



**MT. PROSPECT PARK DISTRICT
CONTROL ORDINANCE 525 - Amended and Restated**

April 16, 2025

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ORDINANCE NO. 866

MT. PROSPECT PARK DISTRICT

AN ORDINANCE AMENDING AND RESTATING ORDINANCE NO. 525 OF THE MT. PROSPECT PARK DISTRICT, BEING AN ORDINANCE CONTAINING RULES AND REGULATIONS FOR THE GOVERNMENT AND PROTECTION OF PARKS AND PROVIDING FOR SUSPENSIONS AND FINES FOR THE VIOLATION THEREOF.

WHEREAS, the Mt. Prospect Park District and the Board of Park Commissioners thereof have heretofore adopted certain rules and regulations in ordinance form, for the governance and protection of the parks; and

WHEREAS, it is necessary and desirable that said rules and regulations be amended as more particularly provided herein.

NOW, THEREFORE, BE IT AND THE SAME HEREBY IS ORDAINED, by the Board of Park Commissioners of the Mt. Prospect Park District, Cook County, Illinois, that Ordinance No. 525 of the Mt. Prospect Park District is hereby amended and restated as follows:

CHAPTER I - DEFINITIONS

Section 1.01 Short Title. This Ordinance regulates the use of the parks and property owned or controlled by the Mt. Prospect Park District and shall be known as the "Control Ordinance" of the Mt. Prospect Park District.

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

- A. "Affiliate" means an organization recognized by the Board as an "Affiliate" of the District and which is governed in part by the District's "**Affiliate Guidelines**".
- B. "Aircraft" means any device that is used or intended to be used for human flight in the air or is capable of flight in the air, including without limitation powerless flight.
- C. "Alcoholic Liquor" is defined as provided in the Illinois Liquor Control Act of 1934 (235 ILCS 5/1-3.05) and as amended hereafter.
- D. "Board" is the Board of Park Commissioners of the Mt. Prospect Park District.
- E. "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, and parking of a motor vehicle, motorhome or trailer, or mooring of a vessel, for the apparent purpose of overnight occupancy.
- F. "Cannabis" is defined as provided in the Illinois Cannabis Control Act (720 ILCS 550/3((a)) and as amended hereafter.
- G. "Controlled Substance" is defined as provided in the Illinois Controlled Substances Act (720 ILCS 570/102 (f), 204, 206, 210 and 212) and as amended hereafter.
- H. "Director" is a Director of a District Division and/or Leadership Team Member within the District.
- I. "District" is the Mt. Prospect Park District, Cook County, Illinois.
- J. "District Property" is 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 District, including without limitation every building, shelter, street, sidewalk, trail path, park, wilderness or open area, or other public place or Facility and all District 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 District.
- K. "District Waters" shall include all water located on or adjacent to or flowing over land owned, administered, leased or generally administered or operated by the District, including without limitation all natural or man-made lakes, rivers, creeks, streams, ponds, lagoons, bays and drainage ways, but excluding swimming pools.
- L. "Employee" is any employee of the District.
- M. "Executive Director" is the Executive Director of the Mt. Prospect Park District.
- N. "Facility" means any District Property other than a park or playground and includes without limitation, all indoor facilities, driving range, tennis and pickleball courts, basketball courts, and pools.
- O. "Fish" or "Fishing" means taking or attempting to take aquatic life in or from any District 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.
- P. "ILCS" is the Illinois Compiled Statutes and as amended hereafter.

- Q. "Model Aircraft" means any unmanned aircraft that is capable of sustained flight in the atmosphere, including an Unmanned Aircraft System (UAS), also known as drones.
- R. "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.
- S. "Ordinance" means the Control Ordinance of the Mt. Prospect Park District.
- T. "Permit" is the written authorization issued by or under the authority of the District, by a District employee empowered to grant said authorization, to any Person to engage in a particular act or acts on District Property. Said authorization is subject to the terms and conditions specified in the Permit as well as all applicable federal, state, local and district laws, ordinances, rules and regulations.
- U. "Person" is an individual, firm, partnership, group, association, corporation, governmental unit, governmental partner, company or organization of any kind; provided, however, and notwithstanding anything to the contrary contained in this ordinance, any person who is an employee of the District and who violates any prohibition under Chapters II or III hereof while on duty, shall not be subject to the provisions of Chapter VII hereof, but shall be disciplined in accordance with the applicable provisions of the District's Personnel Policy Manual and /or the Executive Director (who has the authority to make a decision based on the best interest of the Park District).
- V. "Police Force" shall include any sworn police officer of: Mount Prospect, Des Plaines, Arlington Heights, Elk Grove Village, the Cook County Sheriff and any other sworn police officer.
- W. "Possess," "Possession" or "Possessing" means exercising direct physical control or dominion, with or without ownership, over any kind of property, or archaeological, cultural or natural resource.
- X. "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.
- Y. "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.
- Z. "Smoking" means the lighting of cigarettes, electronic cigarettes, cigars or pipes, the carrying of lighted cigarettes, electronic cigarettes, cigars or pipes, or the intentional and direct inhalation of smoke from these objects. The term "electronic cigarettes" for purposes of the Ordinance shall mean an electronic or battery-operated device that delivers vapors for inhalation and includes every variation and type of such devices whether they are manufactured, distributed, marketed, or sold as an electronic cigarette, an electronic cigar, an electronic cigarillo, and electronic pipe, and electronic hookah or any other product name or descriptor.
- AA. "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.
- BB. "Unmanned Aircraft" shall mean any device that is used, designed, or intended to navigate, or fly in the air including a drone.
- CC. "Vehicle" is any conveyance, whether motor powered or self-propelled, except baby carriages, or strollers, bicycles when properly used on walks or trails, and conveyances in use by the District.

- DD. "Vessel" means every type or description of craft, other than a seaplane on water, used or capable of being used as a means of transportation on water, including without limitation boats, rafts, canoes, kayaks, jet skis, inflated devices, or any buoyant device permitting or capable of free flotation.
- EE. "Volunteer" is a volunteer and/or coach of the District who is not an employee of the District.
- FF. "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.

CHAPTER II - SPECIFIC RESTRICTIONS ON CONDUCT & BEHAVIOR

Section 2.01. Activities as Prohibited. No Person shall engage in any sport, game, amusement or exercise on District Property if such activity has been posted as prohibited. No Person shall violate any posted or duly adopted Mt. Prospect Park District ("District") rule on District Property. No Person shall continue to violate any non-posted rule not contained in an Ordinance, after being instructed by an Employee and/or Police Force, either orally or in writing, that such conduct is in violation of that rule.

"Posted" shall mean any brochure, privilege pass, or sign either written or illustrated, and mounted in a conspicuous place adjacent to or within the area of regulation.

Section 2.02. Aircraft, Model Aircraft and Engine-Powered Models or Toys.

- A. For purposes of this Section 2.02, "District Property" includes the first 250 feet above ground level. No person, other than Police Force, shall start, fly or use any fuel-powered engine or jet-type or electric-powered model aircraft (including drones), boat or rocket, or like powered toy or model on District Property without prior written approval by the Executive Director of the District or their designee.
- B. No Person shall land, cause to be landed, or permit or authorize the landing of any Aircraft on District Property, except when necessitated by unavoidable emergency.
- C. No Person shall parachute or otherwise descend from an Aircraft into or onto District Property or cause, permit or authorize another Person to parachute or otherwise descend from an Aircraft into or onto District Property except when necessitated by unavoidable emergency.

