

**WARREN TOWNSHIP**  
**ORDINANCE NO. 2019-O-04**

**GENERAL USE ORDINANCE**

**WHEREAS**, Warren Township, Lake County, Illinois (the “Township”), has previously adopted and periodically updated rules and regulations for the governance of the parks and facilities of the Township; and

**WHEREAS**, in order to provide more user-friendly regulations, the general use regulations shall be separate and apart from all other ordinances and regulations; and

**WHEREAS**, the Township is authorized by the Township Code to adopt a General Use Ordinance for the regulation of Township property.

**NOW, THEREFORE** be it and it is hereby ordained by the electors of Warren Township, Lake County, Illinois, as follows:

## 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 Warren Township shall be known and may be cited as “the General Use Ordinance of Warren Township.”

### 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. “Agent” means any representative contracted to Warren Township acting within the scope of his/her/their authority, such as caterers, outside vendors, etc.
2. “Aircraft” means any device that is used or intended to be used for flight.
3. “Alcoholic Liquor” is defined as provided in the Illinois Liquor Control Act of 1934 (235 ILCS 5/1-3.05) as amended hereafter.
4. “Aquatic Life” means all fish, reptiles, amphibians, crayfish, mussels, mollusks, and crustaceans.
5. “Board” means the Warren Township Board
6. “Camp” or “Camping” shall include the erecting of a tent or shelter of natural or synthetic material, preparing a sleeping bag, hammock, or other bedding material for use, setting up any temporary or permanent camping equipment including without limitation food preparation equipment, parking of a motor vehicle, motor home or trailer, or mooring of a vessel, for the apparent purpose of overnight occupancy; and/or in connection therewith, the use of Township Property for living accommodation purposes such as sleeping activities, or making preparations for sleeping activities, or storing personal property, or making preparations to store personal property, or making a fire or using a device to provide heat other than as may be permitted as part of a Township event or activity.
7. “Cannabis” is defined as provided in the Illinois Cannabis Control Act (720 ILCS 550/3(a)) as amended hereafter.
8. “Carry” means to wear, bear, or have on or about the person.

9. "Commercial Solicitation" means any one or more of the following activities, not done for charitable purposes, by a Person on Township property:
  - (i) The sale of, or seeking to obtain orders for the purchase of goods, wares, merchandise, foodstuff or services of any kind, character or description, for any kind of consideration.
  - (ii) The sale of, or seeking to obtain prospective customers for any application or purchase of insurance of any type, kind or character.
  - (iii) The sale of, or seeking to obtain subscriptions to books, magazines, periodicals, newspapers or any type kind of publication.
10. "Controlled Substance" is defined as provided in the Illinois Controlled Substances Act (720 ILCS 570/100,*et seq.*) as amended hereafter.
11. "Domesticated Animal" shall include any animal of a species of vertebrates that has been domesticated by humans so as to live and breed in a tame condition and depend on humankind for survival.
12. "Drone" means any unmanned aircraft system that is capable of sustained flight or suspension in the atmosphere including unmanned aircraft commonly referred to as model airplanes, small unmanned aircraft or aerial systems, aerial hover craft and any other remotely piloted or unmanned aircraft or any kind used for public, recreational, or commercial purposes.
13. "Drug Paraphernalia" is defined as provided by the Illinois Drug Paraphernalia Control Act (720 ILCS 600/2(d)) as amended hereafter.
14. "FAA" means Federal Aviation Administration, or any successor Federal agency.
15. "Facility" means any Township Property other than a building, park or playground and includes, without limitation, swimming pools, golf courses, tennis courts and basketball courts.
16. "Fish" or "Fishing" means taking or attempting to take aquatic life in or from any Township Waters by any method, and all other acts such as placing, setting, drawing or using any device commonly used for the taking of aquatic life whether resulting in such taking or not.
17. "ILCS" is the Illinois Compiled Statutes.
18. "Intoxicating Compounds" shall include all substances listed in the Use of Intoxicating Compounds Act, 720 ILCS 690/0.01 *et seq.*

19. "Operator" means a Person who operates, drives, controls, otherwise has charge of, or is in actual physical control of a mechanical mode of transportation or any other mechanical equipment.
20. "Ordinance" means the General Use Ordinance of Warren Township.
21. "Organized Recreational Activities" means any planned activity, which is advertised or otherwise promoted, or sponsored by any Person, and conducted at a predetermined time and place that can improve physical fitness, coordination, self-discipline, teamwork, as well as promote a sense of Personal satisfaction and accomplishment.
22. "Person" is every natural Person and every organization, firm, partnership, association, corporation, or entity of any kind or any employee, agent or officer thereof. This definition shall not include the Township and any authorized officer, employee (full or part-time, regular or short-term), or agent of the Township when acting within the scope of his authority.
23. "Permit" is the written authorization issued by or under the authority of the Township, by a Township officer or employee empowered to grant said authorization, to a Person to engage in a particular act or acts on Township Property. Said authorization is subject to the terms and conditions specified in the Permit, license, or contract as well as all applicable federal, state, local, and Township laws, ordinances, rules, and regulations.
24. "Possess" or "Possession" means exercising direct physical control or dominion, with or without ownership, over any kind of property.
25. "Refuse" includes without limitation trash, garbage, rubbish, waste, papers, bottles or cans, debris, litter, oil, solvents, liquid waste, or other discarded material whether solid or liquid.
26. "Services" shall include, but not be limited, to labor, professional services, transportation, leasing or renting any article, object, privilege, or service, giving of instructions or lessons, admission to exhibits, use of telephone or other utilities, or any act for which payment is customarily received.
27. "Sex" means that status of being male or female.
28. "Smoking" means the lighting of cigarettes, cigars or pipes and the use of electronic vapor devices and also includes the carrying of lighted cigarettes, cigars or pipes, or the intentional and direct inhalation and exhalation of smoke or vapor from these objects.
29. "State" means State of Illinois.

30. "Supervisor" means the Township Supervisor of Warren Township.
31. "Take" or "Taking" means to pursue, hunt, harass, lure, harm, shoot, trap or ensnare, gig or spear, net, capture, collect, kill, destroy, wound, or attempt to do any of the above.
32. "Township" is Warren Township, Lake County, Illinois.
33. "Township Property" means all of the property, real and personal, of every kind and description located within the jurisdiction of, or owned, administered, leased or licensed by, or otherwise in the possession or under the control of the Township, including without limitation every building, shelter, street, sidewalk, trail, path, beach, park, playground, wilderness or open space, or other public place or proprietary place or facility and all Township waters located on or adjacent to or flowing over property located within the jurisdiction of, or owned, administered, leased or licensed by, or otherwise in the possession or under the control of the Township.
34. "Township Security Officer" shall include any non-sworn member of a police force authorized to enforce Township ordinances.
35. "Township Waters" shall include all water located on or adjacent to or flowing over land owned, leased, or generally administered or operated by the Township, including without limitation all natural or man-made lakes, rivers, creeks, streams, ponds, lagoons, bays, and drainage ways.
36. "Vehicle" means every device in, upon, or by which a Person or property is transported or drawn on land, whether motor powered or self-propelled, except baby carriages, or strollers, bicycles when properly used on walks or trails, and vehicles in the service of the Township.
37. "Vessel" means every type or description of watercraft or object used or capable of being used as a means of conveyance or transportation on water, including without limitation boats, rafts, canoes, inner tubes, air mattresses, kayaks, jet skis, inflated devices, logs, branches, or any other buoyant object permitting or capable of free flotation. "Vessel" does not include Personal floatation devices or equipment required for safety such as life vests.
38. "Wildlife" shall include any water fowl, mammal, animal, amphibian, reptile, or bird or the young or eggs thereof, but excluding any domesticated dog or cat.

Section 1.03 Construction and Scope

1. 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) The word “may” is always permissive and upon the discretion of the Township; (4) This Ordinance is in addition to and supplemental to all applicable state, federal, local, and Township laws, ordinances, rules, and regulations including without limitation the Township Code (60 ILCS 1/1-1 *et seq.*); (5) 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 federal, state, local, or Township laws, ordinances, rules, or regulations; (6) The meaning of any term, phrase, or word not otherwise defined in this Ordinance or in such applicable federal, state, local, or Township laws, ordinances, rules, or regulations shall retain its ordinary and properly understood meaning; (7) 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 provision of this Ordinance; and, (8) 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 the engaging in such activity and subject to the same penalties.
  
2. This Ordinance shall apply to and be enforceable within and upon all Township Property, and shall regulate the use thereof by all Persons. However, no provision hereof shall make unlawful any act necessarily performed by any officer, employee or agent of the Township, Township Security Officer when acting within the scope of his authority or in his line of duty, or any other Person summoned by such Person to assist him.

## CHAPTER II. SPECIFIC RESTRICTIONS ON CONDUCT AND BEHAVIOR

### Section 2.01 Aviation

1. No person shall fly, cause to be flown or permit or authorize the flying of an aircraft of any kind at any time over Township property at an elevation lower than the minimum safety requirements established by the Federal Aviation Administration or other governmental authority, at an elevation which is lower than is reasonably safe under the circumstances, or in a manner which endangers the safety of any person on Township property.
2. No person shall make an ascent or descent of any aircraft, model aircraft, drone, balloon, glider, hang glider, or parachute into or onto Township property, or cause, permit or authorize another Person to make an ascent or descent of any aircraft, model aircraft, drone, balloon, glider, hang glider, or parachute into or onto Township property, unless a Permit therefore has first been obtained from the Township, except when necessitated by unavoidable emergency.
3. Unless otherwise authorized by law, no person upon, over, or in connection with any property of the Township shall start, fly or cause to be flown or permit or authorize the flying of any fuel-powered engine, battery-powered, jet-type or electric-powered model or toy or any radio controlled model aircraft, drone, car, truck, boat, or rocket, or similarly powered toy or model, unless a Permit has first been obtained from the Township, and then only in accordance with the rules, regulations, and restrictions promulgated and posted.

### Section 2.02 Alcoholic Liquor

1. No person under the influence of alcoholic liquor shall enter into, be, or remain on Township property. For purposes of this Section, “under the influence” means affected by Alcoholic Liquor, in any determinable manner. A determination of being “under the influence” can be established by a professional opinion, a scientifically valid test, a lay Person’s opinion, or the statement of a witness.
2. No person, other than the Township or its authorized agents, shall sell or deliver any alcoholic liquor on Township property, unless said person has first obtained a Permit, license, or contract therefor from the Township.
3. No Person shall distribute, provide or allow any Person under 21 years old to possess or consume Alcoholic Liquor on Township Property. No person under the age of 21 years old shall possess or consume Alcoholic Liquor on Township Property.

4. No person shall bring into, possess, consume, use, or transfer any Alcoholic Liquor on Township property without having first obtained a Permit therefore from the Township unless he is in or on Township property where the possession or consumption of Alcoholic Liquor is allowed without a Permit, or unless the Alcoholic Liquor is legally possessed in an unopened container stored in the trunk of a motor vehicle.
5. Every person possessing, using, consuming, or transferring Alcoholic Liquor pursuant to this section shall be subject to and shall comply with all applicable federal, state, local, and Township laws, ordinances, rules, and regulations regarding the possession, use, consumption, or transfer of Alcoholic Liquor.

Section 2.03 Controlled Substances and Cannabis

1. Except in connection with a valid prescription, no Person under the influence of any Controlled Substance or Cannabis shall enter into, be, or remain on Township Property.
2. Except in connection with a valid prescription, no Person shall bring into, possess, consume, take, or use any Controlled Substance or Cannabis on Township Property.
3. Except in connection with a valid prescription, no Person shall possess, bring into or use Drug paraphernalia on or in connection with any Township Property, with the intent to use it in ingesting, inhaling, or otherwise introducing cannabis or a controlled substance into the human body, or in preparing Cannabis or a controlled substance for that use.
4. No person under the influence of any intoxicating compound, controlled substance, or any combination thereof, shall enter into, be, or remain on Township property.
5. No Persons on Township Property shall violate the "Illinois Controlled Substance Act," 720 ILCS 570/100, *et seq.*

Section 2.04 No Smoking Policy

1. Smoking and the use of tobacco products is prohibited on all properties under the control of the Township.
2. Tobacco use of any kind, including use of smokeless tobacco products, is prohibited on Warren Township property and within twenty-five (25)

feet of any Township playground, sports field, skate park, shelter or structure, including any Township outdoor special events.

