Homewood-Flossmoor Park District by whom all policy matters are established or approved pertaining to the District.
3. "Cannabis" is defined as provided in the Illinois Cannabis Control Act (Ill. Rev. Stat., ch. 56-1/2, para. 701 et. seq.) as amended from time to time hereafter.
4. "Controlled Substance" is defined as provided in the Illinois Controlled Substance Act (Ill.Rev. Stat., ch. 56-1/2, para. 1100 et. seq.) as amended from time to time hereafter.
5. "Department Head" is the person immediately in charge of a given park or recreation department and its activities and to whom all employees of such department are directly responsible.
6. "Director" is the Executive Director of the Homewood-Flossmoor Park District, the chief administrator of the District, designated by the Board to administer

the policies established or approved by the Board.

7. "District" is the Homewood-Flossmoor Park District, Cook County, Illinois.
8. "District Property" is all of 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.
9. "Ill. Rev. Stat." is the Illinois Revised Statutes.
10. "Permit" is the written authorization issued by or under the authority of the District to a person to do or engage in a particular act or acts on District Property, subject to the terms and conditions specified in the permit.
11. "Person" is 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.
12. "Vehicle" is 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 used on walks, and vehicles in the service of the District.

Section 1.03 Construction and Scope.

- a. In the interpretation of this Ordinance, its provisions shall be construed as follows: (1) 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; (2) The word "shall" is always mandatory and not merely directory; (3) 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 authority or in his line of duty or work as such or any other person summoned by any such person to assist him in such endeavor; (4) 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" (Ill. Rev. Stat., ch. 105, para. 1-1 et. seq.). The meaning of any term, phrase or word not otherwise

defined in this Ordinance shall be construed and interpreted to mean the same as said term, phrase or word is otherwise defined, construed or interpreted in such applicable local, state and/or federal law or ordinance; (5) 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; and (6) An attempt to commit an act or engage in an activity prohibited under this Ordinance shall likewise be deemed prohibited in the same manner as the commission of such act or engaging in such activity and subject to the same penalties.

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

CHAPTER II - SPECIFIC RESTRICTIONS ON CONDUCT AND BEHAVIOR

Section 2.01 Advertising. No person shall post, throw, place, display, distribute or call attention to in any way advertisements, handbills, pamphlets, circulars, notices or other writings of any kind on District Property or attempt to call public attention in any way to any article or service for sale or hire without having first obtained a permit therefore from the District.

Section 2.02 Aircraft/Model Aircraft. No person shall fly, cause to be flown, or permit or authorize the flying of any aircraft of any kind at any time over District Property at an elevation lower than the minimum safety requirements established by the Federal Aviation Administration or other governmental authority, or at an elevation which is lower than is reasonably safe under the circumstances, or in a manner which endangers the safety of any person or District Property. No person shall land, cause to be landed or permit or authorize the landing of any aircraft on District Property, except when necessitated by unavoidable emergency. No person shall fly or cause to be flown, or permit or authorize the flying of, model aircraft on or over District Property unless a permit therefore has first been obtained from the District.

Section 2.03 Alcoholic Liquors.

- a. No person under the influence of alcoholic liquor shall enter into, be or remain on District Property.
- b. No person shall sell or deliver any alcoholic liquor on District Property, nor shall any person bring into, possess, drink, take, use, or transfer any alcoholic

liquor on District Property unless a permit is acquired in advance from the District.

Section 2.04 Pets.

- a. No owner or person having control of any animal shall cause or permit such animal to be on any District Property without being leashed, except in connection with District-sponsored activities, programs, or events where it is specifically allowed by the District that animals may be unleashed. No leash shall be longer than eight feet, and retractable leashes shall not be extended more than eight feet. Unless specified, animals are not permitted at park programs and events, or in Park District buildings.
- b. Any animal found on District property in violation of Paragraph (a) may be apprehended, removed to an animal shelter, public pound or other place provided for that purpose, and dealt with pursuant to the laws or ordinances of the Village where such offense has occurred, all at the expense of the owner or person responsible for such animal.

Dogs may be unleashed at Rovers Run Dog Park.

- c. Notwithstanding the foregoing, the Director, in his sole discretion, may designate District property or District events as “no animal” areas or events, respectively, in which cases no owner or person having control of any animal shall cause or permit such animal to be in such areas or present at such events.
- d. The owner or person having control of any animal shall remove and dispose of, off District property, any excreta deposited by his animal anywhere on Park property.
- e. The provisions of sub-section (a) through (c) above, shall not apply to a blind person or a seeing-eye dog which is under the control of a blind person, or any recognized assistance animal for the disabled.
- f. No person shall trap, catch, wound, kill, treat cruelly, or attempt to trap, catch, wound, or kill any animal, or rob any nest of any animal on District property.