Section 2.03. Alcohol.

No person shall sell, give away, drink or otherwise possess alcoholic beverages at any time in any District Property except to the extent otherwise permitted by an ordinance duly adopted by the Board of Commissioners ("Board") of the District.

Section 2.04. Animals and Pets.

- A. No Person shall bring any animal into, or release any animal in, any building on District Property; provided, however, that the District may bring or permit another person to bring such proscribed animals onto District Property in conjunction with an activity or event conducted or sponsored by the District or in conjunction with a zoo, museum, nature center, or similar facility controlled, maintained, permitted or licensed by the District, or as permitted in "H" below.
- B. No Person shall bring or release onto outdoor District Property, any wildlife including without limitation any animal the capture or killing of which is authorized by the fish and game law of the State of Illinois, or any other animal, except for domesticated dogs, cats or other domesticated animals subject to the restrictions contained in this section.
- C. No owner or agent of the owner having control of any domesticated dog, cat, or other domesticated animal shall cause or permit such animal to be outdoors on District Property unless the pet is on a leash which shall not exceed six (6) feet in length, except at those off-leash areas designated by the District for such use, and such Person has in his immediate possession a device for removal, and a depository for the transportation of, animal excrement from such property.

- D. All owners or agents of the owner having control of any domesticated dog, cat, or other domesticated animal, shall remove any excrement from District Property left by such animal.
- E. No Person shall bring a domesticated dog, cat or any other animal onto or permit any animal to remain on a playground or on playground equipment on District Property.
- F. No Person shall bring a domesticated dog, cat, or any other animal onto or permit any animal to remain on any portion of District Property where the presence of animals is prohibited.
- G. Any animal found on District Property in violation of subsections (B) or (E) may be apprehended, removed to an animal shelter, public pound, or other place provided for the purpose, pursuant to the laws or ordinances of Cook 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 applicable federal, state, local or District laws, ordinances, rules or regulations.
- H. Dogs and other domesticated animals for the visually impaired and specially trained to assist Persons with disabilities are excluded from the prohibitions of this section when they are accompanying any Person with disabilities for purposes of providing such assistance.
- I. No Person shall bring a dog into Melas Park Canine Commons without the required Park District tag displayed thereon. For the purposes of this section, the following words, terms, and phrases shall have the meaning given herein:
 - 1. "Melas Park Canine Commons" is an area enclosed by a fence and designated as a "Dog Park" by a sign with rules and regulations, posted by the Mt. Prospect Park District and the Arlington Heights Park District (jointly, the "Districts");
 - 2. "Handler" is a Person who brings a dog to the dog Park and who must be at least 18 years of age.
 - 3. Only a dog that has been registered by its owner with the Districts may utilize the Dog Park. As a condition of registering their dog with the District, the dog's Owner shall be required to sign a liability waiver and release and assume the full risk of any injury, damage or loss caused by or arising from the dog's or its Handler's use of the Dog Park.
 - 4. In signing the waiver, the registered dog owners shall, among other provisions, and to the fullest extent permitted by law, protect, indemnify, save, defend, and hold harmless the Mt. Prospect Park District and the Arlington Heights Park District, including their respective officers, officials, agents, volunteers and employees from and against any and all liabilities, obligations, consequences, claims, injuries, suits, damages, penalties, cause of action, costs and expenses (including reasonable attorney and paralegal fees), to which the Districts or either of them may become obligated by reason of any accident, bodily injury, death of person or loss of or damage to tangible property, arising indirectly or directly through any act or omissions of registered dog owners, or invitees.
 - 5. In order to be eligible for registration with the District, a dog's owner must provide certification that the dog to be registered has current vaccinations for distemper, hepatitis, kennel cough and rabies. Dogs must always wear or otherwise display current Dog Park registration, and tags while at the Dog Park.
 - 6. Each dog must be accompanied by a Handler in order to enter and remain in the Dog Park. No Handler may bring more than two dogs at any one time. The Handler shall be solely responsible for controlling the dog(s) in their custody, and shall

- cooperate with the Handlers of other dogs. Each dog must be restrained by a leash, tether, chain, rope or like while entering and exiting the Dog Park. The Handler shall securely hold the leash at all times. The Handler shall immediately remove from the Dog Park any dog brought by them that is behaving in an aggressive manner.
7. The Handler shall remove any excrement deposited by the dog(s) in their custody while in or around the area of the Dog Park, and shall dispose of it in a sanitary manner in the refuse containers provided by the District.
 8. No bikes will be allowed inside the Dog Park at any time. The District accepts no responsibility for damage to, or theft of, any bikes, locked or not locked.
 9. No dog in estrus ("In Heat"), and no dog under the age of four (4) months, is permitted to enter or remain in the Dog Park.
 10. No Person under the age of eighteen (18) shall enter or remain in the Dog Park, unless they are accompanied by his or her parent or guardian who is with the registered dog. Children must be at least 6 years of age and accompanied by a parent or guardian 18 years or older to enter the Dog Park.
 11. No Person shall bring any food intended for human consumption, or any meal or rawhide chews products for a dog, into the Dog Park.

Section 2.05. Assault, Bodily Injury and Acts of Violence.

- A. No Person shall, without lawful authority, engage in conduct on District Property that places another Person in reasonable apprehension of receiving bodily harm or physical contact of an insulting or provoking nature.
- B. 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 District Property.
- C. No Person shall knowingly start a fight or fight or commit any assault, battery, or reckless conduct on District Property. For purposes of this section:
 1. A Person commits an assault when, without lawful authority, they engage in conduct which places another in reasonable apprehension of receiving a battery.
 2. A Person commits a battery if they intentionally or knowingly, without legal justification and by any means causes bodily harm to an individual or makes physical contact of an insulting or provoking nature with an individual.
 3. A Person commits reckless conduct when he causes bodily harm to or endangers the bodily state of an individual by any means if such Person performs recklessly the acts which cause the harm or endangers safety regardless whether the acts are otherwise lawful or unlawful.
- D. Appropriate physical contact in the course of engaging in a recognized contact sport is not prohibited by this Section 2.05.

Section 2.06. Begging and Panhandling.

No Person on District Property shall obstruct or impede pedestrians or Vehicles; harass park visitors with physical contact or persistent demands; misrepresent their affiliations; misrepresent what any 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 District; or coerce or intimidate another person into giving money, goods or services.

Section 2.07. Bribing.

No Person shall give or offer any money, gift, privilege or article of value to any District employee, commissioner, volunteer or agent in violation of the provisions of the Ordinance or any other District ordinance, contract, permit or statute of the State of Illinois or the United States or in order to gain or receive special consideration in applying for any use or privilege, or treatment in the use of District Property. This section shall apply both on and off District Property.

Section 2.08. Camping.

No Person shall place, erect, or use any hammock, swing, tent (other than a pop-up tent), shelter, or any other type of temporary or permanent housing or camping equipment on District Property, nor otherwise camp in any manner on District Property unless a Permit therefor has first been obtained from the District or unless as part of an organized District sponsored event/program.

Section 2.09. Charitable, Religious, Political or Non-Profit Activities/Assemblies.