3. Tobacco use of any kind, including use of smokeless tobacco products, is prohibited within all buildings, facilities and vehicles owned, leased, or otherwise in the possession or under the control of the Township, or within fifteen (15) feet of facility entrances/exits, windows that open and ventilation intakes.
4. Tobacco is defined to include any lighted or unlighted cigarette (clove, bidis, kreteks), electronic cigarettes (e-cigs or e-cigarettes), personal vaporizers (PV) or electronic nicotine delivery systems (ENDS), or any other device that simulates tobacco smoking by producing an aerosol that resembles smoke, cigars, cigarillos, pipes, hookah products; and any other smoking product; and any smokeless, spit or spit less, dissolvable, or inhaled tobacco products, including but not limited to dip, chew, snuff or snus, in any form (orbs, sticks, strips, pellet, etc.); and all nicotine delivery devices that are not FDA-approved as cessation products.

#### Section 2.05 Animals and Pets

1. No Person shall bring or release onto Township Property any Wildlife, except for domesticated dogs subject to the restrictions contained in this section. Provided, however, that the Township may bring or release, or permit another Person to bring or release such proscribed animals onto Township Property in conjunction with an activity (e.g., falconry) or event conducted or sponsored or permitted by the Township or in conjunction with a zoo, museum, nature center, or similar facility controlled, permitted or licensed and maintained by the Township.
2. No Person shall feed any Wildlife on Township Property.
3. No owner or agent of the owner having control of any domesticated dog shall cause or permit such animal to be on Township Property except the Warren Township Senior Center, and the pet is on a leash which shall not exceed six (6) feet in length, and such Person has in his immediate possession a device for removal, and a depository for the transportation of, animal excrement from such Property.
4. No Person shall bring a domesticated dog, cat, or any other animal onto or permit any animal to remain on Township property, including picnic areas, athletic fields, trails, courts, natural areas, playgrounds, and buildings, except (i) in conjunction with an activity or event conducted or sponsored by the Township, and (ii) dogs or other domesticated animals specially trained to assist the visually impaired or other Persons with disabilities, or (iii) allowed in accordance any Township policies

when they are accompanying the Persons with disabilities for purposes of providing such assistance.

5. Any animal found on Township Property in violation of this section may be apprehended, removed to an animal shelter, public pound, or other place provided for that purpose, and disposed of pursuant to the applicable laws or ordinances of Lake County. The owner or Person responsible for such animal shall be responsible for all costs and expenses incurred or encumbered in the removal and housing of such animal and such charge shall be in addition to and not in lieu of any other penalties provided for in this Ordinance and any other applicable federal, state, local or Township laws, ordinances, rules or regulations.
6. No Person shall allow a dog under their control to chase, harass or kill another animal.

Section 2.06 Assault, Battery or Fighting

1. No Person shall, without lawful authority, engage in conduct on Township Property or at Township-sponsored events that places another Person in reasonable apprehension of receiving bodily harm or physical contact of an insulting or provoking nature.
2. No Person shall intentionally or knowingly by any means cause bodily harm or make physical contact of an insulting or provoking nature with another Person on Township Property.
3. No Person shall provoke or engage in any fight, brawl or riotous conduct so as to endanger the life, limb, health or property of another while on Township Property.
4. No Person shall assemble or congregate with another or others for the purpose of causing, provoking or engaging in any fight or brawl on Township Property.
5. No Person shall knowingly and intentionally jostle or roughly crowd or otherwise push or shove any Person on Township Property.

Section 2.07 Begging, Panhandling, Soliciting

1. No Person shall beg or panhandle on Township property or in Township buildings, facilities or playgrounds or the entrances or stairways of such buildings or facilities.
2. No Person on Township Property shall obstruct or impede pedestrians or vehicles; harass park visitors with physical contact or persistent demands; misrepresent his affiliations; misrepresent what the solicited

funds will be used for; or interfere, interrupt, or engage in conduct incompatible with the purpose of any program, activity, function, and/or special event conducted, sponsored, licensed or otherwise permitted by the Township; or coerce or intimidate another Person into giving money, goods or services.

Section 2.08 Boating

1. No Person shall launch any Vessel in Township Waters, except from such places as may be designated therefor.
2. No person shall, upon or in connection with any property of the Township, bring into, attempt to launch or use, or navigate any Vessel upon the waters or any other watercourse, lagoon, lake, pond, or slough, except at such place or places as may be designed.
3. This section does not apply to the use of vessels to be used in approved Township programs or events.

Section 2.09 Camping

1. No Person shall place, erect, or use any hammock, swing, tent, shelter, or any other type of temporary or permanent housing or camping equipment on Township property, nor otherwise camp in any manner on Township Property, other than as a participant in a program, activity or special event conducted, sponsored or permitted by the Township.
2. No Person shall accumulate, mass together or maintain personal property such as supplies, goods, clothing, or personal effects upon Township Property. If the personal property is left on Township Property, then the personal property may be immediately removed by the Township. The personal property removed from Township Property by the Township pursuant to this Section, shall be disposed of if not claimed by the owner within thirty (30) days of its removal. Any costs associated with such abatement and storage may be charged to, and assessed to the property's owner.

Section 2.10 Cooperation with Authorities

1. No Person shall physically hinder, threaten, resist, intimidate, disobey, bribe, attempt to bribe, or otherwise intentionally interfere with any member of Township Security or any Township employee or agent in the performance of his or her duties.
2. No Person shall falsely represent that he is, or otherwise pretend to be, a Township officer or employee or an agent or other representative of the Township.

3. No Person shall knowingly give a false report or false information (including, without limitation, information requested in a Permit application) for the purpose of misleading a Township employee or agent, or a Township Security Officer in the conduct of his/her official duties.

Section 2.11 Disorderly Conduct

No person shall knowingly:

1. Upon or in connection with Township Property: engage in behavior or speech that disrupts, alarms, disturbs, intimidates, or unreasonably interferes with others in the use of Township Property or any Facility thereof and provokes a breach of the peace.
2. Make or cause to be made any excessively loud or unreasonable noise that disturbs the peace. This section shall not apply to the playing of any musical instrument, public speaking, or the amplification thereof, in conjunction with activities conducted, sponsored or authorized by the Township. A permit to exceed the noise limitations in this subsection will be granted for activities consistent with, or attendant to, appropriate and customary park and recreational activities that are reasonable for the location and time of day or night.
3. Use obscene or abusive language or gestures, or threaten violence or injury to the Person or property of others, in a manner intended and likely to incite or produce an immediate breach of the peace or violent or disorderly response.
4. Congregate with other Persons on Township Property with the intent to restrict vehicular or pedestrian traffic or with the intent to restrict the free ingress to or egress from Township Property and fail to comply with a lawful order of Township personnel to disperse issued in response to acts likely to cause substantial harm, or under circumstances where it is reasonable to believe that the order is necessary to allow Township personnel to address a situation that threatens the public health, safety, or welfare.
5. Commit any other act which may be defined as disorderly conduct under the Illinois Criminal Code, 720 ILCS 5/1-1, *et seq.*

Section 2.12 Display of Permit or Pass

Every Person shall produce or display a Permit, license, contract or pass when requested to do so by any authorized Person for the purpose of enforcing compliance with any federal, state, local, or Township law, ordinance, rule, or regulation, when such Permit, License, Contract or pass is required to engage in an activity on Township Property.

Section 2.13 Dumping, Pollution, Sanitation, and Litter

1. No Person shall litter, cast, throw, drop, leave, scatter, place, pile, or otherwise dump, leave, or deposit in any manner any kind of dirt, rubbish, placard, handbill, pamphlet, circular, book, notice, flyer, other promotional material, paper of any kind, ashes, garbage, waste material, snow, ice, or other substance, whether liquid or solid, or any other refuse in or upon Township Property except as specifically permitted by the Township. Paper, glass, cans, bottles, garbage and other refuse arising from lawful use of Township Property shall be deposited in receptacles provided by the Township for that purpose. Where receptacles are not 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 responsible for its creation and presence, and properly disposed of elsewhere. No Person shall place household garbage, yard or construction waste, trash, rubbish or other matter generated outside of Township property into garbage receptacles provided by the Township. No Person shall discard, store, leave, or pile any form of yard waste, grass clippings, tree or shrub trimmings or any other form of landscape waste on Township property.
2. No person shall spit upon Township property.
3. No Person shall urinate or defecate on Township Property other than in toilets in rest room facilities expressly provided for such purposes.
4. No Person shall drain refuse from a trailer or other vehicle on Township Property.
5. No Person shall bathe or wash himself or food, clothing, dishes, or other property at water outlets, fixtures or pools on Township Property, except at those areas designated by the Township for such use.
6. No Person shall pollute or contaminate Township Property or Township Waters.
7. No Person shall dispose of human or animal waste on Township Property except at designated locations or in fixtures provided for that purpose.
8. Any Person violating this section shall be assessed the cost 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 or applicable federal, state, local, and/or Township laws, ordinances, rules, and regulations.

Section 2.14 Unlawful Construction, Maintenance or Encroachment

No Person shall upon or in connection with any Township property:

1. Erect, construct, install, or place any structure, building, improvement, shed, fence, wall, dog run, dog house, tree house, playhouse, play equipment, TV or radio reception device, machinery, equipment, or apparatus of any type, whether stationary or moveable and whether permanent or temporary in character, or stockpile, store or place any organic or inorganic material used for the construction of such items on, below, over or across Township Property, without the written authorization from the Township, and then only in accordance with the terms and conditions set forth in a license agreement, easement or other written agreement. Corporations may be prosecuted for a violation of this Section when an agent of the corporation performs the conduct that is prohibited.
2. Perform, cause or authorize any mowing, trimming, cutting, or grooming of Township property, or perform any similar grounds maintenance for any purpose, or in any like manner encroach onto Township property from privately or publicly owned lands.
3. Place, stockpile or store any gravel, stone, dirt, sand, wood, lumber or any other organic or inorganic material on Township Property.
4. Place any electrical wire, conduit, or pipe, or any public service or private utility, into, upon, above, or across or beneath Township Property, unless a Permit, license, or contract therefor has first been obtained from the Township.
5. Plant vegetation of any kind on Township Property without written authorization of the Township.
6. Allow, authorize, build, construct, or place the discharge point of any sump pump, pool, water feature, or foundation drainage, or any storm water management measures, including but not limited to swales, drains and contouring, that directs or is intended to direct discharge, onto Township Property. All discharge of sump pumps and foundation drainage adjacent to Township property shall be set back from the Township property line, in such a manner that the water flow is discharged onto the originating property and flows in accordance with Illinois drainage law.
7. Any Person who violates any part of this section shall, after receiving written notification of violation from the Township and in accordance with the timeframe and directions outlined in such notification, comply with the Township's directives, whether in writing or delivered verbally by a Person with authority to enforce this Ordinance. The Township

shall have the discretion to address the encroachment with a negotiated agreement, civil remedy at law, or any other lawful remedy available to the Township, including the physical removal of the encroachment.

8. The Township may remove any encroachment(s) from Township Property and assess the Person(s) who violated this section the cost of removing such encroachment(s), and such charge shall be in addition to and not in lieu of any other penalties or remedies provided for in this Ordinance or any applicable ordinance and/or State law.
9. Any Person who commits a violation of any part of this section, in addition to any other civil or criminal penalty imposed, may be subject to a Township ordinance fine of not less than one hundred dollars (\$100.00) and not more than five hundred dollars (\$500.00).

Section 2.15 Special Events: Sale and Distribution of Merchandise; Soliciting Contributions

No Person shall sell and/or distribute merchandise or printed or written materials or solicit contributions, votes or signatures during fairs or special events conducted or sponsored by the Township except at a fixed location designated by the Township and unless a Permit therefor has first been obtained from the Township in accordance with CHAPTER V of this Ordinance. The Township shall allocate space at the fixed location to applicants on a first-come, first-served basis until no more space remains available.