Section 2.05 Assault or Bodily Injury. No person shall engage in conduct which places another person in reasonable apprehension of receiving bodily harm or physical contact of an insulting or provoking nature, nor shall any person

intentionally or knowingly by any means cause bodily harm or make physical contact of an insulting or provoking nature with another person, on District Property.

Section 2.06 Begging and Soliciting Contributions. No person shall beg or panhandle on District Property. No person shall take up any collection or solicit or receive contributions of money or anything else of value on District Property without having first obtained a permit from the District.

Section 2.07 Camping. No person shall place, erect, or use any hammock, swing, tent, shelter or any other type of temporary or permanent camping equipment on District Property, or otherwise camp in any manner on District Property unless a permit therefore has first been obtained from the District.

Section 2.08 Controlled Substances. No person under the influence of Cannabis or any controlled substance shall enter into, be or remain on District Property, nor shall any person bring into, possess, take, use, sell or transfer on District Property any Cannabis or controlled substance.

Section 2.09 Cooperation with Authorities. No person shall hinder, disobey or otherwise interfere with any member of the Police Force of the District (as defined in Section 6.01 hereof) or any employee or agent of the District in the performance of his duties. No person shall falsely represent or impersonate any District officer or employee, or otherwise pretend to be a member of the Police Force or an agent or other representative of the District.

Section 2.10 Disorderly Conduct. No person shall either by word or act, indulge or engage in any loud, unusual, improper or boisterous noise or activity not normally associated with or attendant to park and recreational activities, including without limitation the loud playing of record players, televisions, radios, tape recorders, noisemakers, musical instruments or sound equipment, nor in any threat of violence or injury to the person or property of others, or in any riot, quarrel, fight, disturbance, nuisance, breach of peace or diversion tending to a breach of

peace or disturbance of the peace and quiet; or otherwise behave in any reckless or negligent manner so as to endanger the person or property of others; or collect with other persons, in bodies or crowds, for unlawful purposes, or for any purpose of annoyance, disturbance or obstruction of the lawful activities of other persons; or otherwise disturb, obstruct or interfere unreasonably with the lawful activities of other persons.

Section 2.11 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.

Section 2.12 Dumping, Polluting and Littering.

- a. No person shall place, pile or otherwise dump, leave or deposit in any manner any kind of dirt, rubbish, refuse, ashes, garbage, grass clippings and other yard waste, snow, ice or other substance, whether liquid or solid, on District Property except as specifically permitted by the District. 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 Ordinance.
- b. No person shall litter, cast, throw, drop or otherwise deposit or leave any garbage, refuse or other material of any kind on District Property nor shall any person spit upon or otherwise defile District Property. Provided, however, 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 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(s) responsible for the presence and properly disposed of elsewhere.

Section 2.13 Erection of Structures. No person shall construct, build or erect any building, tent or structure of whatever kind, whether permanent or temporary in character, or construct, run or string any public service or private utility into, upon, or across District property, unless a permit or contract therefore has first been obtained from the District.

Section 2.14 Fires. No person shall light or make use of any fire on District Property, except at such places and at such times as may be designed for such purpose and then only with such permission of and under such rules as may be prescribed by the Director or the Board. Every such fire shall be under the continuous care and direction of an adult from the time it is kindled until the time it is completely extinguished.

Section 2.15 Gambling and Games of Chance. No person shall play or engage in selling routines or futures, games of chance or in any other device or game of chance, hazard or skill, either as bookmaker, dealer, player or otherwise, for the purpose of gaming or gambling for money or other valuable things.

Section 2.16 Interference with Other Users. No person shall walk, act or conduct himself upon a portion of District Property designated for a particular game, sport 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, 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 engage in any activity on District Property in a manner calculated or likely to endanger, injure or damage persons or property in any way.

Section 2.17 Parades and Public Assemblies.