- A. For purposes of this section, charitable, religious, political, or non-profit activities shall include, without limitation, soliciting contributions, the sale or distribution of merchandise by a charitable, religious, political or non-profit organization, soliciting votes or circulating petitions for or against any candidate for election to public office or with respect to any referendum or other public question.
- B. District Property constitutes a limited public forum. Accordingly, soliciting contributions for charitable, religious, political, or non-profit organizations is permitted on District Property provided that a Permit therefor has first been obtained from the District in accordance with Chapter V of this Ordinance.
- C. The sale or distribution of merchandise by charitable, religious, political, or nonprofit organizations is permitted on District Property provided that a Permit therefor has first been obtained from the District in accordance with Chapter V of this Ordinance.
- D. Soliciting votes and circulating petitions, flyers or banners for or against a candidate for election to public office or with respect to any referendum or other public question is permitted on District Property without a Permit in areas open to the general public (but not including active campaigning and solicitation of votes by a candidate or candidates or party workers on primary or election days in the polling place or within the 100 foot campaign-free zone of the polling place, subject to the limitations set forth in paragraphs (E) and (F) of this Section 2.09 and not otherwise in violation of the Ethics Ordinance of the District or as same may be hereafter amended.
- E. No Person shall engage in any activity described in subsections (A) through (D) of this Section 2.09 in District buildings or Facilities or in rooms or other locations in or at which any program, activity, class, function or special event conducted, or sponsored by the District or an Affiliate is in progress.
- F. No Person engaged in the activities described in subsections (A) through (D) of this section shall 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 what solicited funds will be used for or whether merchandise is 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 District or an Affiliate.

Section 2.10. Commercial Sale, Exhibition or Distribution of Goods or Services.

- A. No peddler, vendor or any other Person involved in an endeavor for profit shall engage in the commercial sale, rental, exhibition, or distribution of goods or services, including without limitation the giving of instruction or lessons for a fee, upon District Property unless he/she has received a Permit, license or contract therefor from the District.
- B. No Person engaged in the sale or distribution of goods or services under this section shall 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 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 District.

Section 2.11. Controlled Substances and Cannabis.

- A. No Person shall sell or deliver Cannabis or any Controlled Substance to another Person or use Cannabis or any Controlled Substance upon District Property.
- B. No Person shall bring or Possess any Controlled Substance on District Property, except as prescribed by a physician or other authorized health care provider.
- C. No Person shall bring into or possess Cannabis upon District Property except as permitted for a registered qualifying patient pursuant to the Compassionate Use of Medical Cannabis Pilot Program Act (410 ILCS 130/1 et seq.) or as permitted by the Cannabis Regulation and Tax Act (410 ILCS 705/1 et seq.).
- D. No Person shall be under the influence of Cannabis while on District Property except as permitted for a registered qualifying patient pursuant to the Compassionate Use of Medical Cannabis Pilot Program Act.
- E. Except as provided in Section 2.11 (C), no Person under the influence of Cannabis, a Controlled Substance(s), or any combination thereof, shall enter into, be, or remain on District Property, unless authorized by law.
- F. No Person shall possess drug paraphernalia other than cannabis-related paraphernalia or sell any item of drug paraphernalia on District Property. For purposes of this section, "drug paraphernalia" shall mean all equipment, products and materials of any kind which are peculiar to and marketed for use in planting, propagating, cultivating, growing, harvesting, manufacturing, compounding, converting, producing, processing, preparing, testing, analyzing, packaging, repackaging, storing, containing, concealing, injecting, ingesting, inhaling or otherwise introducing into the human body a Controlled Substance. "Drug paraphernalia" includes, but is not limited to:
 - 1. Kits peculiar to and marketed for use in manufacturing, compounding, converting, producing, processing or preparing a Controlled Substance;
 - 2. Isomerization devices peculiar to and marketed for use in increasing the potency of any species of plant which contains a Controlled Substance;
 - 3. Testing equipment peculiar to and marketed for cutting a Controlled Substance by private persons;
 - 4. Diluents and adulterants peculiar to and marketed for cutting a Controlled Substance by private persons;
 - 5. Objects peculiar to and marketed for use in ingesting, inhaling or otherwise introducing cocaine, hashish, hashish oil or other Controlled Substances into the human body including, where applicable the following items: water pipes; carburetion tubes and devices; smoking and carburetion masks; miniature cocaine spoons and cocaine vials; carburetor pipes; electric pipes; air-driven pipes; chillums; bongs; ice pipes or chillers; and

6. Any item whose purpose, as announced or described by a seller or user is for use in violation of this section.

Section 2.12. Cooperation with Authorities/Refusal to Provide Identification.

- A. No person shall refuse to deposit or provide a valid identification card or identify oneself when requested to do so by a District Employee.
- B. No Person shall physically hinder, threaten, resist, intimidate, disobey, bribe, or otherwise intentionally interfere with any member of the Police Force or any District employee, volunteer, Board member or agent in the performance of his/her duties.
- C. No Person shall falsely represent themselves, or otherwise pretend to be, a District Officer or Employee, a member of the Police Force, or an agent or other representative of the District.
- D. No Person shall knowingly display a false, expired or revoked permit, pass or membership card, or give a false report or false information (including, without limitation, information requested in a Permit application) for the purpose of misleading a District employee, Board member or agent, or a member of the Police Force in the conduct of their official duties.
- E. No Person shall resist the Police Force or any employee of the District in the discharge of their duties, nor fail or refuse to obey any lawful command of any Police Force or District Employee, or in any way hinder or prevent such Police Force from discharging their duty, or in any manner assist any Person in custody to escape or attempt to escape from such custody.

Section 2.13. Disorderly Conduct. No Person shall make, countenance or assist in making any improper noise, riot, disturbance, breach of the peace, or diversion tending to a breach of the peace on District Property, or be guilty of any disorderly conduct therein, or collect with other Persons, in bodies or crowds, for unlawful purposes, or for any purpose to the annoyance or obstruction or disturbance of other persons. No Person shall engage in disorderly conduct on District Property. A Person commits the offense of disorderly conduct when they knowingly:

- A. Do any act in such unreasonable manner as to alarm or disturb another and to provoke a breach of the peace; or
- B. Make or cause to be made any excessively loud or unreasonable noise which disturbs the peace with excessively loud or unreasonable noise as defined in *Section Sound and Energy Amplification*, Section 2.40 (B), of this Ordinance; or
- C. 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; or,
- D. Congregate with other Persons on District Property with the intent to restrict vehicular or pedestrian traffic or with the intent to restrict the free ingress to or egress from District Property and fail to comply with a lawful order of a member of Police Force to disperse.

Section 2.14. Display of Permit or Pass. Every Person shall produce or display a Permit or pass when requested to do so by any authorized Person for the purpose of enforcing compliance with any federal, state, local, or District law, ordinance, rule, or regulation, when such Permit or pass is required to engage in an activity on District Property.

Section 2.15. District Waters, Use Of.

- A. No Person shall bathe, swim, wade, float, splash, or otherwise remain in District Waters except at such times and places and in compliance with all policies, rules and regulations as the District may designate for such activities.
- B. No person shall throw, discharge, or otherwise place or cause to be placed in the waters of any swimming pool or District Waters, or other body of water in or adjacent to any park or any tributary, stream, storm sewer, or drain flowing into such waters, any substance, matter or thing, liquid or solid, which will or may result in the pollution or the hindrance of the use of said waters.
- C. No person shall operate any type of water vehicle in, on or upon any District Waters, except as the Executive Director may otherwise permit in writing.
- D. No Person shall change into or from bathing attire, except in places designated for such use.
- E. No Person shall fail to wear bathing attire at all times while engaged in any permitted aquatic or related activity.