Section 2.16 Fires

1. No Person shall light, maintain, or make use of any fire on Township Property, except at such places and at such times as the Township may designate for such purpose and under such rules as may be prescribed by the Township.
2. No fire shall ever be left unattended. Every fire shall be under the continuous care and direction of a competent Person 18 years of age or older from the time it is kindled until the time it is completely extinguished. All fires must be properly and completely extinguished prior to any Person leaving the site of the fire.
3. No Person shall throw or otherwise discard lighted or smoldering material in any manner that threatens or causes damage to, or results in the burning of, Township property or Township resources, or creates a safety hazard.
4. Grills. No Person, without a written permit from the Township, shall build a fire (including but not limited to gas or charcoal grills, stoves or pits) anywhere for any purpose except in Township owned and furnished charcoal grills.

Section 2.17 Fishing

1. No Person shall fish or otherwise take aquatic life from Township Waters in areas at which the Township has posted signage prohibiting such activities.
2. Every Person fishing in Township Waters shall comply with all applicable laws, rules and regulations of the State of Illinois as administered by the Department of Natural Resources and comply with any rule or regulation or restriction posted by the Township controlling the size, species and number of fish that can be taken from a designated body of water. Each fish possessed by an offender in excess of the fishing limit shall constitute a separate violation.
3. Fishing in Township Waters shall be conducted by means of a hook and line, using no more than two hooks per line, each line being closely attended. No Person shall use drugs, poisons, explosives, electricity, or missiles of any kind to fish in Township Waters.
4. No Person shall dig, scratch, or otherwise disturb Township Property in order to locate/take bait.
5. Every Person shall carefully and immediately return to the water from which it was taken any fish that does not conform to size or species restrictions imposed by any applicable state or Township law, ordinance, rule or regulation, or that the Person chooses not to keep.
6. Ice fishing is prohibited on all Township Waters.

Section 2.18 Hunting or Trapping

No Person shall hunt nor trap, nor bring any device for hunting or trapping into or onto Township Property or Township Waters. No Person legally hunting on adjacent private property shall firearm hunt within 300 yards or bow hunt within 100 yards of an occupied Township structure. No Person legally hunting or trapping off of Township Property shall retrieve crippled wildlife unless they obtain permission from the Township to enter upon Township Property for such purpose. This section does not apply to Person(s) acting under authority of the Township who remove, replace, eradicate or cull domestic animals or wildlife on Township lands or properties.

Section 2.19 Gambling and Games of Chance

No Person on Township property shall gamble as defined in Illinois law, 720 ILCS 5/28-1, or engage in selling fortunes 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 on Township Property, except as authorized by the Township through

issuance of a Permit in accordance with Illinois Law, at a fair, carnival, or other organized event conducted, sponsored or authorized by the Township.

Section 2.20 Interference with Other Users

1. No Person shall walk, act, or conduct himself upon any portion of Township Property designated for a particular game, sport, event, amusement or other use 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 game, sport, event, amusement or other use for which it has been designated.
2. No Person shall unreasonably disturb or interfere with any Person occupying an area or participating in any activity on Township Property under the authority of a Permit.
3. No Person shall obstruct any driveway, public sidewalk or any other public place or building by hindering or impeding or tending to hinder or impede the free and uninterrupted passage of vehicles, traffic or pedestrians.
4. No Person shall commit in or upon any driveway, public sidewalk or any other public place or building any act or thing which is an obstruction or interference to the free and uninterrupted use of property or with any business lawfully conducted by anyone in or upon or facing or fronting on any place, street, public highway, public sidewalk or any other public place or building, all of which prevents free and uninterrupted ingress and egress.

Section 2.21 Loitering in Township Buildings

No Person shall loiter or remain in any Township building or facility in such a manner that: (1) unreasonably obstructs the usual use of entrances, hallways, corridors, stairways, or rooms designated for specific purposes; (2) impedes or disrupts the performance of official duties by Township employees; or, (3) prevents the general public from obtaining the administrative or recreational services provided in the building or facility in a timely manner, after being requested to leave by any member of the Township, or where the Township has posted a sign or signs that prohibit loitering.

Section 2.22 Mob Action

1. No Person shall collect with other Persons, in bodies or in crowds of two (2) or more Persons without authority of law, for unlawful purposes or any purpose of disturbance or obstruction of the lawful activities of other Persons or otherwise disturb, obstruct, or interfere unreasonably with the lawful activities of other Persons using Township Property in a

manner which creates immediate violence or breach of the peace or threat thereof or endangers the Person or property of others.

2. No Person shall knowingly commit an act or engage in conduct that urges or incites other Persons to riot, engage in immediate violence or lawlessness, or commit any unlawful act.
3. No Person shall organize, promote, encourage, or otherwise participate in a riot or other breach of the peace involving crowds of two (2) or more Persons gathered, without authority of law, for unlawful purposes or any purpose of disturbance or obstruction of the lawful activities of other Persons.

Section 2.23 Posting Printed or Written Material in Designated Area

1. The Township may allow posting of printed or written public information materials at designated areas.
2. No Person shall post, place, display, or cause to be posted, placed, or displayed any printed or written material without presenting the material to the Township. The Township shall stamp and date the material as received, and post the material, space permitting, unless the said material is obscene as defined in 720 ILCS 5/11-20. The material may remain posted for a period not to exceed one (1) week after which a Person may resubmit his public information notice for posting, space permitting.
3. Space shall be allocated on a first-come, first-served basis, except that the Township's own printed or written public information shall be given priority. The printed or written material shall be no larger than 8 1/2 inches x 11 inches and only one copy of each public information notice shall be posted.
4. The Township may remove printed or written material that has not been posted in accordance with this Section. The Person responsible for said posting shall be liable for the cost incurred in the removal thereof. The provisions of the Illinois Parental Responsibility Law (740 ILCS 115/1 *et seq.*) are specifically incorporated in this Ordinance by reference for purposes of this section.

Section 2.24 Posting Printed or Written Material on Public Places and Objects

1. Except as provided in Section 2.23 of this Ordinance, no Person shall paint, write on, or in any way mark or deface, or post or otherwise affix, any printed or written words, symbols, materials, or other marks to or upon Township Property or any thing or object located on Township Property.

2. Except as required by the Illinois Election Code, no Person shall paste, glue, tack or otherwise affix or post, or leave unattended, any sign, placard, advertisement, or inscription whatsoever, nor erect or cause to be erected any permanent or temporary sign whatsoever on any structure or thing in or on Township Property or Facilities, except as authorized by the Township or expressly designated for the area for such use; or the person holds a valid picnic, camping, or special event Permit in which case the person may display signs to identify their location or direct others to such location, provided that such signs are temporary and are removed by the permittee at the termination of the activity and provided that such signs are no larger than 24" x 30" and are not attached to any tree, shrub, post, building, gate, Township sign, or other structure located on Township property.
3. The Township may remove any printed or written word, symbol, material, or other mark found posted or otherwise affixed upon any Township Property or any thing or object located on Township Property contrary to the provisions of this Section. The Person responsible for any such defacing, writing, or posting shall be liable for the cost incurred in the removal thereof. The provisions of the Illinois Parental Responsibility Law (740 ILCS 115/1, *et seq.*) are specifically incorporated in this Ordinance by reference for purposes of this section.
4. The Township may post printed or written words, symbols, materials, or other marks on its Property ("Township Speech"), including but not limited to seasonal displays. The Township will consider requests to add to or modify "Township Speech", including offers to donate materials or things, upon written request to the Supervisor at least sixty (60) days in advance of the relevant Township Speech. The Township shall not be obligated to accept any offer or gift and may decline all such offers or requests.
5. The Township may impose time, place and manner restrictions upon any speech events on any of its Property and all Persons shall comply with such time, place and manner restrictions.

Section 2.25 Selling or Distributing Printed or Written Material

1. The distribution of printed or written material available without cost or donation is permitted on Township Property.
2. The sale or distribution with donation or cost of printed or written material is permitted on Township Property provided that a Permit therefor has first been obtained from the Township in accordance with CHAPTER V of this Ordinance.
3. Any Person engaged in the sale or distribution of printed or written materials under this Section 2.245 shall not obstruct or impede

pedestrians or vehicles, harass park visitors with physical contact or persistent demands, misrepresent the affiliations of those engaged in such activities, misrepresent whether the materials are available without cost or donation, or interfere, interrupt, or engage in conduct incompatible with the purpose of any program, activity, function, and/or special event conducted or sponsored by the Township.

Section 2.26 Protection of Animals

1. No Person shall hunt, pursue, hurt, molest, wound, kill, trap, catch, poison, abuse, chase, shoot, touch, throw or propel objects at, endanger in any way, remove or cause to be removed, have in his possession, or release or cause to be released, any Wildlife on or upon Township Property.
2. No Person shall give or offer to any Wildlife any harmful, poisonous, or noxious substance on or upon Township Property.
3. No Person shall touch, tease, frighten, disturb, or otherwise intentionally interfere with any Wildlife that is feeding, nesting, breeding, sleeping, resting, flying or otherwise moving, while that Person is conducting or participating in any activity on or upon Township Property except as directed by the Township.
4. No Person shall molest, touch, throw or propel objects at, destroy, dig up, crush, shake, or in any way tamper with or damage the nest, lair, den, burrow, or home of any Wildlife found on or upon Township Property except as directed by the Township.
5. No Person shall allow any animal under the person's ownership or care to injure or deface any tree, plant, shrub, lawn or grassplot in any manner whatsoever.

Section 2.27 Protection of Property

1. No Person shall mark, carve, bend, cut, paint, deface, affix any sticker or sign to, break down, destroy, damage, alter, change, sever, uproot, dig, excavate or otherwise remove, or attach or suspend any rope, wire, or other material or contrivance to, on, or from, Township Property or any thing or object on or upon Township Property, or otherwise take, damage or destroy such Property, thing or object unless a Permit, license or contract therefor has first been obtained from the Township.
2. No Person shall climb upon, walk on, hang from or stand or sit on, any plant, fence, structure, tree or other Township Property of any kind except such benches or other property designated or customarily used for such purposes, or recreational equipment installed for such purposes.

3. No Person shall bring into, throw, cast, drop, deposit, or otherwise leave or lay down any smoke bomb, stink bomb, or other offensive smelling compound on Township Property.
4. No Person shall bring any plant or portion of a plant or plant product onto Township Property, except as part of a program, activity or class conducted or sponsored by the Township, or as otherwise permitted by the Township.
5. No Person shall set fire to any trees, shrubs, plants, flowers, grass, plant growth or living timber on Township Property, or set any fire upon land to extend into Township Property.
6. No Person shall go upon any lawn, grass plot, planted area, tree, shrub, monument, fountain, sculpture or structure where access is prohibited by signs or symbols that are posted or otherwise displayed or where access is restricted by fence or other physical barrier.
7. No Person shall cut, break or in any way injure, deface or alter any building, fence, monument, sculpture, bridge, or other structure or property contained therein.
8. No Person shall fasten any bicycle, motorcycle, moped or other vehicle to or leave the same standing so as to injure any tree, shrub, lawn or grass plot.
9. No Person shall deface, destroy, cover over or otherwise make unreadable any warning or prohibitory sign or symbol in or on Township Property.
10. No Person shall fail to maintain Township Property in a neat and sanitary condition.
11. The Township may give rewards to the Person(s) (other than Township employees or agents) who furnish information to the Township, directly resulting in the arrest and conviction of any Person who unlawfully takes, damages, or destroys Township Property. All claims for said reward must be made to the Township within thirty (30) days after conviction and the Township shall be the sole judge of any dispute arising over a reward, if any, and the Person(s) entitled to share therein. The Township's decision on any matter connected with the reward shall be final, conclusive, and binding and shall not be subject to judicial review.
12. No Person shall fasten any animal or attach any rope, sign, handbill or other things to any tree or shrub or to any protective device around any tree or shrub growing in the Township.