- a. No meetings, picnics, assemblies, ceremonies, exhibitions or entertainment, parades, processions or other public gatherings or similar activities, where the number of participants excepted may reasonably be assumed to exceed ten (10) or more persons and/or vehicles is permitted anywhere on District Property unless a permit allowing such activity has first been obtained from the District; provided, however, that this Ordinance shall not apply to students going to and from school classes or participating in educational activities under the immediate direction and supervision of school authorities, or a governmental agency acting within the scope of its functions, nor shall a permit be required for normal or scheduled recreational activities of the District.
- b. Any person seeking to obtain a permit to conduct or engage in any of the above or similar activities, shall file an application with the District in the form and containing such information as prescribed by the District not more than one hundred eighty (180) days and not less than fourteen (14) days prior to the date of the event or activity in question. Requests of less than 14 days will be considered on an individual basis based on available resources.

Section 2.18 Protection of Animals. No person shall hunt, pursue, hurt, molest, wound, kill, trap, catch, poison, abuse, chase, shoot, throw or propel missiles at, or remove or have in his possession or release or cause to be released, any water fowl, mammal, animal, amphibian, reptile or bird, on or upon District Property, or remove the young or eggs from the nest, lair, den or burrow of any such wildlife,

or give or offer to any animal, bird or reptile any harmful or noxious substance.

Section 2.19 Protection of Property. Unless a permit or contract therefore has first been obtained from the District, no person shall mark, carve, bend, cut, paint, deface, break down, destroy, damage, alter, change, sewer, uproot, excavate or otherwise remove, or attach or suspend any rope, wire or other material or contrivance to or from, any District Property including without limitation any:

- a. park building or part thereof, table, bench, fireplace, coping, lamp post, fence, wall, paving, or paving materials, shelter, refuse container, exhibit, display, tool or equipment, water line, telephone, or public utility or parts or appurtenance thereof, or any sign, notice or placard, whether temporary or permanent, equipment or facilities;
- b. soil, rock, stone, timber or other wood materials;
- c. tree, sapling, seedling, bush, shrub, flower, plant or plant material whether dead or alive.

Nor shall any person 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 designated or customarily used for such purposes, or recreational equipment as may be installed by the District for such purposes.

Section 2.20 Public Indecency.

- a. No person shall appear, be or remain on District Property in a state of nudity or in indecent or lewd attire.
- b. No person shall exhibit, sell, offer to sell, give away, offer to give away, or have in his possession while on District Property, any obscene book, pamphlet, paper, drawing, picture, photograph, model, cast, instrument or any other obscene or indecent article.
- c. No person shall commit or engage in an act of public indecency or sex offense as described in the Illinois Criminal Code of 1961 (Ill. Rev. Stat. Chap. 38, para. 11-1 et. seq.) on District Property.

Section 2.21 Restricted Areas. No person shall enter into any building or portion of District Property where persons are prohibited by the District from entering, or

where use is restricted to persons of the opposite sex [exception is made for children under the age of four (4)], as indicated by sign or notice. 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.

Section 2.22 Restrooms and Washrooms. No person shall fail to cooperate in maintaining restrooms and washrooms in a neat and sanitary condition. No person over the age of four (4) years shall use the restrooms and washrooms designated for the opposite sex.

Section 2.23 Selling of Articles and Services, Use in Profit Making Activities. No person shall sell, or offer or exhibit for sale or hire, or lease any article, thing, privilege or service including without limiting the giving of instructions or lessons for a fee, on District Property, and no person shall make any use of District Property in connection with its profit-making activities, unless a permit or contract therefore has first been obtained from the District.

Section 2.24 Signs. No person shall paste, glue, tape, hang, tack, nail, staple, erect, or otherwise attach, post or display, any sign, placard, advertisement, poster, billboard notice or other writing or visual display whatsoever, on District property without having first obtained a permit from the District therefore.

Section 2.25 Skate Boarding, Skating, Golf and Snowmobiling. No person shall skate board, skate, toboggan, snowmobile, ski, slide, golf or engage in similar activities on District Property except at such places and at such times as the District 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. Skateboarding and in-line skating are allowed at Extreme Scene Skate Park in Homewood.

Section 2.26 Sleeping, Vagrancy. No person shall sleep on benches, sidewalks steps or in doorways of the District nor shall any person without an established residence who wanders idly from place to place without any lawful or visible means of support or lawful purpose, use District Property in a manner designed or calculated to act as a substitute for such residence or means of support.

Section 2.27 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.

Section 2.28 Fishing Permits Required and State License. It shall be a violation of this Ordinance to fish on District property without having secured a state fishing license and a Park District fishing permit.

CHAPTER III - MOTORIZED VEHICLES, PARKING AND TRAFFIC CONTROL

Section 3.01 Bicycles.