Section 2.16. Dumping, Pollution, Sanitation and Litter.

- A. No Person shall throw, discharge or otherwise place or cause to be placed in the waters of any swimming pool, fountain, pond, lake, stream or other body of water in or adjacent to any District Property or any tributary, stream, storm sewer, or drain flowing into such waters, any substance, matter or thing, liquid or solid which will or may result in the pollution, obstruction or hindrance of the use of those waters, or use a sump pump or drainage to discharge any substance, matter or thing, liquid or solid from adjacent property to District Property.
- B. 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, paper of any kind, ashes, garbage, waste material, snow, ice, or other substance, whether liquid or solid, or any other Refuse in or upon District Property except as may be specifically permitted by the District. Provided, however, that paper, glass, cans, garbage and other refuse resulting from picnics or other lawful use of District Property shall be deposited in receptacles provided by the District 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.
- C. No Person shall spray or otherwise apply any chemical or biological pesticide, herbicide or fungicide, or any other substance, measure or process designed to alter the anatomy, or physiology of any organism on Property District for the purpose of eliminating or controlling its population, without the express written permission of the Director, and then only in compliance with all applicable laws, rules and regulations.
- D. No Person shall urinate or defecate on District Property other than in toilets in rest room Facilities expressly provided for such purposes.
- E. No Person shall drain refuse from a trailer or other Vehicle on District Property.
- F. No Person shall bathe or wash himself or food, clothing, dishes, or other property at water outlets, fixtures or pools on District Property, except at those areas designated by the District for such use.
- G. No Person shall dispose of fish remains on District Property, or in District Waters or within any park area of the District except as permitted by the District.
- H. No Person shall dispose of human or animal waste on District Property except at designated locations or in fixtures provided for that purpose.

- I. No Person shall change the oil or grease of, make repairs to, or wash, clean or polish Vehicles on District Property.
- J. No Person shall bring in, dump, deposit or leave tree limbs, landscape waste or litter in or on any District Property. No person shall bring in, dump, deposit or leave any landscape waste, yard waste, grass clippings, leaves, trees/limbs, bushes, shrubbery or plant clippings in or on District Property.

Section 2.17. Distribution of Merchandise and Soliciting Contributions at Fairs and Special Events/Sales.

- A. No Person shall expose or offer for sale any article or thing, nor shall any Person place any stand, cart or vehicle for the transportation, sale, or display of any such article or thing on District Property.
- B. No Person shall, while on District Property, announce, advertise, or call the public's attention in any way to any article or service for sale or hire. This shall not apply to a regularly licensed concessionaire or other Person acting under an official permit issued pursuant to Police Force or the Board.
- C. No Person shall beg or solicit any alms or any contribution on District Property.
- D. No Person solicit, collect any donations or charge any fees for any service whether private or public, except fees as charged by the District, without first having obtained written authorization of the District.

Section 2.18. Erection of Structures/Construction. No person shall construct, build, erect or otherwise place any building, tent (other than a pop-up tent), stand, fence, wall, dog run, dog house, playhouse, play equipment scaffold, platform or other structure of whatever kind, whether stationary or moveable and whether permanent or temporary in character, or construct, run, string, or otherwise place any electrical wire, conduit or pipe, or any public service or private utility, into, upon, above, or across or beneath District Property, unless a Permit, license, or contract therefor has first been obtained from the District.

Section 2.19. Fires. No Person shall light, build or attempt to light or build a fire in any Park except in areas dictated by a park permit. No permitted fire shall ever be left unattended. Every permitted 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 and properly extinguished. 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, District Property or park resources, or creates a safety hazard. Charcoal from a grill may be deposited if and where designated ash pits are available.

Section 2.20. Fireworks. No Person shall offer for sale, expose for sale, sell, possess, use, or explode any firecracker, torpedoes, skyrockets, roman candles, bombs, sparklers, rockets, squib or other fireworks of like construction, or anything containing any explosive or inflammable compound or any tablets or other device commonly used and sold as fireworks, on District Property without first obtaining a Permit from the District in accordance with Chapter V of this Ordinance, or unless authorized to do so by contract with the District.

Section 2.21. Fishing.

- A. No Person shall have in their possession or take or attempt to take any fish from District Waters nor bring any fishing equipment into or onto District Property or District Waters, except in designated areas and subject to rules set by the District.

- B. No Person shall dig, scratch, or otherwise disturb District Property in order to locate or take bait.

Section 2.22. Gambling and Games of Chance. No Person shall play 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 (as defined in 720 ILCS 5/28-1 *et seq.*) for money or other valuable things on District Property, except at a fair, carnival, or other organized event conducted, sponsored or authorized by the District or without the written consent of the District.

Section 2.23. Golf.

- A. No Person shall in any manner hit a golf ball from, in, into, on or onto District Property; provided, however, that this prohibition shall not be deemed to prohibit the hitting of golf balls at the Mt. Prospect Golf Course, or at such other place or places as may be designated by the Executive Director.
- B. No Person shall violate any rule or regulation of the District posted at the Mt. Prospect Park District Golf Course. "Posted" shall mean any brochure, privilege pass, or sign either written or illustrated, and mounted in a conspicuous place adjacent to or within the area of regulation.
- C. No person shall use the Mt. Prospect Park District Golf Course without paying green or cart fee, sneak onto course, play without scanning pass, scan for 9-holes but continuing for 18.

Section 2.24. Intimidation and Bullying.

- A. No person shall hinder, threaten, bully or verbally abuse, interfere with or cause or threaten to do bodily harm to any Person, employee, or volunteer on District Property.
- B. No Person shall threaten, interfere with or cause or threaten to do harm to any personal property of any Person, employee, or volunteer on District Property.

Section 2.25. Interference with Other Users/Disturbing Others.

- A. No Person shall walk, act, or conduct themselves upon any portion of District 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.
- B. No Person shall unreasonably disturb or interfere with any Person occupying an area or participating in any activity on District Property under the authority of a Permit.
- C. No Person shall interfere with, unreasonably disrupt, delay, or in any manner hinder any employee or volunteer of the District engaged in the performance of his or her duties.
- D. No Person shall engage in any activity on District Property in a manner calculated or which is reasonably likely to endanger, injure, or damage Persons or property in any way.

Section 2.26. Loitering/Trespass. No person shall loiter at entrances, in lobbies, walkways, restrooms, parking lots or other non-recreational areas. Using the parking lot for purposes unrelated to District business or services is prohibited. Any person who has been notified of suspension from any District Property and is observed in or on any District Property shall be subject to arrest for trespass and subject to additional suspensions set forth in this Ordinance.

No Person shall loiter or remain in or on District Property either alone or in consort with other Persons in such a manner that:

- A. Unreasonably obstructs the usual use of entrances, hallways, corridors, stairways, or rooms designated for specific purposes;
- B. Impedes or disrupts the performance of official duties by District employees or volunteers;
- C. Prevents the general public from obtaining the administrative or recreational services provided on District Property in a timely manner; or,
- D. Restricts vehicular or pedestrian traffic or restricts free ingress to and egress from District Property after being requested to leave, move or disperse by any District employee or any member of the Police Force, or where the District has posted a sign or signs that prohibit loitering.

Section 2.27. Misappropriation/Theft of Property.