Section 2.28 Public Indecency

1. No Person shall perform or commit any of the following acts on Township Property:
  - (i) An act of sexual penetration or sexual conduct as defined in 720 ILCS 5/11-0.1; or
  - (ii) A lewd exposure of the body done with intent to arouse or to satisfy the sexual desire of the Person.
2. No Person shall exhibit, sell, give away, offer to sell or give away, display or hold or place in such a manner as to be open to public view any obscene book, pamphlet, drawing, picture, photograph, video, model, cast, instrument, or any other obscene item while on or upon Township Property. For purposes of this subsection, obscene shall have the meaning ascribed to it in 720 ILCS 5/11-20.

Section 2.29 Reporting Accidents

A Person involved in an incident on Township Property resulting in Personal injury or property damage shall report the incident to the Township and/or Lake County Sheriff's Office within twenty-four (24) hours after the incident.

Section 2.30 Restricted Areas

1. No Person shall enter or remain in any building or portion of Township Property where Persons are prohibited by the Township from entering, or, except as provided in Section 2.323) of this Ordinance, where use is restricted to Persons of the opposite sex as indicated by a sign or notice posted by the Township.
2. No Person shall enter or remain in any Township Property when it is closed to the public.
3. No Person shall enter any Township Property 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 and/or registration fees.
4. No Person whose admission privileges to Township Property have been terminated, revoked, forfeited or suspended by the Township pursuant to Section 8.02 shall enter or remain in any Township Property that is the subject of the termination, revocation, forfeiture or suspension, unless such person has a valid appointment with a Township official or employee for services.

Section 2.31 Restrictions Applicable to Specific Recreational Activities

1. Golf. No Person shall play or practice golf on Township Property, except on a designated golf course or driving range or pursuant to a Township program and further provided that the Person has satisfied all requisites before playing or practicing, including without limitation the paying of appropriate fees.
2. No person shall use a golf club, baseball bat, tennis racket, or other device to strike, hit, propel or otherwise throw any object, such as balls or rocks, on Township property, except in designated areas, and only as such device is intended to be used.
3. No league, team, club association, affiliated group or other organized enterprises shall use, play on, conduct activities on or otherwise engage in any athletic activity or sport on any field or on or in any facility owned or controlled by the Township, without first having obtained a valid Permit from the Township. Permits shall be issued and permission granted only upon the payment of such fees as may be established from time to time by the Township. All terms for the issuance of the Permit must be strictly adhered to and the violation thereof or of any other applicable law, ordinance, rule or regulation of the Township, shall be grounds for revocation of the Permit. Failure to obtain a Permit as provided hereunder shall result in a fine of \$250 for each offense plus any damages incurred by the Township as the result of such offense(s).
4. Picnics
  - (i) Picnics requiring fires shall be held only in those areas that have been provided for that purpose and upon issuance of a Permit by the Township in accordance with CHAPTER V of this Ordinance.
  - (ii) A Permit is required to use Township amenities and/or facilities for groups consisting of five (5) or more persons when such group consists, in whole or in part, of clients, members, customers, or guests of a for-profit or not-for-profit corporation, club, association, school, daycare, or other entity. Groups of less than five (5) persons do not require a Permit unless the group desires to reserve a designated area or shelter to the exclusion of others.
5. Classes and Camps
  - (i) No Person shall bring or cause to be brought onto Township Property any class, play class, day camp, group or individual lesson, or similar organized group activity of any kind unless a Permit allowing such use or activity has first been obtained from the Township in accordance with CHAPTER V of this Ordinance.

(ii) The Township shall provide for the issuance of Permits for the use of Township amenities and facilities, when required. A Permit is required to use Township amenities and/or facilities for groups consisting of five (5) or more persons when such group consists, in whole or in part, of clients, members, customers, or guests of a for-profit or not-for-profit corporation, club, association, school, daycare, or other entity. Groups of less than five (5) persons do not require a Permit unless the group desires to reserve a designated area or shelter to the exclusion of others. Any person or group to whom a Permit is issued shall agree to indemnify and hold the Township, its employees and agents, harmless from any liability for loss, damage, claim or costs, including attorneys' fees. Additional requirements, including a Certificate of Insurance naming Warren Township as an additional insured, may be required.

6. Tournaments, Leagues, or Other Organized Recreational Activities

No Person shall utilize any Township Property, including without limitation playing fields and other Township facilities, for tournaments, leagues, or other organized recreational activities and outings unless a Permit allowing such use or activity has first been obtained from the Township in accordance with CHAPTER V of this Ordinance.

7. This Section 2.31 does not apply to regular or scheduled Township programs or activities. Where a conflict between regular or scheduled Township programs or activities and a requested activity occurs, Township programs and activities shall take precedence.

Section 2.32 Rest Rooms, Washrooms, and Locker Rooms

1. Every Person shall cooperate in maintaining rest rooms, washrooms and locker rooms on Township Property in a neat and sanitary condition.
2. No Person shall deposit objects of any kind, other than human waste or toilet tissue, in the toilets or plumbing fixtures of a restroom, washroom or locker room facility on Township Property.
3. No Person of the age of six (6) years or older may enter or use any rest room, washroom or locker room which has been designated for use by a single gender unless necessary to assist a child or other person requiring assistance, or that Person is of the gender or gender identity designated to use that rest room, washroom, or locker room.
4. No Person shall bring or use any still camera, television or movie camera, camcorder, video recorder or transmitter or any other device capable of recording, filming or transmitting visual images, including but not limited to a cellular telephone, into any rest room, locker room or washroom facility on Township Property.

Section 2.33 Dress Code

Individuals over the age of six (6) years of age are required to wear appropriate apparel while on Township property. Additionally, Warren Township reserves the right to determine the suitability or lack of garments, and may deny the use of the facilities to the individual.

Section 2.34 Roller-skates, Skateboards, Bicycles, and Other Similar Objects

1. No Person using roller skates, in-line skates, skateboards, roller skis, coasting vehicles, bicycles or similar devices shall interfere with pedestrian use of sidewalks or vehicle use of the streets, or otherwise act negligently, recklessly or without due caution, or in any manner so as to endanger any Person or property nor use same where such use has been posted as prohibited.
2. When two (2) or more Persons in a group are operating roller skates, in-line skates, skateboards, roller skis, coasting vehicles, bicycles or similar devices, they shall not ride abreast, but shall ride in single file.
3. No Person shall cling or attach himself/herself or his/her roller skates, in-line skates, skateboards, roller skis, coasting vehicles, bicycles or similar devices to any other moving vehicle.
4. The operator of roller skates, in-line skates, skateboards, roller skis, coasting vehicles, bicycles or similar devices 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.
5. No Person operating a bicycle on Township Property shall carry another Person on the same bicycle. This restriction does not apply to tandem bicycles equipped with two (2) or more seats or saddles or an ordinary bicycle equipped with a seat or saddle for an infant or small child if used properly. In that event, there shall be only the number of Persons on the bicycle as there are seats or saddles.
6. No Person shall operate a bicycle on Township property between thirty (30) minutes after sunset and thirty (30) minutes before sunrise, without a clear, white, properly lighted headlight, visible under normal atmospheric conditions from the front therefor for five-hundred (500) feet and firmly attached to the bicycle, and without a red reflector firmly attached to the bicycle, which is clearly visible in the headlight beam of an automobile for a distance of five-hundred (500) feet to the rear of the bicycle.

7. 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. This restriction does not apply to operating a bicycle on a designated bicycle pathway.
8. No Person shall use roller skates, in-line skates, skateboards, roller skis, coasting vehicles, bicycles or similar devices on any street or path where signs are posted prohibiting such devices on those streets or paths.
9. No Person shall use roller skates, in-line skates, skateboards, roller skis, coasting vehicles, bicycles or similar devices on Township playgrounds, ball fields, tennis courts, or sidewalks except that children under the age of four (4) years old riding three- or more-wheeled cycles may operate such cycles on sidewalks while under the supervision and control of an adult.
10. 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 pavement 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.
11. 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 path.
12. 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.
13. Every Person operating a bicycle within the Township 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.
14. Every Person operating a bicycle on Township Property shall obey all federal, state, local, and Township traffic laws, rules, and regulations applicable to motor vehicles, except those provisions which by their nature can have no application to the operation of a bicycle and except as otherwise provided by this section.

15. Only Class 1 electric bicycles are allowed on Township trails. By federal standards, an electric bicycle is considered a “bicycle” (not a motorized vehicle) as long as it meets the following criteria:
  - (i) It must be low speed (an electric motor of less than 750 watts).
  - (ii) It must have a maximum speed of less than 20 miles per hour.
  - (iii) It must have functional pedals.
  - (iv) The rider must be at least 16 years of age.

All posted speed limits and other rules and regulations set forth in this Ordinance shall apply.

16. No person shall drive, ride, or otherwise operate, any motorized skateboard on Township property. A “motorized skateboard” shall mean any device consisting of a deck or riding surface of any design upon which a person may stand or sit, having any number of wheels, and is propelled by any type of motorized power, including any hoverboard, go-ped, pocket motorcycle, motorized skateboard, motorized scooter and the like. Provided, however, that a device designed and used for the transport of disabled persons shall not be considered a motorized skateboard within the meaning of this Section, and an Electric Personal Assistive Mobility Device as defined in this Ordinance shall not be considered a motorized skateboard within the meaning of this Ordinance.

Section 2.35 Winter Sports

1. No Person shall skate, sled, toboggan, inner tube, ski, snowboard, slide, or engage in similar activities on Township Property except at such places and at such times as the Township may designate for such purposes, nor engage in any such activities at such places that are closed due to inadequate snow covering or other environmental conditions, or when notified of such conditions by any Township employee authorized to control such activities. No Person shall otherwise enter upon any frozen Township Waters to skate, slide or walk for any purpose.
2. No Person shall skate, sled, toboggan, inner tube, ski, snowboard, slide or engage in similar activities on Township Property, contrary to Township rules and regulations, published and posted by the Township for control of such activities.
3. No Person shall engage in any such activity in a reckless manner that endangers that Person or others, or at a speed greater than is safe and proper under the circumstances.

4. No Person shall tow, push, pull, or otherwise propel another Person on skis, sled, or other sliding device by use of any vehicle on Township Property.
5. No Person shall bring onto the frozen waters of any lake, pond, or waterway controlled by the Township, any race boat or wind-driven-like device or other vehicle without the prior written permission of the Township.
6. No Person shall operate, drive, ride, park, or sit upon while stationary, a snowmobile on Township Property. For purposes of this subsection, a snowmobile shall be defined as any self-propelled vehicle intended for travel primarily on snow, driven by a track or tracks in contact with the snow, and steered by ski or skis in contact with the snow.

Section 2.36 Sleeping on Township Property

No Person shall sleep on benches, sidewalks, parking lots, picnic grounds or tables, playgrounds or playground equipment, stairways or doorways of Township buildings or other Township Property so as to unreasonably obstruct or hinder the movement of other Persons or the use of facilities.

Section 2.37 Swimming

No Person shall bathe, swim, wade, float, splash, or otherwise enter Township Waters other than at a designated swimming area. Users of designated swimming areas shall comply with all policies, rules and regulations as the Township may designate for such activities.

Section 2.38 Weapons and Harmful Substances

1. Other than in connection with a Township program and other than as permitted by Illinois law concerning storage and transport of a firearm, no Person while on Township Property shall possess on or about their Person, vehicle or any other conveyance, concealed or otherwise, fire, set off or otherwise cause to explode, discharge or burn, or throw onto township property any firearm, knife, pistol, revolver, rifle, air gun, pellet gun, bow and arrow, slingshot, blackjack, billy club, stun gun, Taser, cross bow, spear and spear gun, switch-blade knife, stiletto, sword, martial arts weapon, bludgeon, metal knuckles, or any weapon capable of discharging a projectile by air, spirit, gas or explosive substance or harmful chemical substance, or any weapon, instrument, or substance, rocket, firecracker or other fireworks, missile, liquid or gaseous substance or any other dangerous weapon of like character or design.