- a. When two or more persons in a group are operating bicycles, they shall not ride abreast, but shall ride in single file.
- b. No person shall cling or attach himself or his bicycle to any other moving vehicle.
- c. The operator of a bicycle emerging from an alley, driveway or building shall, upon approaching a sidewalk or the sidewalk area extending across any alleyway, yield the right-of-way to all pedestrians approaching on said sidewalk or sidewalk area and upon entering the roadway shall yield the right-of-way to all vehicles approaching on said roadway.
- d. No person operating a bicycle shall carry another person on the same bicycle. This restriction does not apply to tandem bicycles or carriers designed for small children.
- e. No person shall operate a bicycle on District Property between 30 minutes after sunset and 30 minutes before sunrise, without a clear, white, properly lighted headlight, visible under normal atmospheric conditions from the front thereof for not less than 500 feet and firmly attached to the bicycle, or 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.

- f. No person may operate a bicycle on sidewalks except small children riding three or more wheeled bicycles while under the supervision and control of an adult.
- g. No person shall ride a bicycle on any street or path where signs are posted prohibiting riding bicycles on those streets or paths.
- h. 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 paving 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.
- i. All bicycles, when operated on roadways, shall be kept to the right and shall be operated as nearly as practicable at the right-hand edge of the roadway or sidewalk.
- j. 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.
- k. 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.

Section 3.02 Change of Oil/Lubrication. No person shall change the oil or grease of, or wash or polish vehicles and leave the debris from such action on District Property, unless a written permit therefore has first been obtained from the District.

Section 3.03 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.

Section 3.04 Driving Areas. No vehicles shall be managed, controlled or operated

upon District Property except over and upon such roadways, paths, parking lots or other areas designated or marked for use by motor driven vehicles.

Section 3.05 Duty of Operator in Accidents. No person shall leave the scene of a collision with another vehicle, person or property without giving his true name and residence address to the injured person or any other person or police officer requesting same, and in the event no public officer is present, he must immediately report the occurrence to the nearest police station or police headquarters.

Section 3.06 Enforcement of Traffic Regulations. No person shall fail to obey District traffic officers and other District employees who are directing traffic on District Property.

Section 3.07 Gas and Smoke. No person shall operate a motor vehicle on District Property which emits excessive noxious fumes or dense smoke.

Section 3.08 Hitchhiking. No person shall solicit a ride from the operator of any vehicle on District Property.

Section 3.09 Incorporation of State Statutes. In addition to the above provisions and to the extent not inconsistent therewith, no person shall operate a motor vehicle or perform any act in any manner on District Property in violation of 625 ILCS 5/11-203,204, 305, 306, 307, 310, 311, 401, 402, 403, 404, 407, 409, 410, 501, 502, 503, 506, 701, 702, 703, 705, 708, 709, 710, 801, 802, 803, 804, 901, 901.1, 902, 903, 904, 905, 906, 907, 1001, 1002, 1002.5, 1003, 1005.1, 1006, 1007, 1008, 1009, 1010, 1104, 1204, 1205, 1301.1, 1302, 1401, 1402, 1404, 1405, 1406, 1407, 1410, 1412, 1426 and 1428.

Section 3.10 Intoxicated Operators. No person shall operate or attempt to operate a motor vehicle while in an intoxicated condition.

Section 3.11 Mufflers. No person shall operate a motor vehicle on District Property which is not equipped with a muffler adequate to deaden the sound of the engine.

Section 3.12 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.

Section 3.13 Parking.

- a. No person shall park a vehicle in other than established or designated parking areas, and such shall be in accordance with the posted directions and markings or with the directions of any attendant who may be present.
- b. 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 the park system, 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 District. In no event shall any car or vehicle except District vehicles be parked on District Property overnight, except with the approval of the District.
- c. 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 necessary to avoid conflict with other traffic or when in compliance with the instructions of a police officer, or unless permission therefore has first been obtained from the District: (1) on the left side of any roadway; (2) on the lawn areas and grounds; (3) in front of a public or private driveway; (4) within any intersection; (5) within 30 feet of any stop sign or traffic control signal located at the side of a roadway; (6) on the roadway side of any vehicle parked at the edge or curb of the roadway; (7) on any sidewalk; (8) at any place where official signs or other markings prohibit parking, or where curbs have been painted yellow; or (9) 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.

Section 3.14 Repairs to Vehicles. No person shall change parts or make repairs of any kind to any vehicle on District Property except such emergency repairs necessary to remove such vehicle therefrom.