- A. No Person shall knowingly obtain or exercise unauthorized control over the property of another.
- B. No Person shall knowingly obtain by deception control over property of another.
- C. No Person shall knowingly obtain by threat control over property of another.
- D. No Person shall knowingly obtain control over stolen property knowing the property to have been stolen or under such circumstances as would reasonably induce him/her to believe that the property was stolen, where they:
 1. Intend to deprive the owner permanently of the use or benefit of the property; or,
 2. Knowingly use, conceal, or abandon the property in such a manner as to deprive the owner permanently of such use or benefit; or,
 3. Use, conceal, or abandon the property knowing such use, concealment, or abandonment probably will deprive the owner permanently of such use or benefit.
- E. No Person shall remove, without authorization, any furniture, equipment, supplies, materials or other property from District Property. Nonpayment of any fee or charge required to be paid to the District for use of any Park, program or class of the District or for services rendered is prohibited.

Section 2.28. Mob Action.

- A. 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 District Property in a manner which creates immediate violence or breach of the peace or threat thereof or endangers the person or property of others.
- B. 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.
- C. 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 2.29. Posting Printed or Written Material On Public Places and Objects/Signs.

- A. 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 District

- Property or anything or object located on District Property, without written authorization of the District.
- B. No Person may post any promotional materials on District Property, without written authorization of the District.
 - C. The District may remove any printed or written word, symbol, material, or other mark found posted or otherwise affixed upon any District Property or anything or object located on District 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.
 - D. No Person shall display any placard, advertisement, or political information of any kind on District Property, nor shall any person distribute, cast, throw or place any handbill, pamphlet, circular, advertisement or notice of any kind, nor post, stencil or otherwise affix any notice, or bills, advertisement or other papers, upon any structure or thing in or about the park premises without having first obtained written permission from the District unless the Person holds a valid picnic 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, District sign, or other structure located on District Property.
 - E. Election day temporary signage on polling place property is allowed as outlined in 10 ILCS 5/7-41, of the Illinois Election Code.

Section 2.30. Protection of Animals.

- A. No Person shall hunt, molest, harm, frighten, kill, trap, chase, shoot or throw stones, rocks or other missiles/projectiles at any animal or bird in any Park, nor shall any person remove or have in his possession a bird or wild animal or the eggs or nest of any bird or wild animal in or from any District Property, nor bring devices for hunting or trapping, or release or cause to be released, any Wildlife on or upon District Property
- B. No person shall give or offer to any Wildlife any harmful, poisonous, or noxious substance on or upon District Property.
- C. No person shall touch, tease, frighten, disturb, or otherwise intentionally interfere with any Wildlife while feeding, nesting, breeding, sleeping, resting, flying or otherwise moving, conducting or participating in any activity on or upon District Property except as directed by the District.
- D. No Person, other than authorized District personnel, shall touch, throw or propel object 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 District Property.

Section 2.31. Protection of Property. Unless authorized by a District contract, a Permit or other District authorization:

- A. 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 injure, remove, or attach or suspend any rope, wire, or other material or contrivance to, on, or from, District Property or anything or object on or upon District Property, or otherwise take, damage or destroy such Property, thing or object;
- B. No Person shall climb upon, walk on, hang from or stand or sit on, any plant, fence, monument, fountain, structure, or other District Property of any kind except such

- benches or other property designated or customarily used for such purposes, or recreational equipment installed for such purposes;
- C. No Person shall bring into, throw, cast, drop, deposit, or otherwise leave or lay down any smoke bomb, stink bomb, tear gas or other offensive smelling or disabling agent or compound on District Property;
 - D. No Person shall destroy, cut, break, deface, mutilate, injure, disturb, sever the ground, or remove any sod, earth or growing thing including but not limited to any plant, flower, flower bed, shrub, tree, growth, or any branch, stem, fruit, or leaf thereof; or bring into or have in their Possession in or on District Property any tool or instrument intended to be used for the cutting thereof, or any garden or agricultural implements or tools which could be used for the removal thereof and no person shall allow any animal to injure or deface any tree, plant, shrub, lawn, or grassplot in any manner whatsoever;
 - E. No Person shall set fire to any trees, shrubs, plants, flowers, grass, plant growth, or living timber, or suffer any fire upon land to extend into District Property;
 - F. 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 which are posted or otherwise displayed or where access is restricted by fence or other physical barrier;
 - G. No person shall remove any soil, rock, stones, trees, shrubs or plants, downed timber, mulch (from our piles) or other wood or materials from any District Property. Neither shall any person use any excavation tool, equipment or blasting materials within any District Property except under the direction of the Executive Director or designated Director.
 - H. No Person shall cut, break, or in any way injure, deface, destroy, or alter any building, fence, monument, sculpture, bridge, or other structure or property contained therein;
 - I. No Person shall operate or drive any motor car, automobile, or vehicle of any kind in or on District Property in places other than roadways (except for off-pathway vehicle use by Affiliates or other authorized users for equipment or supplies distribution). No vehicle shall be operated in such a manner as strike or cause to strike, injure, deface, or damage any park property or appurtenance of any kind;
 - J. 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 District;
 - K. 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;
 - L. No Person shall deface, destroy, cover over, or otherwise make unreadable any warning or prohibitory sign or symbol in or on District Property;
 - M. No Person shall or cause another person to deface or apply graffiti to any District Property. No Person shall have in their Possession any graffiti implement on District Property. For purposes of this section, the term "graffiti" shall mean any inscription, word, figure, painting or other defacement that is written, marked, etched, scratched, sprayed, drawn, painted, or engraved on or otherwise affixed to or on any surface by, but not limited to, any of the following: paint stick, paint brush, or graffiti stick, or graffiti implement, to the extent such marking was not authorized in advance by the District. For purposes of this section, the term "graffiti implement" means an aerosol paint container, gum label, paint stick, or graffiti stick, etching tool, or any other device capable of scarring or leaving a visible mark on glass, metal, concrete or wood or any other surface.

Section 2.32. Public Indecency/Indecent Behavior.

No Person shall expose or touch any part of their body to the public in any indecent or lewd manner, nor speak, or make advances in a profane, perverse or obscene way or make any indecent gesture on District Property. No Person shall perform or commit any of the following acts on District Property:

- A. An act of sexual penetration or sexual conduct as defined in 720 ILCS 5/12-1 or
- B. A lewd exposure of the body done with intent to arouse or to satisfy the sexual desire of any Person.
- C. No Person shall exhibit, sell, give away, offer to sell or give away, display or hold or place in such a manner to be open to public view any obscene book, pamphlet, drawing, picture, photograph, video, model, cast, instrument, or any other obscene items while on or upon District Property. For purposes of this section, obscene shall have the meaning ascribed to it in 720 ILCS 5/11-20.
- D. No Person shall take, or attempt to take any immoral, improper or indecent liberties with any child or adult on District Property.

Section 2.33. Reporting Accidents. A Person involved in an incident on District Property resulting in personal injury or property damage shall report such incident to the Police and to a District supervisory staff level person as soon as possible.

Section 2.34. Restricted Parts Of The Park District. No Person shall enter an area of District Property posted as "Authorized Personnel Only" nor shall any person use or promote the use of any such District Property or area of District Property in violation of any posted notice. No Person shall enter upon any portion of District Property where entry is prohibited by the District by sign or other suitable notice. No Person shall enter or attempt to enter any building area or Facility of the District which is closed to the public, or is under construction in an unfinished state, or scheduled for a specific group or activity unless invited to same; nor shall any Person not invited or not having paid an admission fee, when such is charged, enter an area, building or place when it has been rented or otherwise reserved.

