

PART I ADMINISTRATIVE LEGISLATION

Chapter 15 PUBLIC PARKS

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15.01 Definitions. The words and phrases used in this Chapter are defined as follows:

- A.** Long term exclusive use. Exclusive rights to use a recreational facility for a period exceeding seventy-two (72) hours.
- B.** Park. The public parks of the Village of Lake Delton, Lake Delton Public Beach, Ralph Hines Memorial Park, Tower Park, Mirror Lake Dam Park, Breach Park and Newport Park.
- C.** Recreational facilities. The Poppy Waterman Ice Arena, Capt. Bob's Park, Kaminski Park, Lake Delton Skate Park and all public boat ramps.

15.02 Park hours

No person or vehicle shall be allowed on park premises or recreational facilities in the Village of Lake Delton between the hours of 10:00 p.m. and 7:00 a.m., except as allowed by permit issued by the Village board. Notice of restrictions on park hours shall be posted as necessary in each park in the Village of Lake Delton.

15.03 Parks and playground regulations

- A.** No person shall dig up, mutilate or injure any grass, trees, shrubbery or flowers in the Village's public parks or recreational facilities.
- B.** No person shall in any way deface, mutilate or destroy any equipment, building, beach or fountain situated in said parks, playgrounds or recreational facilities.

15.04 Animals

- A.** No person shall take, catch, kill, hunt, trap, pursue or otherwise disturb any wild animals or birds in any park, excluding game fish.
- B.** Except for service animals, no animals are allowed in Village parks or recreational facilities.

Section 15.05 Reserved

15.06 Camping prohibited. Overnight camping is not permitted in Village parks or recreation facilities.

15.07 Motor Vehicles. No person shall drive, park or leave standing any motor vehicle, motor cycle, trailer, recreational vehicle, within any park except upon designated driving and parking areas. No person shall drive a power driven recreational vehicle upon any Village park or recreational facility, except upon designated trails as authorized by the Village board.

15.08 Fires. No person shall build a fire in any park, except in grills or fireplaces designed for such purpose. All charcoal, embers, or residue shall be doused and disposed of in containers specifically provided for such disposal.

15.09 Commercial Activity. No person shall engage in any commercial activity in any park or recreational facility without a permit.

15.10 Littering; Waste. No person shall place, leave, or throw any waste materials in any park, except in receptacles specifically provided for that purpose.

15.11 Smoking. Except as otherwise provided, it shall be unlawful for any person to smoke or use tobacco products in Village parks or recreational facilities. Smoking is only permitted in Village parks in specifically designated smoking areas. For purposes of this section, "Smoking" means to smoke or carry a lighted pipe, cigar, cigarette or tobacco-related products in any form.

15.12. Posted Rules. The Village board is authorized to enact rules and regulations governing the Village parks and recreational facilities. The rules and regulations adopted by the Village board shall be posted at the entrance to each park or recreational facility and prominently displayed in at least two (2) locations of each park or recreational facility. No person shall violate any posted rule at a Village park or recreational facility.

15.13 Alcoholic Beverages. Except as otherwise provided, alcoholic beverages are permitted in Village parks and recreational facilities. No alcoholic beverages are allowed at the Lake Delton Skate Park. Alcoholic beverages are only allowed at the Polly Waterman Ice Arena and Frank Kaminski Park in accordance with the terms and conditions of the Class B beer licensee issued for the premise. No alcoholic beverages may be carried in at events at Poppy Waterman ice Arena and Frank Kaminski Park.

Sections 15.14-15.19 Reserved

15.20 Reservation of Parks and Recreational Facilities. Persons wishing to reserve a picnic area or shelter facility must complete a reservation form and pay the designated fees. Picnic areas that are not reserved are open for public use on a first come first serve basis. Any person seeking to reserve any portion of a Village park or a recreational facility for exclusive use shall apply for an Exclusive Use Permit issued by the Village clerk-treasurer-coordinator or designee. Except as otherwise specifically provided, Exclusive Use Permits may be issued for up to one (1) year in advance to residents and property owners of the Village. Non-residents may apply for Exclusive Use Permits up to sixty (60) days in advance. The licenses and contracts permitted under s. 15.26 are exempt from the application of this section.

15.21 Application for Permits. Applications for an exclusive use permit to reserve the use of a park or recreational facility shall be filed with the Village clerk-treasurer-coordinator on the forms provided by the Village. Application for permits shall be filed least ten (10) working days prior to the event and shall include the following information:

- A. The name, address and telephone number of the applicant.
- B. The name and address of the sponsoring person(s), corporation or association.
- C. A description of the activity to be conducted.
- D. The name of the park or recreational facility and the part thereof for which the permit is requested.
- E. The date of the proposed activity, and the hour at which it will begin and end.
- F. The estimated attendance.
- G. Any contemplated sale or solicitation associated with the activity
- H. If the permit is for use of a Village recreational facility, the applicant shall identify the insurance company issuing a contract for general public liability insurance.