Section 3.15 Riding Outside Vehicles. No person shall ride upon the fenders, hood or any other exterior part of any vehicle.

Section 3.16 Right of Way. Every driver of a motor vehicle shall yield the right of way to a pedestrian at any marked crosswalk or within any unmarked crosswalk at any intersection. Any pedestrian crossing 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.

Section 3.17 Siren Devices. No person shall sound any horn, siren sounding device, or other type of signaling device which makes unusually loud or unnecessary noise on District Property.

Section 3.18 Speeding. No person shall drive or operate any vehicle on District Property at a speed greater than 15 miles per hour, or greater than is reasonable and safe under the circumstances, 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.

Section 3.19 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.

CHAPTER IV - PARK HOURS, CLOSING AND GENERAL OPERATION POLICIES

Section 4.01 Hours. District Property shall be open to the public except at such times as provided by or determined in accordance with this Article. The Board shall establish the hours during which District Property or any part(s) thereof shall be closed to the public. These hours may be revised from time to time by the Board. Such closing times shall be as set forth on Designation Schedule "A" attached.

Section 4.02 Special Closings. The Board or the Director may close District Property or any part or parts thereof to the public at any time and for any interval of time, either temporarily or at regular intervals, and either entirely or merely to certain uses as deemed reasonably necessary and in the best interest of the District.

Section 4.03 Use of Closed Property Prohibited. No person shall use, occupy or be or remain upon any District Property or leave any personal property in or upon any District Property which is closed to the public, or after closing hours, unless permission therefore has first been obtained from the District.

Section 4.04 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 and/or program fees, shall be approved and reviewed periodically by the Board. 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 be 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.

Section 4.05 Admission/Identification. No person shall enter into, be or remain in any area or facility of the District without payment of the 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 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.

Section 4.06 Tournaments, Leagues and Other Organized Recreational Activities. No person may utilize any District Property including without limitation special facilities such as outdoor tennis and softball facilities, for tournaments, lessons, leagues or other organized group recreational activities and outings unless a permit allowing such use or activity has first been obtained from the District.

Section 4.07 Lost and Found Articles. Whenever a District employee or agent finds lost articles on District Property he shall report such find to his Department Head and to the Director. The Department Head shall make every reasonable effort to locate the owner(s). The District shall make every reasonable effort to find articles reported to it as being lost on District Property.

CHAPTER V - PERMITS AND OTHER AUTHORITY

Section 5.01 Permits.

a. No person shall commit any act or engage in any activity prohibited by or

under any section of this Ordinance or any other ordinances or rule or regulation of the District unless such person shall have first applied for and obtained a permit from the District; provided, however, that such permits may and shall only be granted where the applicable section of this Ordinance or any other ordinance, rule or regulation specifically provides for the granting of a permit to engage in such activity.

- b. Except as otherwise provided by the applicable section of this Ordinance or any other ordinance, rule or regulation of the District with respect to the activity in question, applications for permits shall be filed with the Executive Director, at the District's Administrative Offices located at 3301 Flossmoor Road, Flossmoor, IL 60422 be in such form and contain such information and be subject to such review and appeal procedures as shall be established and revised from time to time by the Board.
- c. Permits shall be issued and permission granted only upon the payment of such fees as may be established from time to time by the District. All terms for the issuance of a permit must be strictly complied with and any violation of such terms, or any other law, ordinance or rule of the District, shall be grounds for revocation of the permit.

Section 5.02 Other Authority. Activities otherwise prohibited under any of the sections of this Ordinance, or any other ordinance, rule or regulation of the District may be conducted or engaged in by a person, his agents and employees, if done so in strict conformance to the provisions of an agreement with the District which has been duly authorized by the Board.

CHAPTER VI - ENFORCEMENT

Section 6.01 Police Force.

- a. The Police Force of the District shall consist of the Executive Director, Superintendent of Recreation, Superintendent of Parks and members of the police force of the Village of Homewood and of the Village of Flossmoor or those designated by the Director.
- b. The Police Force shall be the conservators of the peace on District Property and shall be responsible for the enforcement of the laws of the State of Illinois and the ordinances and rules of the District and the Village of Homewood and the Village of Flossmoor.

- c. The members of the Police Force shall have authority to make arrests and issue warrants and citations in the same manner as members of the police force in municipalities organized and existing under the general laws of the State of Illinois, and have the authority to eject from District Property any person violating any applicable federal or state law, or ordinance, rule or regulation of the District, the Village of Homewood or the Village of Flossmoor.