Section 2.35. Restrooms and Locker Rooms.

- A. 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; or any cellular telephone, into any restroom, locker room or washroom facility anywhere on District Property.
- B. Every Person shall cooperate in maintaining rest rooms, washrooms, and locker rooms on District Property in a neat and sanitary condition.
- C. No Person shall deposit objects of any kind, other than human waste and toilet tissue, in the toilets or plumbing fixtures of a restroom or locker room on District Property.
- D. No Person, except for children under the age of seven (7) years, shall enter into or use any toilet, restroom, bathhouse, pavilion or structure or section of any Park which has been designated for the use of the opposite gender except for a family changing room where available.

Section 2.36. Skateboards. Skateboards are not intended for use on any District Property. Such devices are permitted only by written authorization or where specifically designated by signage or rule. Even if permitted in a designated area, no person 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.

Section 2.37. Roller Skates, Rollerblades and Roller Skis. No Person on District Property using roller skates, rollerblades or roller skis shall interfere with pedestrian-use of sidewalks or Vehicle-use of the streets. No person shall operate roller skates, rollerblades or roller skis in or on District playgrounds, ball fields, tennis courts, stairs, Veterans Memorial Bandshell stage, basketball courts, other sports courts, or otherwise act negligently, recklessly or without due caution, or in any manner so as to endanger any Person or property nor use the same where use of such devices has been posted as prohibited.

Section 2.38. Sledding and Ice Skating/Winter Sports.

- A. No Person shall skate, sled, toboggan, inner tube, ski, slide, or engage in similar activities on District Property except at such places and at such times as the District may designate for such purposes.
- B. 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.
- C. No Person shall use a motorized vehicle to tow, push, pull, or otherwise propel another Person on skis, sled, or other sliding device by use of any Vehicle on District Property.

Section 2.39. Sleeping on District Property. No Person shall sleep on benches, sidewalks, parking lots, picnic grounds or tables, playgrounds or playground equipment, stairways or doorways of District buildings or other District Property so as to unreasonably obstruct or hinder the movement of other Persons or the use of Facilities.

Section 2.40. Smoking. No Person shall smoke any cigarette, e-cigarette, cigar, pipe, or other tobacco product as defined below, by any means within any building, structure, facility or vehicle owned or controlled by the District, nor in, at, or upon any of the grounds, parks and other properties owned or controlled by the District, except for the Mt. Prospect Golf Club where smoking is permitted outdoors only and without violation of the "Smoke Free Illinois Act" 410 ILCS 82/1.

- A. "Smoke" means to inhale, exhale, burn, or carry any lighted or heated cigar, cigarette, pipe, or any other lighted or heated tobacco or plant product intended for inhalation, in any manner or in any form. "Smoke" also includes the use of an e-cigarette as defined below, which creates a vapor in any manner or in any form, or the use of any oral smoking device for the purpose of circumventing the prohibition against smoking contained above in this Section, or for any other purpose.
- B. "E-cigarette" means any electronic oral device, such as one composed of a heating element, battery, and/or electronic circuit, which provides a vapor of nicotine or any other substance, and the use or inhalation of which simulates smoking. The term "e-cigarette" shall include any such device, whether manufactured, distributed, marketed, or sold as an e-cigarette, e-cigar, e-pipe, vape device, or under any other product name or descriptor.

Section 2.41. Sound and Energy Amplification/Loudspeakers.

- A. No Person shall play or operate any sound amplification devices on District Property including public address systems, musical instruments and the like, or operate any other energy amplification device or musical instrument without obtaining a Permit from the District in accordance with Chapter V of this Ordinance, and no such Permit shall be issued or maintained where sound produced by such devices is judged by the Director or his or her designee to be a public annoyance.

- B. No Person shall make or cause to be made any excessively loud or unreasonable noise which disturbs the peace or is in violation of any law or regulation regulating noise levels. For purposes of this subsection, excessively loud or unreasonable noise is defined as noise inconsistent with or not reasonably attendant to appropriate and customary park and recreational activities, considering the nature and purpose of the actor's conduct, location, time of day or night, and other factors that would govern the conduct of a reasonably prudent person under the circumstances. This section shall include, without limitation, the loud or amplified playing of any type of audio equipment, radio or stereo, noisemaker, musical instrument, or sound equipment. This section shall not apply to the playing of any musical instrument, public speaking, or the amplification thereof, in conjunction with activities conducted, sponsored, licensed or otherwise permitted by the District, except where sound produced by such devices is judged by the Director or his or her designee to be a public annoyance. Any Person that knowingly violates this Section 2.40 (B), shall have committed the offense of disorderly conduct in accordance with Section 2.13 (A), of this Ordinance.

Section 2.42. Throwing. No Person shall throw any stone, brick or other hard object except balls, frisbees or other such objects as are generally used as a part of recognized leisure or recreational activity in or upon any District Property.

Section 2.43. Weapons and Firearms.

- A. No Person, other than may be specifically authorized by the District and, other than Police Force in carrying out his/her duties, shall bring, carry or use any knife, nor use, fire, set-off or otherwise cause to explode, discharge or burn, or throw or discharge or fire onto or while on District Property any weapon or Firearm, as defined in Section 2.42 (C), any capable of discharging a projectile by air, gas or explosive, any explosive substance, rocket, firecracker or other firework, missile, bomb, grenade, or other explosive device, liquid or gaseous substance, or any other weapon of any kind, nor any Firearm described in 720 ILCS 5/24-1 et seq.
- B. No Person shall bring onto, carry or have in his Possession any weapon or Firearm, any gas or explosive, any explosive substance, rocket, firecracker or other firework, missile, bomb, grenade, or other explosive device, liquid or gaseous substance, any object whose intended use is as a weapon, or any other weapon or Firearm described in 720 ILCS 5/24-1 et seq. on District Property, except as otherwise preempted by the Firearm Owners Identification Card Act (430 ILCS 65/13.1) and the Firearm Concealed Carry Act (430 ILCS 66/1 et seq.) as set forth in Section 2.42 (C) of this Ordinance.
- C. For the purposes of this Section 2.42 (C), the following terms shall apply in accordance with the Firearm Owners Identification Card Act (430 ILCS 65/13.1) and the Firearm Concealed Carry Act (430 ILCS 66/1 et seq.):
1. "Concealed Firearms" shall mean loaded or unloaded handgun[s] carried on or about a Person completely or mostly concealed from view of the public or on or about a Person within a vehicle.
 2. "Firearm" means any device, by whatever name known, which is designed to expel a projectile or projectiles by the action of an explosion, expansion of gas or escape of gas. While not meeting the definition of a "Firearm" under this ordinance the following devices are nevertheless prohibited on District Property:
 - a. Any pneumatic gun, spring gun, paintball gun, BB gun, or pellet gun which expels as single globular projectile not exceeding .18 inch in diameter or which has a maximum muzzle velocity of less than 700 feet per second;

- b. Any pneumatic gun, spring gun, paintball gun, or BB gun which expels breakable paintballs containing washable marking colors;
 - c. Any device used exclusively for the firing of stud cartridges, explosive rivets or similar industrial ammunition; and
 - d. An antique firearm (other than a machine-gun) which, although designed as a weapon, the Department of State Police finds by reason of the date of its manufacture, value, design, and other characteristics is primarily a collector's item and is not likely to be used as a weapon.
3. "Handgun" shall mean any device which is designed to expel a projectile or projectiles by the action of an explosion, expansion of gas, or escape of gas that is designed to be held and fired by the use of a single hand. A handgun does not include a stun gun or taser, a machine gun, a short-barreled rifle, or shotgun as these weapons are defined in the Illinois Criminal Code. A handgun also does not include any pneumatic gun, spring gun, paintball gun, BB gun, or pellet gun which expels a single projectile not exceeding .18 inch in diameter, or which has a maximum muzzle velocity of less than 700 feet per second, or which expels breakable paintballs containing washable marking colors. A handgun is one type of Firearm.
4. "Licensee" shall mean a Person who has a license from the Illinois Department of State Police to carry a Concealed Firearm.