15.22 Requirements for permit. Any permit issued pursuant to subsection 15.21 shall be granted only upon the following conditions:

- A. The proposed use must be suitable for the location.
- B. The applicant must have all of the permits required to conduct the event.
- C. The proposed use must not endanger the health, morals or safety of the public.
- D. The proposed use must not unduly interfere with the peaceful enjoyment of the park, recreational facility or the surrounding properties.
- E. The applicant shall not have had a permit revoked or suspended in the previous five (5) years for a material violation of this ordinance. If the applicant is a corporation, none of the shareholders, officers or directors of the applicant shall have been a permittee, or a shareholder, officer or director of a permittee that had been revoked or suspended in the previous five (5) years.
- F. The applicant for a permit for use of a recreational facility must provide proof of general liability insurance issued by an insurance company licensed to do business in the state of

Wisconsin with coverage of not less than one million dollars (\$1,000,000.00) per person, two million dollars (\$2,000,000.00) in the aggregate.

- G. The place requested has not been previously reserved by any other permittee.
- H. The site of facility requested will safely accommodate the anticipated attendance.
- I. The activity will not physically damage the site.
- J. The activity is not proscribed by law; and for athletic or sporting events, the site is duly designed for the activity to be conducted.
- K. The permit fee is paid.
- L. A copy of the insurance binder is filed.

15.23 Denial of Permit. In the event a requested permit is denied or is not issued, the Village clerk-treasurer-coordinator shall issue a written notification of denial, personally delivered or mailed to the applicant. The notice shall indicate the reason for the denial of the application and alternatives, if any, and shall state that if the applicant desires a review of the decision to deny the application, an appeal to the Village Parks and Recreation Committee must be filed within ten (10) days of receipt of denial.

15.24 Permit fees. The Village board shall by resolution establish a schedule of fees for exclusive use permits.

15.25 Management of Parks and Recreational Facilities. The Village clerk-treasurer-coordinator shall be responsible for overseeing the permitting and use of the parks and recreational facilities. The Village clerk-treasurer-coordinator is authorized to issue or deny permits, and to enforce the provisions of this ordinance. In reviewing applications for permit, the Village clerk-treasurer-coordinator shall give preference to Village residents and area organizations. The Village clerk-treasurer-coordinator is authorized to waive permit fees for fund raising activities sponsored by local nonprofit organizations.

15.26 Licenses and contracts. Qualifying persons and organizations may enter into contracts for the long term exclusive use of recreational facilities. The Village board shall review applications for long term exclusive uses and issue licenses or leases of recreational facilities on such terms and conditions that it deems appropriate.

Sections 15.27-15.29 Reserved

15.30 Penalties.

- A. Any person violating any of this Chapter's provisions, or failing to perform any duty imposed hereunder, or committing any act prohibited thereby, shall upon conviction thereof forfeit not less than twenty-five dollars (\$25.00) nor more than five-hundred dollars (\$500.00), plus the cost of prosecution. The minimum deposit shall be as set forth in subparagraph B below, plus court costs, penalty assessments or other fees as established by Wisconsin statutes.
- B. Deposits. The following bond schedule applies to citations issued under this Chapter 15:

SECTION	TITLE	PENALTIES
15.02	Park hours	\$ 25.00

15.03	Parks and Playground Regulations	\$200.00
15.04	Animals	\$ 50.00
15.06	Camping prohibited	\$100.00
15.07	Motor Vehicles.	\$ 50.00
15.08	Fires	\$ 50.00
15.09	Commercial Activity	\$500.00
15.10	Littering; Waste	\$100.00
15.11	Smoking	\$100.00
15.12	Posted Rules	\$ 50.00
15.13	Alcoholic Beverages.	\$100.00

C. Upon default of payment of such forfeiture and costs, the violator shall be imprisoned in the Sauk County Jail until payment is made, but not exceeding thirty (30) days for each violation. Each day of violation of any provision of this Chapter shall be deemed to constitute a separate offense.

15.31 Removal of Violators. In addition to the other penalties provided in this Chapter, any person violating any rules or regulations set forth in this Chapter, or any order or regulation established by the Village board, may be summarily removed from a park or recreational facility by any employee of the Village or by any police officer. Any person engaged in repeated violations of the rules of regulations set forth in this Chapter may be banned from the parks or recreational facility for up to one (1) year.

Sections 15.32-15.39 Reserved

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