2. While on Township Property, no Person shall carry or possess with the intent to use the same unlawfully against another, a dagger, dirk, billy, dangerous knife, razor, broken bottle, or other piece of glass, or any other dangerous or deadly weapon or instrument of like character. Nothing contained herein shall be construed to prevent any duly sworn peace officer, from carrying such weapons as may be authorized and necessary in the discharge of their duties nor shall it apply to any Person summoned by any such officer to assist in making arrests or preserving the peace while such Person is engaged in assisting.
3. While on Township Property, no Person shall, without a permit authorizing such, carry or possess any pneumatic gun, spring gun, paint ball gun, or B-B gun, or air soft gun or any device that either expels a projectile or projectiles of any kind.
4. No person shall use or explode any toy pistol, toy cannon, toy cane, or toy gun in which explosives are used, or use or explode any blank cartridge, on Township Property except that starter pistols may be used for sporting or athletic events authorized by the Township.
5. No person shall bring, attempt to bring, carry or use in any way, any bow or arrow upon Township Property, except as approved by the Township as part of a directly supervised program.

Section 2.39 Pyrotechnics

No person shall upon, or in connection with, any property of the Township, possess, use, set off, attempt to set off, or ignite any weapon capable of discharging a projectile by air, spirit, gas or explosive, any explosive substance, firecrackers, fireworks, smoke bombs, rockets, black powder guns, missiles, torpedoes, skyrockets, roman candles, bombs, sparklers, squibs or other fireworks of like construction, liquid or gaseous substance or any other dangerous weapon or other pyrotechnics on Township property without first obtaining a Permit from the Township, or unless authorized to do so by contract with the Township.

Section 2.40 Illinois Criminal Code

No Person on Township Property shall perform, or fail to perform, any act if such act or failure is a violation of any provision of the Illinois Criminal Code, the provisions of which are incorporated in the Ordinance by this reference.

Section 2.41 Illinois Wildlife Code; Fish and Aquatic Life Code

No Person on Township Property shall perform, or fail to perform, any act if such act or failure violates a provision of the Illinois Wildlife Code, 520 ILCS 5/1.1 *et seq.*, or the Illinois Fish and Aquatic Life Code, 515 ILCS 5/1-1, *et seq.*,

the provisions of both of which are incorporated in this Ordinance by this reference.

### **CHAPTER III.    MOTORIZED VEHICLES, PARKING, AND TRAFFIC CONTROL**

Section 3.01    All-Terrain Vehicles or Go-Karts

No Person shall drive, ride, or otherwise operate an all-terrain vehicle or a go-kart on Township Property. For purposes of this section, an all-terrain vehicle shall be defined as any motorized off-highway device 50 inches or less in width, having a manufacturer's dry weight of 600 pounds or less, traveling on three (3) or more low-pressure tires, designed with a seat or saddle for operator use, and handlebars or steering wheel for steering control.

Section 3.02    Change of Oil/Cleaning

No Person shall change the oil or grease of, or wash, clean or polish vehicles on Township Property, unless a Permit therefor has first been obtained from the Township in accordance with CHAPTER V of this Ordinance, or unless the Person is authorized by the Township or is performing community service under Township supervision.

Section 3.03    Commercial Vehicles

1.    The term “commercial vehicles” as used in this section shall include, but not be limited to trucks, station wagons, vans, pickups, passenger cars, or other vehicles when used in transporting Persons or movable property for a fee or profit, either as a direct charge to another Person, or otherwise, or used as incident to providing services to another Person (except when transporting passengers or movable property to or from Township Property), or used in connection with any business, except during the course of doing business with the Township .
2.    No Person, other than Township employees, shall drive any truck, tractor or other commercial vehicle of any kind on Township Property without first obtaining a contract or permit therefor from the Township.
3.    This section shall not apply to commercial vehicles making authorized deliveries to, or performing authorized services for the Township.

Section 3.04    Driving Areas

No motor vehicle shall be driven or otherwise operated upon Township Property except over and upon such roadways, parking lots, or other areas designated by the Township for use by motor vehicles. A bicycle path shall not be deemed a roadway for the use of motor vehicles under this section.

Section 3.05 Duty of Operator in Accidents

No Person shall leave the scene of a vehicle collision with another vehicle, Person or property occurring on Township Property, without giving his true name and residence address to the injured Person or any other Person 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 Emergency Vehicles

1. For purposes of this section, emergency vehicles shall include all ambulances, fire trucks, police, fire, and other vehicles used to protect the public health, safety, and welfare.
2. The provisions of this chapter regulating the movement or parking of vehicles on Township Property shall not apply to the operator of any emergency vehicle when responding to an emergency call or pursuing an actual or suspected violator of the law. However, such operator shall exercise extreme caution when on or approaching Township Property including without limitation slowing down as necessary for safety, cautiously proceeding through traffic lights or stop signs, and having the vehicle's warning system signals operating (e.g. siren, lights).
3. When not responding to an emergency call or in the pursuit of an actual or suspected violator of the law, the operator of an emergency vehicle shall obey the provisions of this Chapter.
4. Every Person operating a vehicle on Township Property shall, at the immediate approach of an emergency vehicle making use of its warning system signals, yield the right-of-way and shall stop, if possible, and pull to the side of the road and remain in such position until the emergency vehicle has passed.

Section 3.07 Enforcement of Traffic Regulations

No Person shall fail to obey a Township employee who is directing traffic or enforcing sections of this Chapter on Township Property.

Section 3.08 Fleeing or Attempting to Elude

No Person driving or otherwise operating a vehicle on Township Property shall willfully fail or refuse to obey a visible or audible signal by a Township employee to bring his vehicle to a stop. The signal given by a Township employee may be by hand, voice, siren, or red or blue light. The Township employee giving such signal shall be identified as a Township employee or representative.

Section 3.09 Gas and Smoke

No Person shall drive or otherwise operate a vehicle on Township Property which emits excessive noxious fumes or dense smoke.

Section 3.10 Hitchhiking

No Person shall solicit a ride nor stand in or near a roadway on Township Property for the purpose of soliciting a ride from the operator of any vehicle.

Section 3.11 Incorporation of State Statutes

In addition to the provisions of this Chapter, and to the extent not inconsistent therewith, no Person shall drive or otherwise operate a vehicle or perform any act in any manner on Township Property in violation of the Illinois Vehicle Code (625 ILCS 5/1-100 *et seq.*) which provisions are specifically incorporated in this Ordinance by reference.

Section 3.12 Intoxicated Operators

No Person shall drive or otherwise operate nor attempt to drive or otherwise operate a vehicle on Township Property while under the influence of alcohol, drugs, or a combination of alcohol and drugs.

Section 3.13 Minibikes and Trailbikes

No Person shall drive, ride, or otherwise operate any minibike or trailbike on Township Property. For purposes of this section, every motor vehicle which is self-propelled by power obtained by the combustion of gasoline, or other means, which is designed with a seat or a saddle for the use of the rider, and is designed to travel mostly off-road on not more than two (2) wheels shall be considered a minibike or trailbike.

Section 3.14 Negligent Driving

No Person shall drive or otherwise operate a vehicle on Township Property negligently, recklessly or without due caution, or in any manner so as to endanger any Person or property. All vehicles shall be driven or otherwise operated on the right side of any roadway open to travel, except when passing other vehicles.

Section 3.15 Parking

1. No Person shall park a vehicle on Township Property 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.

2. No Person shall park any vehicle or allow any vehicle to remain parked in any area of Township Property beyond the normal closing hour of the Township, except when a different closing hour has been designated by the Township for that area or unless permission therefor has first been obtained from the Township. In no event shall any vehicle except Township vehicles be parked on Township Property later than 11:30 pm, except with the approval of the Township, which approval shall automatically be deemed given in connection with activities conducted by the Township.
3. No Person shall stop, park, or place any vehicle on Township 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 member of a police department: (1) on the left side of any roadway; (2) on parkways, lawn areas, and grounds; (3) in front of a public or private driveway; (4) within any intersection; (5) within any crosswalk; (6) within twenty (20) feet of any intersection or crosswalk; (7) within thirty (30) feet of any stop sign or traffic control signal, other than in a marked parking space; (8) on the roadway side of any vehicle stopped or parked at the edge or curb of the roadway (“double parking”); (9) in a position to block another vehicle lawfully parked; (10) on any sidewalk; (11) at any place where official signs or other markings prohibit parking, or where curbs have been painted; (12) within fifteen (15) feet of a fire hydrant; (13) in a fire lane or within eight (8) feet of the entrance to a fire lane; (14) at any place or time where a permit or sticker is required by the Township for parking unless the required permit or sticker has been obtained and is displayed on the vehicle.
4. No Person shall park a vehicle upon any roadway or in any public off-street parking facility on Township Property for any of the following purposes: (1) to display such vehicle for sale; or, (2) to perform maintenance or repair of such vehicle, except for repairs necessitated by an emergency; or, (3) to sell goods or services from such vehicle.
5. The operator of an authorized emergency vehicle, as defined in Section 3.06 of this Ordinance, may park or stand irrespective of the provisions of this Ordinance.
6. No Person who is the lessor of a vehicle pursuant to a written lease agreement shall be liable for the violation of any parking or standing regulation of this Ordinance involving such vehicle during the period of the lease provided that upon the Township’s request received within 120 days after the violation occurred, the lessor provides within 60 days after such receipt the name and address of the lessee. The driver’s license number may also be requested by the Township if needed for enforcement of this Ordinance.

7. Except as otherwise provided, every vehicle stopped or parked upon a two-way roadway on Township Property shall be stopped or parked with the right-hand wheels parallel to and within twelve (12) inches of the right-hand curb or as close as practicable to the right edge of the right-hand shoulder.
8. Except as otherwise provided, every vehicle stopped or parked upon a one-way roadway on Township Property shall be so stopped or parked parallel to the curb or edge of the roadway, in the direction of authorized traffic movement, with its right-hand wheels within twelve (12) inches of the right-hand curb or as close as practicable to the right edge of the right-hand shoulder, or with its left-hand wheels within twelve (12) inches of the left-hand curb or as close as practicable to the left edge of the left-hand shoulder.
9. Penalty Provisions for Parking Violations
  - (i) Whenever any vehicle shall have been parked in violation of any section of this Ordinance prohibiting or restricting vehicular standing or parking, the Person in whose name the vehicle is registered with the Secretary of State of Illinois shall be prima facie responsible for the violation and subject to the penalty therefor.
  - (ii) Whenever any vehicle is parked in violation of any parking provision of this Ordinance, any law enforcement officer observing such violation may issue a parking violation notice, and serve the notice on the owner of the vehicle by handing it to the operator of the vehicle, if he is present, or by affixing it to the vehicle in a conspicuous place. The issuer of the notice shall specify on the notice his identification number, the particular parking regulation allegedly violated, the make and state registration number of the cited vehicle, and the place, date, time, and nature of the alleged violation and shall certify the correctness of the specified information by signing his name to the notice.
  - (iii) A parking violation notice issued, signed, and served in accordance with this section, or a copy of such notice, shall be deemed prima facie correct and shall be prima facie evidence of the correctness of the facts shown therein. The notice or copy thereof shall be admissible in any subsequent administrative or legal proceeding.
  - (iv) Any unattended vehicle in violation of any provision of this Ordinance may be towed at owner's expense.

Section 3.16 Riding Outside Vehicles

1. No Person shall ride upon the fenders, running boards, bumpers, hood, trunk, or any other exterior part of any vehicle on Township Property.
2. No Person shall cling or attach himself, his vehicle, or any other object, to any other vehicle on Township Property.

Section 3.17 Right of Way

1. Every operator of a vehicle shall yield the right of way to a pedestrian at any marked crosswalk or within any unmarked crosswalk at any intersection on Township Property.
2. Every operator of a vehicle shall exercise due care to avoid colliding with pedestrians upon any roadway on Township Property, shall give warning to any pedestrian in the roadway by sounding the horn when necessary, and shall exercise proper precaution upon observing any child, confused Person, or disabled Person upon a roadway.
3. Every pedestrian crossing at a roadway on Township Property 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.
4. Except as otherwise provided herein, the operator of a vehicle approaching an intersection on Township Property shall yield the right-of-way to a vehicle which has already entered the intersection from a different roadway. When two (2) vehicles approach an unmarked intersection from different roadways at approximately the same time, the operator of the vehicle on the left shall yield the right-of-way to the vehicle on the right.