CHAPTER III - BICYCLES, MOTORIZED VEHICLES, PARKING AND TRAFFIC CONTROL

Section 3.01. Bicycles and Electric Bicycles (E-Bicycle).

- A. No Person may ride a bicycle or e-bicycle on District property where the use of bicycles is posted as prohibited.
- B. No Person may use a bicycle or e-bicycle at any time in a manner that interferes with or threatens any other Person.
- C. No Person shall operate a bicycle or e-bicycle on District Property at a speed faster than is reasonable, responsible and proper under the circumstances, and every bicycle or e-bicycle shall be operated with reasonable regard for the safety of the rider and of other Persons and property.
- D. No Person operating a bicycle or e-bicycle on District Property shall cling or attach themselves or their bicycle or e-bicycle to any other moving Vehicle.
- E. No Person shall operate a bicycle or e-bicycle on District playgrounds, ball fields, tennis courts, stairs, Veterans Memorial Bandshell stage, basketball courts, other sports courts.
- F. No Person shall operate a bicycle or e-bicycle on District sidewalks except children under the age of 5-years old riding three-or more-wheeled cycle may operate such a cycle on sidewalks while under the supervision and control of an adult.
- G. Bicycles or e-bicycle shall not, at any time, in any place, be indiscriminately parked on District Property in such manner as to interfere with pedestrian or vehicular traffic, or with Persons getting into or out of Vehicles.
- H. No Person shall move or in any manner interfere with, any bicycle or e-bicycle which is properly parked on District Property, nor shall any Person interfere with, or, in any manner, hinder any Person from properly parking a bicycle or e-bicycle.
- I. Every Person operating a bicycle or e-bicycle on District Property shall obey all federal, state, local, and District 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 or e-bicycle and except as otherwise provided by this section.

Section 3.02. Commercial Vehicles.

- A. 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 (except when transporting passengers or movable property to or from the District), or otherwise, or used as incident to providing services to another Person, or used in connection with any business, except during the course of doing business with the District.
- B. No Person, other than District employees, shall drive any truck, tractor or other commercial vehicle of any kind on District Property without first obtaining a contract or permit therefor from the District.
- C. This section shall not apply to commercial vehicles making authorized deliveries to, or performing authorized services for the District.

Section 3.03. Driving Areas. Unless authorized by the Director, or Police Force, no motor Vehicle shall be driven or otherwise operated upon District Property except over and upon such roadways, parking lots, or other areas designated by the District for use by motor Vehicles. A bicycle path shall not be deemed a roadway for the use of motor Vehicles under this section.

Section 3.04. Duty of Operator in Accidents. No Person shall leave the scene of a Vehicle collision with another Vehicle, Person or property occurring on District Property, without giving their true name and residence address to the injured Person or District employee requesting same, and in the event no injured Person or employee is present, they must immediately report the occurrence to the nearest police station or police headquarters.

Section 3.05. Enforcement of Traffic Regulations. No Person shall fail to obey a member of the Police Force, or District employee who is directing traffic or enforcing sections of this Chapter on District Property.

Section 3.06. Electric Devices. The use of any electrical outlet or power source for the purpose of charging any electric/electronic device is strictly prohibited on District Property except for the charging of phones, tablets, laptops or similar devices at designated indoor charging stations.

Section 3.07. Gas and Smoke. No Person shall drive or otherwise operate a Vehicle on District Property which emits excessive noxious fumes or dense smoke.

Section 3.08. Motor Vehicle Equipment and Operation.

- A. No Person shall operate or cause or allow the operation of a motor Vehicle on District Property unless it is at all times equipped with an adequate muffler or other dissipative device which is in constant operation and properly maintained to prevent any excessive or unusual noise, free from defects which affect sound reduction, and not modified in a manner which will amplify or increase the noise of such muffler or other sound dissipative device above that emitted by the muffler originally installed on the vehicle so as to produce excessive or unusually disturbing or loud noise.

- B. No Person shall operate or cause or allow the operation of a motor Vehicle in such a manner as to cause or allow to be emitted squealing, screeching, or other such noise from the tires in contact with the ground because of rapid acceleration or excessive speed around corners or other such reason; however, such noise resulting from emergency operation to avoid imminent danger shall be exempted.

Section 3.09. Electric Scooters (E-Scooters). The use of any electric or powered scooters on District property, including low-speed electric scooters, on District property is strictly prohibited and is not an intended or permitted use of any District property, including but not limited to public sidewalks, trails and rights-of-way. A low-speed electric scooter is defined as a device weighing less than 100 pounds, with two or three wheels, handlebars and a floorboard a person can stand upon while riding, that is solely powered by an electric motor and human power, and whose maximum speed, with or without human propulsion, is no more than 10 miles per hour. However, nothing herein shall prevent a patron or participant from requesting to use a low-speed electric scooter as a reasonable modification for a disability. Direct such requests to the District ADA Compliance Officer at ada@mppd.org and we will evaluate the request on a case-by-case basis consistent with applicable laws including, but not limited to, the Americans with Disabilities Act (ADA).

Section 3.10. Snowmobiles, Minibikes and Trail Bikes. No Person shall drive, ride, or otherwise operate any snowmobile, minibike or trail bike on District Property.

Section 3.11. Negligent Driving. No Person shall drive or otherwise operate a Vehicle on District 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 3.12. Speed Limit. No Person shall drive or otherwise operate a Vehicle on District 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 15 miles per hour.

Section 3.13. Parking, Standing or Stopping Illegally.

