

**CHAPTER 28**

**PARKS**

**ARTICLE I - REGULATIONS**

**28-1-1**     **SCOPE OF REGULATIONS.** These regulations shall apply to any real property owned or dedicated to the Village and designated as such by the Village Board of Trustees as a park.

**28-1-2**     **RESISTING OR INTERFERING WITH A VILLAGE OFFICIAL.** No person in the park system shall interfere with any police officer or employee of the Village in the discharge of his or her duty, or fail or refuse to obey any lawful command or directive of any such Trustee or employee.

**28-1-3**     **IMPERSONATING A VILLAGE OFFICIAL.** No person shall falsely represent himself or herself as a park or Village official.

**28-1-4**     **HINDERING EMPLOYEES OR CONTRACTORS.** No person shall interfere with any employee or contractor of the Village while they are engaged in constructing, repairing or caring for park property.

**28-1-5**     **DAMAGE TO PARK PROPERTY.** No person shall remove, cut, break, climb on, or in any way injure or deface any tree, shrub or plant, or any of the buildings, fences, bridges, lamps, posts or other structure or property within the park system.

**28-1-6**     **VEHICLES.** No person shall bring or use any vehicle upon any portion of the park system where such vehicles are prohibited from being brought or used. No person shall drive or ride any conveyance in Village parks faster than **twenty (20) miles** an hour. Vehicles shall include, but not be limited to, cars, trucks, motorcycles, snowmobiles, go-carts and mopeds.

**28-1-7**     **PARKING.** No person shall park a vehicle in the parks except in the areas specifically designated for said use.

**28-1-8**     **RESTRICTED AREAS OF PARKS.** No person shall enter upon any portion of the park system where persons are prohibited from going by direction of the Board of Trustees, as indicated by sign or notice. No person shall swim or wade in any park lake or pond.

**28-1-9**     **HOURS.** No person shall use the park system during the period beginning **thirty (30) minutes** after sunset until sunrise except as otherwise scheduled in advance with the Village office, but in no event later than **eleven o'clock (11:00) P.M.**

**28-1-10**   **SHELTER RESERVATIONS.** No person shall interfere with access to shelters that have been formally reserved through the Village office. Reservations may be made for a calendar year beginning on the first business day of each year on a first come first served basis. The reservation procedure shall include payment of the required fee and issuance of a permit by the Village office for the area reserved and the time for the area to be reserved based upon the fees as established by the Board of Trustees of the Village from time to time. **(Ord. No. 99-13)**

**28-1-11**   **OBSTRUCTING ACCESS.** No person shall place objects or property of any kind so as to obstruct travel in or use of any portion of the park system.

**28-1-12**   **FIRES.** No person shall light or make use of any fire in the park system, except such portions thereof as may be constructed for such purpose and then only under such regulations as are prescribed.

**28-1-13**   **USE OF WATER.** Water is intended for use of park patrons on park premises. No person will waste water purposely by allowing spigots to run, by flushing toilets needlessly or by any other wasteful means.

**28-1-14**   **LITTERING.** The discarding of any trash or refuse in any park other than in designated receptacles is prohibited.

**28-1-15**   **DUMPING ARTICLES.** No person shall deposit, dump, throw or place any rubbish, garbage or other refuse in any part of the park system, except in receptacles provided for that purpose. Such discarded material can only be a by-product of recreational activity in the park system.

**28-1-16 BRINGING PLANTS, SHRUBS OR TREES.** No person shall bring into park property any tree, shrub, plant or portion of such plants unless expressly permitted to do so by the Trustees.

**28-1-17 BOATING.** No person shall boat on any body of water located within the boundaries of any park.

**28-1-18 GAMES AND SPORTS.** No person shall engage in any sport, game or amusement on a portion of the park designated by sign, by establishment of a playing field, or other facilities as being for a different sport, game or activity. (For example, volleyball shall not be played on a baseball diamond.) No person shall play at games of chance or use gambling devices in the park system.

**28-1-19 FIREARMS, FIREWORKS AND DANGEROUS MISSILES.** No person shall carry or discharge firearms in the park system, or discharge or set off fireworks or things containing any substance of an explosive nature in the parks. No person shall cast any stones or other missiles within the park system so as to create a hazard to people or property.