Section 3.18 Siren Devices

No Person shall sound any siren-sounding device or other type of signaling device which makes unusually loud or unnecessary noise on Township Property unless that Person is driving or operating an authorized emergency vehicle, as defined under Section 3.06, responding to an emergency call, or pursuing an actual or suspected violator of the law.

Section 3.19 Noise Created by Vehicles

It shall be unlawful for any Person to operate a vehicle which makes an unusually loud or unnecessary noise.

Section 3.20 Speeding

Except as provided in Section 3.06 of this Ordinance:

1. No Person shall drive or otherwise operate a vehicle on Township Property at a speed greater than is reasonable and safe under the circumstances, having due regard for traffic, pedestrians, weather conditions and the intended use of the roadway and at no time at a speed greater than ten (10) miles per hour.
2. No Person shall drive or otherwise operate a vehicle on Township Property at a speed which endangers the safety of any Person or property.

Section 3.21 Electronic Personal Assistive Mobility Devices

1. An electronic personal assistive mobility device (EPAMD) is a device used by a person with mobility impairment for ambulation. This definition does **not** include golf carts, ATVs, or riding lawnmower, nor does it include any device designed to carry more than one (1) person. Warren Township authorizes persons with mobility impairments to use EPAMDs in Township facilities and sites subject to the following restrictions:
  - (i) The operator of the device must be a person with a mobility impairment, and upon request by Township officials, shall provide assurance of such status in accordance with the requirements under Title II of the Americans with Disabilities Act;
  - (ii) The device, if used in a facility or in a park, is allowed in any area of the facility or park in which the general public is allowed, with the exception of employee only spaces, stairways, and identified hazardous areas;
  - (iii) The device, if used in a facility, must be controlled by the operator. It:
    - 1) Shall not be gasoline/fuel powered;
    - 2) Shall not exceed 4 MPH;
    - 3) Shall be driven on the right side of the circulation route;
    - 4) Shall not carry another person on the frame, or any object on the frame that may make the EPAMD less stable;
    - 5) Shall not be operated in a dangerous or reckless manner that jeopardizes the safety of the operator or other persons.

- (iv) The device, if used outdoors, must be controlled by the operator. It:
  - 1) Shall not be operated between dusk and dawn;
  - 2) Shall not exceed 6 MPH;
  - 3) Shall not exceed 38" in width;
  - 4) May not drive into wet or ecologically sensitive areas, which are posted as prohibited areas by the Township;
  - 5) Shall be driven on the right side of the circulation route;
  - 6) Shall not carry another person on the frame, or any object on the frame that may make the EPAMD less stable;
  - 7) Shall not be operated in a dangerous or reckless manner that jeopardizes the safety of the operator or other persons.
- (v) The Township accepts no responsibility for storage of the device.
- (vi) The Township accepts no liability for damage to the device, or injury to the operator, whether caused by the operator, another visitor to a Township facility or site, or any other circumstance.
- (vii) The Township accepts no liability for damage to property caused by the operator of the device, or injury to others caused by the operator of the device. In each instance, the operator shall remain fully responsible for the safe operation of the EPAMD and to avoid harm to property and others.
- (viii) The Township reserves the right to suspend the use of facilities or sites by the operator if doing so is in the best interests of the Township and its participants.
- (ix) The Township reserves the right to change, modify, or amend this policy at any time, as it would any other policy.
- (x) The Township has considered several assessment factors in compiling the foregoing restrictions and limitations on mobility aids, generally, including the following:
  - 1) The type, size, weight, dimensions, and speed of the possible devices;
  - 2) The Township's facilities' volume of pedestrian traffic (which may vary at different times of the day, week, month, or year);

- 3) The Township facilities' designs and operational characteristics, specifically considering the extent of outdoor preserves and related facilities, and limitations and safety concerns associated with the same;
- 4) The extent of legitimate safety concerns necessary to permit the safe operation of mobility devices within the Township's facilities, preserves, and areas;
- 5) The extent to which the use of mobility devices creates a substantial risk of serious harm to the immediate environment or natural or cultural resources, or poses a conflict with other lawfully mandated limitations.

Section 3.22 Traffic Signs and Signals

1. No Person shall fail to observe and obey all traffic signs indicating speed, direction, caution, stopping, parking, crosswalk lanes, traffic lane markers, and any other sign posted by the Township for safeguarding life and property.
2. No Person shall deface, injure, move, or otherwise interfere with any traffic sign or signal on Township Property.

Section 3.23 Unattended Motor Vehicles

No Person driving, operating, or otherwise in charge of a motor vehicle on Township Property shall permit it to stand unattended without first stopping the engine, locking the ignition and removing the keys. When the motor vehicle is standing upon any perceptible grade, the Person shall set the parking brake thereon and turn the front wheels to the curb or side of the roadway

Section 3.24 Unauthorized Use of Parking Places Reserved for Handicapped Persons

1. No Person shall park on Township Property any motor vehicle which is not bearing registration plates or decals issued to a handicapped Person, pursuant to the Illinois Vehicle Code, which provisions are specifically incorporated in this Ordinance by reference, as evidence that the vehicle is operated by or for a handicapped Person or disabled veteran, in any parking place, including without limitation any private or public off-street parking facility, specifically reserved by the Township, by the posting of an official sign as designated under 625 ILCS 5/11-301, for motor vehicles bearing such registration plates. Any motor vehicle bearing a handicapped license plate or a handicapped parking decal or device containing the international symbol of access issued to handicapped Persons by any local authority, state, district, territory or foreign country shall be recognized by the Township as a valid license

plate or device and receive the same parking privileges as handicapped residents of this State.

2. The Township may remove or cause to be removed any vehicle parked within a stall or space reserved for use by the handicapped that does not display handicapped registration plates or a special decal or device required by this section.
3. Any Person found guilty of violating the provisions of this section shall be fined no less than \$250.00 and no more than \$500.00 in addition to any costs or charges connected with the removal or storage of any motor vehicle authorized under this section.

Section 3.25 Parking Rates and Fees

The Board may establish from time to time rates and fees for parking in any and all of the parking facilities of the Township.

## CHAPTER IV. PARK HOURS, CLOSING, AND GENERAL OPERATION POLICIES

### Section 4.01 Hours

Township Property shall be open to the public except at such time or times as provided by or determined in accordance with this Ordinance. The Board shall establish the hours during which Township Property or any part(s) thereof shall be closed to the public. These hours may be revised from time to time by the Board. The hours at various facilities may vary and are posted accordingly at each location.

### Section 4.02 Special Closings

The Board or the Supervisor or his/her designee(s) may close one or more Township parks, buildings, and Facilities or any part 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 advisable and in the best interest of the public and Township.

### Section 4.03 Use of Closed Property Prohibited

No Person shall use, occupy, be in, or remain upon Township Property or leave any Personal property in or upon Township Property which is closed to the public, or after closing hours, unless permission therefor has first been obtained from the Township.

### Section 4.04 Schedules, Fees, Rules, and Regulations

1. The Board may, from time to time, establish reasonable rules and regulations for the use of each Facility on Township property. Such rules and regulations shall be based on a due regard for the purpose for which the facility is established, the safety of those using the facility, of Township employees and of the public, the safety and maintenance of Township property, the need for and the availability of supervisory personnel, and the maximum number of people who can safely use the facility at one time. Subject to the foregoing, and except as hereinafter provided, all Township facilities may be used by members of the general public, without permit, for recreational and athletic purposes not inconsistent with the nature of the facility and the safety of the public and of Township Property.
2. No Person shall use any Township building or Facility for an event or activity which is not conducted or sponsored by the Township unless a Permit therefor has first been obtained from the Township in accordance with CHAPTER V of this Ordinance and/or a license agreement has been executed with the Township. All Persons using Township buildings or facilities shall comply with the provisions of this Ordinance and with the provisions and conditions of the Permit and/or

license agreement and with all other applicable policies, rules, and regulations of the Township regarding the use of Township Property.

3. Time schedules for the operation of, and the activities to be conducted on, Township Property and the amount of facility, Permit and program fees, may be reviewed and approved periodically by the Board. As permitted by law, fees charged non-residents of the Township need not be the same as fees charged residents of the Township. The Board may otherwise establish policies, rules and regulations for proper conduct by Persons using Township Property. Specific policies, rules and regulations pertaining to Township Property and programs may be posted at or on the applicable Township Property and/or published in Township program brochures or otherwise made available to the users of Township Property, who shall be charged with actual knowledge thereof and shall obey or comply with all such policies, rules and regulations. All Persons shall abide by all Township policies, rules and regulations and with the direct orders or requests of employees and agents of the Township when using Township Property.

Section 4.05 Admission/Identification

No Person shall enter into, be, or remain in or upon Township Property without paying any proper admission fees, without complying with registration requirements, if any, which may be established by the Township, and without displaying the required admission identification. 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 Township for replacing lost admission identification cards, papers and tickets.

Section 4.06 Lost, Found, and Abandoned Property

1. No Person shall abandon property on Township Property.
2. Property left unattended or suspicious in nature that interferes with any park visitors' safety or orderly management of Township Property, constitutes a nuisance, or presents a threat to Township resources may be impounded or removed by the Township at any time and disposed of in any manner deemed appropriate by the Township. The owner of such property shall be responsible and liable for all costs and expenses associated with the impounding, removal, storage, or other disposal of the property.
3. Any Person finding lost or unattended property on Township Property shall report such finding to the Township as soon as is practicable. Whenever a Township employee or agent finds lost or unattended property on Township Property, he shall report such finding to his

Department Head. The Township will attempt to make every reasonable effort to locate the property's owner(s).

4. Unattended property that has been impounded, or property that has been found, shall be stored for a minimum of thirty (30) days. All property not claimed shall be disposed of as the Township deems appropriate.

Section 4.07 Patron Locks

A patron is allowed to affix his/her lock to designated lockers while using Township facilities. However, no patron lock may remain on a locker when the facility closes for the day unless permitted by the Township. Any lock remaining on the locker at closing time shall be removed by the Township supervisor of the location or his/her designee. The contents found in such a locker will be secured by the Supervisor and returned to the patron pursuant to this Section 4.06 above. The Supervisor or his/her appointed representative shall record an inventory of the items found in the locker.

Section 4.08 Duplicating Keys and Use of Township Issued Property

1. No person shall duplicate keys used by the Township for Township padlocks, door locks, or locks of any type. No person shall use any Township keys except in the lawful course of employment or for the specific time and purpose for which the keys were issued by the Township. Use of keys to enter any Township facility outside of these purposes shall be a violation of this section and additionally a trespass violation.
2. Township employees, or any other person in possession of Township issued property, shall return this property when requested by an authorized agent of the Township.

Section 4.09 Restriction on Solicitation

Any Person engaging in solicitation activity pursuant to a permit in close proximity to a parking lot, highway or street must wear a high visibility vest.