Section 6.02 Rules to the Obeyed. No person, after having been notified of the existence and nature of a rule of the District, shall violate or disobey any such rule, even though the same may not have been posted. No person shall violate or disobey the directions or instructions contained in any notice or sign posted by the District relating to the use of District Property.

Section 6.03 Parties to Ordinance Violation.

- a. The parent or legal guardian of a minor defendant who resides with such parent or legal guardian shall be jointly and severally liable for any fine or condition of restitution or reparation imposed by a court upon a minor for violation of this Ordinance; provided that payment may not be demanded of such parent or legal guardian unless and until the minor has not paid the fine or made restitution or reparation within the time ordered by the court; and provided that said parent or legal guardian has been served with summons or notice to appear in the original cause and all proceedings thereafter as provided by law.
- b. Every person who commits, attempts to commit, conspires to commit, or aids or abets in the commission of any act declared herein to be unlawful, as a principal, agent, or accessory, shall be guilty of such offense, and every person who falsely, fraudulently, forcibly or willfully induces, causes, coerces, requires, permits, or directs another to violate any provision of this Ordinance is likewise guilty of such offense.
- c. Any person who is the owner, registered owner, or person in control of any animal, vehicle or other property of any kind brought, placed, parked or allowed to remain on District Property in violation of this Ordinance or other ordinance or rule of the District, shall be deemed prima facie responsible for such violation and shall be subject to the penalties provided for herein.

CHAPTER VII - PENALTIES

Section 7.01 Revocation of Privileges, Fine. Any person violating or disobeying any section or part thereof of this Ordinance, or any other ordinance, rule or regulation of the District, shall be guilty of a misdemeanor, may be forthwith evicted from District Property, may have his admission rights to District Property terminated, revoked, forfeited or suspended for the remainder of the season, and shall, upon conviction, be fined not more than \$200 for each offense.

Section 7.02 Seizure/Impoundment of Property. Any property, substance or thing brought into, utilized, placed or left on District Property in violation of any Section of this Ordinance, or any other ordinance, rule or regulation of the District may be seized and destroyed in the case of property and substances referred to in Sections 2.03 and 2.09, or seized and impounded in the case of any other property, substance or thing (including without limitation vehicles and bicycles). Property so impounded shall not be returned to the owner(s) thereof until such person(s) shall provide the District with acceptable proof or evidence of ownership and until such person(s) shall have reimbursed the District in full for all costs to the District of such impoundment including without limitation any storage charges. Property not claimed by the rightful owner(s) thereof within sixty (60) days after such impoundment may be sold by the District which shall be entitled to the entire proceeds thereof, or otherwise disposed of or destroyed.

Section 7.03 Non-Exclusivity of Penalties. The penalties provided for in this Chapter are in addition to and not exclusive of any other remedies available to the District as provided by applicable law. The penalties provided for in Section 7.01 may be imposed or assessed in addition to and not necessarily in lieu of the penalties provided for in Section 7.02, and vice versa.

CHAPTER VIII - REPEAL

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

CHAPTER IX - SEVERABILITY

Provisions of this Ordinance shall be deemed to be severable. Should any Section or portion thereof of this Ordinance be declared invalid by a court of competent jurisdiction, the remaining portion or portions of such Section and/or the other

Sections, as the case may be, of this Ordinance shall nevertheless be valid, binding and subsisting.

CHAPTER X - PUBLICATION AND EFFECTIVE DATE

Section 10.01 Publication in Book Form. In lieu of other publications, this Ordinance shall be published in book or pamphlet form and when so published, shall become effective with the same force and effect as if otherwise published. Such book or pamphlet shall be received as conclusive evidence of the passage and legal publication of this Ordinance in all courts and other places without further proof of the passage and publication of this Ordinance.

Section 10.02 Effective Date. This Ordinance shall take effect and be in force ten days after the date of its passage, approval and publication in book or pamphlet form as provided for herein.

AYES: Four

NAYS: None

ABSENT: One

APPROVED: January 9, 1990

REVISED: August 2001

June 2009

/s/ Robert Haderlein

President

ATTEST: /s/ Debbie Kopas

Secretary

SCHEDULE A SPECIAL DESIGNATION

Special Regulations Regarding Park Activities

Section 4.01 Hours. All parks close at dusk except:

- a. When Park District staff are conducting a program.
- b. Irwin Park closes at 11:00 p.m.
- c. Park buildings close at midnight.