**28-1-20 OFFERING ARTICLES FOR SALE OR SERVICES FOR HIRE.** No person shall offer or exchange for sale any article or offer services for hire, or do any soliciting for sale of articles or services in the park system, except where authorized to do so by permit.

**28-1-21 SOLICITING TO BUY.** No person shall buy or offer to buy an article or services for hire in the park system, or solicit for such articles or services, except where authorized to do so by permit.

**28-1-22 SOLICITING PROHIBITED.** No person shall take up any collection for charity, beg or solicit alms or handouts or accept contributions of money or anything of value in the park system except where authorized to do so by permit.

**28-1-23 ADVERTISEMENT.** No person shall display any advertisement of any kind, nor shall any person distribute such advertisement or notice in the park system except where authorized to do so by permit from or contract with the Trustees. No person shall post, stencil or otherwise affix an advertisement or other papers upon any structure or thing in the park system except where it is specifically allowed by appropriate sign or notice.

**28-1-24 BREACH OF PEACE; UNLAWFUL ASSEMBLY.** No person shall collect with other persons, in bodies or in crowds, for unlawful purposes or for any purpose to the annoyance or obstruction or disturbance of other persons.

**28-1-25 BREACH OF PEACE; DISORDERLY CONDUCT.** No person shall make any improper noise, disturbance or breach of the peace in the park system or be guilty of any disorderly conduct therein. No person shall use any abusive, threatening, insulting, indecent, profane or obscene language, or language calculated to occasion a breach of the peace, nor be guilty of any indecent act or behavior in the park system.

**28-1-26 BREACH OF PEACE; SUBSTANCE ABUSE.** No intoxicated person shall enter, be or remain in the park system, nor shall any person bring within the park intoxicating beverages in a quantity greater than that for his/her own gathering. No beer trucks, trailers, pony kegs, half kegs or full kegs shall be brought into the park. No alcoholic beverages or drinks shall be sold in the park.

**28-1-27 DEBRIS, DIRT, AND CONSTRUCTION MATERIALS.** It shall be unlawful for a person to dump or deposit debris, dirt or construction materials in the park.

**28-1-28 ALCOHOLIC LIQUOR.** It shall be unlawful to sell alcoholic liquor in the park except in compliance with the Liquor Code - Chapter 21.

**28-1-29 UNLAWFUL ACTIVITIES.** It shall be unlawful to ice skate on the pond, to swim in the pond, to dump ducks or geese or undesirable fish in the pond.

**[See Section 1-1-20 and 1-1-21 for penalty provisions.]**

**ARTICLE II – PARK FEES**

**28-2-1      RESERVATION FEES.**

(A)            There shall be established a schedule of reservation fees for use of any field located in the Rochester Community Park and any team desiring to use the park shall be registered with the Village. The fee shall be assessed as follows:

- (1)    **Five Dollars (\$5.00)** per person per season upon registration for a League team;
- (2)    **One Hundred Dollars (\$100.00)** per season for a Traveling team consisting of up to **fifteen (15)** participants and **One Hundred Twenty-Five Dollars (\$125.00)** per season for a Traveling team consisting of more than **fifteen (15)** participants;
- (3)    For a tournament event, the fee will be **Seventy-Five Dollars (\$75.00)** per day.

The responsibility for collecting the fee for each team and remitting the appropriate fee to the Village will be with the respective league or organization responsible for scheduling the sport. The Village will require each league or responsible organization to complete and file with the Village an application in form and substance satisfactory to the Village for the Village to be able to determine the appropriate fee to be charged.

(B)            A "League team" shall be defined as any team for any sport which consists of players who are predominantly of residents of the Village or the Rochester School District, which may play games with teams from other communities. A "Traveling team" shall be defined as any team for any sport which consists primarily of players who are not residents of the Village or the Rochester School District. The season shall be defined as a finite period of time as is scheduled by the league or organization registering the team at registration, but shall in no event be of a duration longer than **one (1) year** from the date of registration and which does not meet the definition of a tournament. A tournament shall be defined as a one-time event.

**(Ord. No. 11-04; 02-14-11)**

**28-2-2      BALL FIELD FEES.** There shall be established the following fee for certain of the ball fields in Rochester Community Park for each game played in which lights are being used for the associated activity:

- (A)            **Marshall Bell Field – Twenty-Five Dollars (\$25.00)**
- (B)            **Ball Field #5 – Fifteen Dollars (\$15.00)**

**(Ord. No. 11-05; 02-14-11)**