## CHAPTER V. PERMITS AND OTHER AUTHORITY

### Section 5.01 Permits

No Person shall, without a permit:

1. Conduct a program, special event, picnic, or other event involving more than five (5) individuals or vehicles when such group consists, in whole or in part, of clients, members, customers, or guests of a for-profit or not-for-profit corporation, club, association, school, daycare, or other entity. Groups of less than five (5) persons do not require a Permit unless the group desires to reserve a designated area or shelter to the exclusion of others.
2. Circulate or distribute any leaflets, handbills, notices, pamphlets, books, documents or papers of any kind in any indoor Township Property or attach to vehicles and equipment parked on Township property;
3. Conduct any exhibit, music or dramatic performance, fair, circus, concert, play;
4. Exhibit or display any motion picture, television program or similar event;
5. Create or emit any amplified sound, except from a radio, recorder or other device possessed and used by an individual for his/her own enjoyment and operated in such a manner so as not to interfere with the use and enjoyment by any other Person;
6. Place, station or erect any building, stand, bandstand, stage, tower, scaffold, sound stage, platform, rostrum, hammock, swing, tent, shelter, or other structure or camping equipment;
7. Station or use any electrical or electronic device or equipment that would require outdoor auxiliary power;
8. Sell, lease, advertise or offer for sale or lease any goods or services;
9. Display, post or distribute any placard, handbill, pamphlet, circular, book or other writing containing commercial advertising matter;
10. Bring, land or cause to ascend or descend or alight on Township property, any airplane, helicopter, flying machine, balloon, parachute, model aircraft, drone or other apparatus for aviation;
11. Conduct any organized sporting event as part of any public assembly, picnic or other gathering;

12. Use Township property for day camps, instructional classes or organized groups not sponsored by the Township;
13. Sell, bring within, give away, deliver or consume alcoholic beverages on Township property;
14. Swim, dive or enter any body of water owned by the Township while wearing or carrying an air or gas tank or tanks for the purpose of underwater breathing in the activity commonly known as skin or scuba diving, except for fire department emergency efforts.

By issuing a permit the Township does not relinquish the right to control the management of Township Property and enforce all necessary and proper rules for the safe operation of Township Property.

Section 5.02 Application for Permits

1. Permits may be granted upon proper application and approval where the applicable section of this Ordinance or any other Township ordinance, policy, rule, or regulation provides for the issuing of a Permit in order to engage in a particular activity.
2. Every Person requesting a Permit shall complete and file an application with the Supervisor or his designee, on forms provided by the Township, and pay the applicable fees. When received, the date on which the application is received shall be recorded and a receipt or response issued to the applicant. As permitted by law, fees charged to non-residents of the Township need not be the same as fees charged to residents of the Township.
3. Applications for Permits must be received by the Township at least fourteen (14) calendar days prior to the activity for which a Permit is sought.

Section 5.03 Processing of Application for Permits

1. Applications for permits shall be processed in order of receipt; and the use of a particular facility or part thereof shall be allocated preference in order of receipt of fully executed applications.
2. Preliminary Approval: Applications for permits for activities or events which require insurance, approval of permits from other governmental entities, or compliance with other terms or conditions, will be reviewed and, if the application otherwise conforms to all other requirements, a preliminary approval will be issued. If, within fourteen (14) days of the issuance of the preliminary approval, but in no event later than the day prior to the date of the event or activity, an insurance certificate evidencing the required insurance is not filed with the Supervisor, or the

approval or permit of other governmental entities has not been received, or the other terms and conditions have not been met, the preliminary approval will expire, the application for permit will be deemed denied and no written notice of denial will be required.

3. The Township shall issue the Permit without unreasonable delay unless:
  - (i) The proposed activity violates any federal, state, local, or Township law, rule, or regulation; or,
  - (ii) A prior application for a Permit for the same date, time, and location has been or will be granted and the activities authorized by that Permit do not reasonably allow multiple occupancy of that particular area; or,
  - (iii) The proposed activity is of such a nature that it cannot reasonably be accommodated in the particular location applied for, considering, without limitation, the likelihood of such things as damage to Township resources or facilities, damage to an environmentally sensitive or protected area's ecosystem, impairment of a protected area's atmosphere of peace and tranquility, unreasonable interference with Township functions, buildings, facilities, operations, programs or activities, or unreasonable interference with the use or purpose of the Township Property applied for; or,
  - (iv) The proposed activity would substantially impair the operation or use of facilities or services of Township concessionaires or contractors; or, the proposed activity would so dominate the use of Township Property as to preclude other Persons from using and enjoying the facility.
  - (v) The proposed activity is deemed to be in conflict or competition with Township programs.
  - (vi) The proposed activity is prohibited by, or inconsistent with, the classifications or permitted uses of the Township, or a part thereof.
  - (vii) No peddler, vendor or any other Person shall, absent a Permit, license, or contract, from the Township, engage in any activity for gain or for which any charge is made or any commercial sale, rental, exhibition, or distribution of goods or services, including without limitation the giving of instruction or lessons for a fee, upon Township Property. The Township shall not issue any Permit for a Person to engage in any such activity that is deemed to be in conflict or in competition with Township programs. Persons interested in conducting commercial sale, exhibition, or distribution of goods or services must apply for and receive a permit from the

Township, and pay associated permit fees, prior to using or advertising the use of Township Property.

(viii) Photography by commercial photographers is allowed on Township Property without a permit under the following conditions: that the photography and associated activity do not, regardless of duration, unreasonably interfere with usage by other persons; in addition, no one (1) location may be used by the photographer for more than fifteen (15) minutes for any of the photographic activities; and 3) in addition, no one location may be used by the photographer for more than an aggregate total of sixty (60) minutes on any single calendar day for any of the photographic activities. Photographers unable to meet these conditions must apply for and receive a permit from the Township, and pay associated permit fees, prior to using or advertising the use of Township Property.

(ix) No Person engaged in any activity for gain or for which any charge is made or any sale or distribution of goods or services under this section shall obstruct or impede pedestrians or vehicles, harass visitors with physical contact or persistent demands, misrepresent the affiliations of those engaged in such activities, misrepresent whether the goods or services are available without cost or donation, or interfere, interrupt, or engage in conduct incompatible with the purpose of any program, activity, function, and/or special event conducted, sponsored, licensed or otherwise permitted by the Township.

4. If the application is approved, the Township may issue a written Permit to the applicant. If the application is denied, the Township shall explain the reasons for denying the application.
5. If an application is denied on the basis of a scheduling conflict or inappropriateness of the location, duration, or time of the activity, the Township will make a reasonable effort to arrange an alternative that is acceptable to all parties.
6. The Township may deny an application for permit on any of the following grounds:
  - (i) The application for permit is not fully completed and executed.
  - (ii) The applicant has not timely tendered the application fee, user fee, indemnification agreement, or security deposit.
  - (iii) The application for permit contains a material falsehood or misrepresentation.

- (iv) The applicant is legally incompetent to contract or to sue and be sued.
- (v) The applicant or the Person on whose behalf the application for Permit was made has on prior occasions damaged township property and has not paid in full such damage, or has other outstanding and unpaid debts to the Township.
- (vi) A fully executed prior application for Permit for the same time and place has been received, and a Permit has been or will be granted to a prior applicant authorizing uses or activities which do not reasonably permit multiple occupancy of the particular facility or part thereof.
- (vii) The application was for a time and location which a group of higher priority has already applied for or has a scheduled activity. The order of priority for Township activities shall be:
  - 1) Township programs
  - 2) Community associations in the Township
  - 3) Organizations with more than 50% of its members residents of the Township
  - 4) Organizations with 50% or less of its members residents of the Township
- (viii) The proposed use or activity is prohibited by or inconsistent with the recognized and accepted uses of the Township and part thereof.
- (ix) The use or activity intended by the applicant would present an unreasonable danger to the health or safety of the applicant, or other users of the Township, of Township employees or of the public.
- (x) The applicant has not complied or cannot comply with applicable licensure requirements, ordinance or regulation of the Township concerning the sale or offering for sale of any food, goods, or services.
- (xi) The use or activity intended by the applicant is prohibited by law, including ordinance of the Township;
- (xii) The applicant has not secured the requisite insurance; or;
- (xiii) The applicant or the Person on whose behalf the application for permit was made on prior occasions made material misrepresentations regarding the nature or scope of the event or

activity previously permitted or has violated the terms of prior permits issued to the applicant.

7. Amendment or revision of application: Any amendment or revision of an application or permit shall, for purpose of determining the priority of the application for permit, relate back to the original filing thereof, but the time in which the Township shall grant or deny the application for permit and serve notice of such granting or denial shall be computed from the date of the amendment or revision.
8. Any Permit granted by the Township may contain lawful prerequisites to the issuing of the Permit and restrictions on the conduct of the permitted activity including without limitation: general liability insurance coverage; an agreement to fully indemnify and hold the Township harmless from any liability or costs resulting from the activity; a requirement that the Persons involved in the activity obey or comply with all federal, state, local, and Township laws, rules, and regulations; time, duration, and location restrictions; security deposit; a written agreement by the applicant to fully restore any Township Property soiled or damaged by the activity; and, any reasonable restriction necessary for the efficient and orderly contemporaneous administration of the activity, other activities with a Permit, and regular Township uses, functions, programs, and activities.
9. Any Person holding a valid Permit issued by the Township for use of Township Property shall take precedence for use of that Township Property over any Person other than the Township.
10. The Township may make necessary changes or place necessary additional restrictions on any Permit after it has been issued.
11. Violation of the terms and conditions associated with the Permit may result in the suspension or revocation of the Permit.

Section 5.04 Insurance and Hold Harmless Agreement

1. Applicant, if so required by the Township, shall acquire and maintain at all times general liability insurance to protect himself and the Township from liability resulting from his use of Township Property and provide proof of such insurance to the Township before the Township will issue a Permit to an otherwise valid applicant. The amounts and type of insurance required shall be reasonably determined by the Supervisor based upon the nature of the activity and the risk involved. The Township must be named on such policy as additional insured.
  - (i) For activities involving the exercise of First Amendment rights, including without limitation parades, public gatherings, speeches and rallies, this requirement may be waived by the Township if the

applicant can demonstrate that he or his organization cannot procure general liability insurance or that the cost of procuring such insurance is prohibitive.

2. Every applicant must execute and deliver to the Township an agreement to indemnify and hold the Township harmless from legal liability, property damage or injury to Persons caused by the negligent or unlawful acts of the applicant or any member, volunteer, employee, agent, participant, or other Person associated with the applicant or his group or organization.

Section 5.05 Security Deposit

1. A security deposit may be required for any Permit. The Township shall refund the deposit if the Person responsible for the activity cleans any refuse caused or left by the activity or the activity's participants and restores Township Property to the condition it was in prior to the activity to the Township's satisfaction. If the Township is required to clean up or restore Township Property after the activity, the Person responsible for the activity shall reimburse the Township for all costs and expenses associated with the clean-up and restoration. The cost of the clean-up and restoration shall be taken from the security deposit. If there are any funds remaining after the clean-up and restoration costs have been subtracted, they shall be returned to the appropriate Person. If the costs and expenses for the clean-up and restoration exceed the amount of the security deposit, the Township reserves the right to pursue any and all legal options.
2. If the security deposit would create a financial hardship for the applicant in which the applicant can so demonstrate, the Township may accept a written agreement to clean up and restore Township Property after the activity. If the applicant does not satisfactorily perform according to the agreement, the Township reserves the right to pursue any and all legal options.

Section 5.06 Procedures for Review; Waivers

1. Review by Supervisor
  - (i) Any applicant who is denied a permit or a permittee who is assessed a damage or fine pursuant to this chapter may, within seven (7) days of the service of notice of such determination, file a written appeal from such determination with the Supervisor.
  - (ii) The Supervisor shall have seven (7) business days from the date on which the appeal was filed in which to serve upon the applicant a notice that she has affirmed, modified or reversed the denial.

(iii) Such notice shall be deemed served upon the applicant or permittee when it is personally delivered or when it is sent via e-mail or by United States mail, with proper postage prepaid, to the name and address set forth on the application for permit.

(iv) If such notice is not served upon the applicant or permittee within seven (7) business days of the date upon which the appeal was filed, then the denial shall be deemed reversed.

2. Form of Appeals. Any appeals filed pursuant to this chapter shall state succinctly the grounds upon which it is asserted that the denial should be modified or reversed and shall be accompanied by copies of the application for permit, the written notice of the determination of the Supervisor and any other papers material to the determination.

3. Waiver Requirements. Any requirements for or limitation upon a permit or the requirement of a permit may be waived by the Supervisor if the activity is protected by the First Amendment of the United States Constitution and the condition would be so financially burdensome that it would preclude the applicant from using Township property for the proposed activity. Fees for equipment and services may not be waived pursuant to this subsection. Application for a waiver shall be made on a form prescribed by the Supervisor.

Section 5.07 Other Authority

Activities otherwise prohibited under this Ordinance, or any other Township ordinance, policy, rule, or regulation may be conducted or engaged in by a Person, his agents and/or employees, if done in strict conformance with the provisions of an agreement with the Township which has been duly authorized by the Board.

## CHAPTER VI. STRUCTURES AND WORK ON TOWNSHIP PROPERTY

### Section 6.01 Worker Permit Required

No Person shall conduct or direct any of the following activities without first obtaining a work permit from the Supervisor:

1. make an opening on Township property, pavement, side or cross walk or dig a hole, ditch or drain in or remove any sod, stone, earth, or gravel from any public way or other public place;
2. use any portion of Township property including the sidewalks and parkways during the construction, reconstruction, alteration, wrecking or tearing down of any building or structure or for the storage or delivery of building materials and equipment;
3. place any shaft, cable pipe, main, conduit, wire or other transmitting or conducting device over, on or under the surface of Township property or public place;
4. construct, build, establish or maintain any driveway over, across or upon Township property;
5. remove any manhole cover, handhold cover or catch basin cover on any public way or other Township property for any purpose including inspecting or maintaining any underground work or utility; on any public way or Township property for the purpose of inspecting and maintaining any underground work or utility;
6. use the space under any sidewalk or parkway in such a manner as to affect or to interfere with any sewer or pipe or any other work lawfully in Township property;
7. construct, maintain or use any canopy upon Township property;
8. build, rebuild, remove or repair any sidewalk, walk from sidewalk to curb, carriage walk or concrete any lawn space;
9. use Township roadways during the construction, reconstruction, alteration, wrecking or tearing down of any building or structure;
10. use any ladder, scaffolding or other similar devices upon or over Township property for the purpose of maintaining or repairing any private building or structure, or for hanging signs or changing the lettering on private signs; or

11. move on, along or across any public way or other Township property, any building or structure or any machinery, equipment or Personal property in excess of ten (10) tons.

Section 6.02 Encroachments

No building or other structure or any part or appurtenance thereof shall extend into, upon or over any part of Township property.

Section 6.03 Requirements for Issuing Work Permits

The Supervisor shall not issue any work permit authorized by this chapter until he/she shall have been fully advised of the time, place and character of such work and the purpose thereof. All applications for permits shall be accompanied by a plat, pencil tracing or sketch showing the location, character and dimensions of any proposed work, or any alterations involving changes in the location of pipes, conduits, wire or other conductors. The Supervisor may require such additional drawings, surveys or other information as he may consider necessary or desirable to establish the scope, character and location of the work intended to be done and shall deny any application for permit unless or until such requirements are fulfilled.

Section 6.04 Estimate of Work Costs

Before such a work permit shall be granted, the Supervisor shall make an estimate of the cost of engineering and inspection services and of restoring the pavement lawn, ground surface, or other improvements, to a condition equally as good as before the work provided for in such work permit shall have been done.

Section 6.05 Security of Costs

Before such a work permit shall be granted, the applicant shall either pay the estimate of the cost of engineering and inspection service and of restoration, or deposit with the Township a performance bond issued by a surety approved by the Supervisor in the penal sum of twice the estimate of cost, guaranteeing the payment by such applicant of all costs and charges against him/her by the virtue of the granting of such work permit

Section 6.06 Indemnity Bond

Before any work permit is issued, the applicant shall first execute in favor of the Township an indemnity bond in an amount to be fixed by the Supervisor, and in no case less than ten thousand dollars (\$10,000.00) with sureties to be approved by the Supervisor and in a form approved by the Supervisor, conditioned upon the faithful performance of the permit and further conditioned to indemnify, keep and save harmless the Township from any and all loss, cost, damage, expense, judgment or liability of any kind whatsoever that

the Township may be put to or that may be recovered from the Township or any of its officers or employees from or by reasons of or on account of accidents to Person or property from or by reason of on account of or anything done under or by virtue of any permit granted.

Section 6.07 Emergency Repairs

Whenever an emergency exists requiring that an opening in any public way or other Township property be immediately made, and at such time or times the offices of the Township are not open for the issuance of work permits or the time required to make formal application would result in public injury or hardship, such openings may be made if:

- (i) the Person making such opening has therefore obtained an emergency work permit, and
- (ii) thereafter, such Person obtains a work permit authorizing such opening.

The Supervisor and Administrator are hereby authorized to issue such emergency permits.

Section 6.08 Work Permit Fees

No work permit shall be granted unless the applicant shall have paid at the time of filing an application for a work permit the required permit fee in an amount in accord with the schedule set by the Supervisor and approved by the Board.

Section 6.09 Waiver of Permit Fees

No fee shall be charged to any municipality, school district, or township which offers reciprocity in the waiving of permit fees.

## CHAPTER VII. ENFORCEMENT

### Section 7.01 Rules to be Obeyed

No Person shall violate or disobey any provision of this Ordinance or any other Township ordinance, policy, rule or regulation regulating conduct or activities on Township Property 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 Township relating to the use of Township Property, or the directions or instructions of any employee of the Township seeking to enforce compliance with Federal, state, local or Township laws, rules, or regulations.

### Section 7.02 Burden of Proof

The guilt of a Person charged with a violation of this Ordinance need only be established by a preponderance of the evidence unless otherwise required by law for the particular violation at issue.

### Section 7.03 Parties to Ordinance Violation

1. Every Person who commits, attempts to commit, conspires to commit, or aids or abets in the commission of any act in violation of this Ordinance or other ordinance, rule or regulation of the Township, 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.
2. 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 Township Property in violation of this Ordinance or other Township ordinance, rule, or regulation, shall be deemed prima facie responsible for such violation and shall be subject to the penalties provided herein.
3. It is unlawful for the owner or any other Person employing or otherwise directing the operator of any vehicle, to request or knowingly permit operation of any such vehicle on Township Property in any manner contrary to this Ordinance.
4. Where applicable, the Township may pursue all of its rights and remedies available under the Illinois Parental Responsibility Law, 740 ILCS 115/1 *et seq.*
5. No Person shall interfere with, or in any manner hinder any officer, agent, employee or contractor of the Township while engaged in constructing, repairing or caring for any Township property; nor shall

any Person solicit any officer, agent, employee or contractor of the Township while such Person is on duty.

Section 7.04 Police/Security Force

1. The Board, or its designee, may require the permittee to hire an off duty police officer or security personnel to patrol the assigned area during any scheduled event of any such permittee.
2. The Township Security Officers shall be the conservators of the peace on Township property, and shall be responsible for the enforcement of all federal, state, local, and Township laws, ordinances, rules, and regulations on Township property.
3. Township Security Officers shall, in connection with their duties as prescribed by the Township, diligently enforce the provisions of this Ordinance and issue warnings to persons acting in violation of this Ordinance and to eject and suspend persons acting in violation of this Ordinance from Township Property.
4. All city, county, state and other law enforcement authorities shall be authorized to enforce all laws and regulations, including Township ordinances, on Township Property.

## CHAPTER VIII. PENALTIES

### Section 8.01 Fines

The violation by any Person of the laws and regulations of the township or by any permittee of the terms of his/her permit issued pursuant to this chapter shall subject the Person or permittee to a civil fine of up to \$1,000.00. Each day that a violation continues shall be deemed a separate violation. Such fines may be assessed against any security deposit held by the Township on behalf of the permittee. The Supervisor shall give the Person or permittee prompt written notice of any fines to be assessed in excess of the security deposit. Such notice shall be served on the Person or permittee by Personal delivery, electronically, or by deposit in the United States mail, with proper postage prepaid to the name and address set forth on the application for permit.

### Section 8.02 Revocation of Privileges

1. Any Person violating or disobeying this Ordinance or any rule or regulation of the Township may be forthwith evicted from Township Property, and may have his/her admission rights to Township Property terminated, revoked, forfeited or suspended.
  - (i) Upon recommendation of a Township employee, the Township Supervisor may ban an individual from Township property, events, and services for a period not to exceed thirty (30) days. A notice banning an individual shall be sent to the person at their last known address.
  - (ii) Upon recommendation of the Township Supervisor or his or her designee, the Township Board may ban an individual from Township property, events, and services for a period exceeding thirty (30) days.
  - (iii) Where an act or omission is prohibited or declared unlawful and no penalty or fine or imprisonment is otherwise provided, the offending person shall be fined not less than \$100.00 nor more than the maximum amount allowed by law. Each day that a violation continues shall be deemed a separate offense. In addition to any fine, the Township may revoke the privilege to use all or some of the facilities of the Township for such length of time as is determined appropriate by the Township.

### Section 8.03 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 Township as provided by applicable law. The penalties provided for in any section of this chapter may be imposed or

assessed in addition to and not necessarily in lieu of the penalties provided for in other sections of this chapter.

Section 8.04 Restitution

In addition to, or instead of, the fines and penalties provided for in Section 8.01, any Person violating or disobeying any section or part of this Ordinance, or any other federal, state, local, or Township law, rule, or regulation, shall be required to make restitution to the Township for damage resulting from such violation(s). The provisions of the Illinois Parental Responsibility Law (740 ILCS 115/1 *et seq.*) are specifically incorporated in this Ordinance by reference for purposes of this section.

Section 8.05 Parental Responsibility

1. The parent or legal guardian of an unemancipated minor shall be presumed, in the absence of evidence to the contrary, to have failed to exercise proper parental responsibility, and such minor shall be deemed to have committed the acts described below with the knowledge and permission of the parent or guardian upon the occurrence of the following three events:
  - (i) An unemancipated minor is adjudicated to be in violation of this section or has incurred nonjudicial sanctions from another official agency resulting from an admission of guilt in violation of this section; and
  - (ii) The parent or legal guardian has received a written notice thereof, either by certified or registered mail, return receipt requested, or by personal service with a certificate of personal service returned from the Lake County Sherriff following said adjudication or nonjudicial sanction; and
  - (iii) If at any time within one year following receipt of the notice described, the minor is adjudicated to be in violation of this section, or has incurred nonjudicial sanctions from another official agency resulting from an admission of guilt of violation of this section.
2. It shall be unlawful for a parent or legal guardian to allow an unemancipated minor to engage in acts in violation of this section. Each parent and legal guardian shall be jointly and severally liable.
3. The Township hereby holds parents and legal guardians of an unemancipated minor who resides with such parent or legal guardian liable for actual damages for the willful and malicious acts of such minor which cause injury to a Person on Township Property or injury to

Township Property, as provided in the “Illinois Parental Responsibility Act” (740ILCS 115/1, *et seq.*)

Section 8.06 Disposition of Unclaimed Patron Property

If any patron property remains unclaimed by the owner or Person legally entitled to possession thereof for a period of thirty (30) days or more, the Township may cause the property to be transferred to be disposed in accordance with “The Law Enforcement Disposition of Property Act,” 765 ILCS 1030/0.01, *et seq.*

**CHAPTER IX. REPEAL**

Ordinances 2012-O-04, 2013-O-04, 2014-O-04, 2015-O-09, 2016-O-08, and 2017-O-09 are hereby repealed. In addition, all Township ordinances, resolutions, policies, rules and regulations or parts thereof in conflict or inconsistent with any of the provisions of this Ordinance are hereby repealed.

**CHAPTER X. SEVERABILITY**

Provisions of this Ordinance shall be deemed to be severable. Should any section or part of this Ordinance be declared invalid or unenforceable by a court of competent jurisdiction, the remaining part or parts of such section and/or the other sections, as the case may be, of this Ordinance shall nevertheless be valid, binding and subsisting.

**CHAPTER XI. PUBLICATION AND EFFECTIVE DATE**

Section 11.01 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 11.02 Effective Date

This Ordinance shall take effect and be in force ten (10) days after the date of its passage, approval, and publication in book or pamphlet form as provided for herein.

PASSED and APPROVED this 9<sup>th</sup> day of April, 2019.

**Warren Township**

**By:** \_\_\_\_\_  
Supervisor

**Attest:**

\_\_\_\_\_

Clerk