- A. No person, except in the event of an emergency or for reason of personal safety, shall park, stand or otherwise stop a motor vehicle within any park of the District, except pursuant to the direction of a police officer or in compliance with a traffic control device, in any of the following places or manner:
1. Any parking space designated for the parking of handicapped persons without properly displaying either valid handicapped license plates or a handicapped placard;
 2. Any area designated as a posted fire lane, with the exception of emergency vehicles and maintenance vehicles of the District while parked there during the performance of their duties;
 3. Any area other than authorized parking lots, roadways, or driveways. Unauthorized areas shall include, but not be limited to, lawn, gravel, dirt, or grassy area, except if authorized by the Executive Director;
 4. In such a way as to utilize more than one parking space;
 5. Any driveway utilized for the movement of traffic, unless such driveway is posted that parking is permitted;

6. In such a way as to block any walkway, ramp, loading zone or path within the District;
 7. In any park, driveway, or parking lot of a park between the hours of 11 p.m. and 5 a.m. nor shall any person leave any motor vehicle anywhere in a park more than 24-hours because of mechanical failure, nor shall any person fail to notify and obtain the services of a tow truck for any vehicle that has failed to function within one hour of such failure;
 8. Any spaces designated for Commuter Parking on District Property;
 9. In such a way as to block another motor vehicle that is legally parked;
 10. Outside of lined and marked parking spaces in any lined and marked parking lot;
- B. No person shall park a Vehicle on Park District Property for any of the following reasons:
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, except with written permission of the District.
- C. The operator of an authorized emergency Vehicle may park or stand irrespective of the provisions of this Ordinance.
- D. No Person shall move a Vehicle not lawfully under his control into any such prohibited area or away from a curb such distance as is unlawful.
- E. Penalty Provisions for Parking Violations.
1. 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.
 2. Whenever any Vehicle is parked in violation of this section, the District may affix a notice to the Vehicle in a conspicuous place, notifying the owner to move the Vehicle within a specific period of time. In the event that this notice is not complied with, the Vehicle shall be towed at the owner's expense.
 3. In addition to section 3.12 (E) (2), 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 they are 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.
 - a. A parking violation notice issued, signed, and served in accordance with Section 3.12 (E) (3), 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.
 - b. Any violation of the parking provisions of this Ordinance or any provision of the Illinois Motor Vehicle Code prohibiting or restricting vehicular standing or parking shall be a civil offense punishable by fine, and no criminal penalty, or civil sanction other than that prescribed in this Ordinance, shall be imposed.

Section 3.14. Riding Outside Vehicles.

- A. No Person shall ride upon the fenders, running boards, bumpers, hood, trunk, or any other exterior part of any Vehicle on District Property.
- B. No Person shall cling or attach themselves, their Vehicle, or any other object, to any other Vehicle on District Property.

Section 3.15. Right of Way.

- A. 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 District Property.
- B. Every operator of a Vehicle shall exercise due care to avoid colliding with pedestrians upon any roadway on District Property and shall exercise proper precaution upon observing any child, confused Person, or disabled Person upon a roadway.
- C. Every pedestrian crossing at a roadway on District 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.
- D. Except as otherwise provided herein, the operator of a Vehicle approaching an intersection on District 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 3.16. Siren Devices. No Person shall sound any siren or other type of signaling device which makes unusually loud or unnecessary noise on District Property unless that Person is driving or operating an authorized emergency Vehicle.

Section 3.17. Traffic Signs and Signals.

- A. 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 District for safeguarding life and property.
- B. No Person shall deface, injure, move, or otherwise interfere with any traffic sign or signal on District Property.

Section 3.18. Unauthorized Use of Parking Places Reserved for Handicapped Persons.

- A. No Person shall park on District Property any motor Vehicle which is not bearing registration plates or decals or placard issued to a handicapped person, pursuant to 625 ILCS 5/3616, 11-1301.1, 11-1301.2, or to a disabled veteran pursuant to 625 ILCS 5/3-609 of the Illinois Vehicle Code. 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 Police Force, state, district, territory or foreign country shall be recognized by the District as a valid license plate or device and receive the same parking privileges as handicapped residents of this State.
- B. The District may remove or cause to be removed any Vehicle parked within a stall or space reserved for use by the handicapped which does not display handicapped registration plates or a special decal or device as required by this section.
- C. Any Person found guilty of violating the provisions of this section may be fined as provided by law.

CHAPTER IV - GENERAL OPERATION POLICIES AND PARK DISTRICT HOURS

Section 4.01. Discretion of the Executive Director and Leadership Team. Any activity found to be harmful or disruptive to the patrons, employees, facility or parks and not expressly listed herein may be under the discretion of the Executive Director and the Leadership Team.

Section 4.02. Hours of Operation. All parks (including the golf course), without operational lighted athletic facilities, shall be closed to the public from sunset each day until sunrise the following day unless permission has been granted by the District for extended hours. All parks with operational lighted athletic facilities, including Veterans Memorial Band Shell, shall be open to the public after sunset during special events or programs while the lights are on, and shall close immediately after the lights are turned off until sunrise the following day. No person, animal, or property of any kind shall remain on District Property after closing time, unless a permit is granted in advance by the District for later hours. Security lighting shall not be considered operational, artificial lighting. Facility operating hours are posted at all District facilities and are listed on the District's website at www.mppd.org.

No Person (except Employees of the District whose duties require their presence or activities pursuant to a permit prescribing different hours or for emergency situations) shall be on any District Property except during the hours permitted or as designated by park management.

Section 4.03. Special Closings. The Executive Director may close one or more District 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 the District.

Section 4.04. Use of Closed Property Prohibited. No Person shall use, occupy, be in, or remain upon District Property or leave any personal property in or upon District Property which is closed to the public, or after closing hours, unless permission therefor has first been obtained from the District.

Section 4.05. Fees, Rules and Regulations. The District may, from time to time, establish reasonable regulations and rules for the use of each Facility/park. Such regulations and rules shall be based on the purpose for which the facility is established, the safety of those using the Facility and parks, of District employees and of the public, the safety and maintenance of District Property, the need for and the availability of supervisory personnel, and the minimum number of people who can safely use the Facility at one time. The District 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 District Property.

Identification shall be required for situations including but not limited to establishing a District registration account and verification for picking up children from District programming.

All admission identification cards, papers or tickets are non-transferable and must be individually registered, unless otherwise specifically noted thereon. A charge will be made by the District for replacing lost admission identification cards, paper and tickets.

Section 4.06. Restrictions Applicable to Specific Recreational Activities. This section does not apply to regular or scheduled District programs or activities. Where a conflict between regular or scheduled District programs or activities and a requested activity occurs, District programs and activities shall take precedence.

- A. Baseball, Soccer, Lacrosse and Softball: No person on District Property shall engage in games of softball, soccer, lacrosse or baseball except on District property having been designated for that purpose.
- B. Picnics: No group of Persons exceeding ten (10) in number shall picnic on District Property unless a Permit therefor has first been obtained from the District. The District may designate areas for preparing, consuming, and dispensing food, beverages and other products. Persons holding a Permit and dispensing any of such products may do so only in the area designated in the Permit.
- C. Classes and Camps: No person shall bring or cause to be brought onto District 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 of activity has first been obtained from the District.
- D. Tournaments, Leagues, or Other Organized Recreational Activities: No person shall utilize any District Property, including without limitation playing fields and other District facilities, for tournaments, leagues, or other organized recreational activities and outings unless a Permit allowing such use or activities has first been obtained from the District.

CHAPTER V - PERMITS AND OTHER AUTHORITY

Section 5.01. Permits.

- A. Parks and Facility Usage: Permits and Rentals for Athletics, Picnics and Related Activities.
 1. Permits shall be obtained when required by and in accordance herewith, prior to use of any park or Facility by any user or user group, as applicable, for any activity (not involving the exercise of First Amendment rights) for which such a Permit is required; no person shall fail to comply with the foregoing where applicable and use of any park or facility without a required Permit is prohibited and shall constitute a violation hereof.
 2. Rental fees and charges for District property are governed by this Ordinance and failure to pay such fees and charges when due shall constitute a violation of this ordinance.
 3. Parks and Facilities will be secured in the following Priority:
 - a. Park District;
 - b. Affiliate organizations of the District
 - c. Other teams, groups, individuals or businesses.
- B. Permits for the exercise of First Amendment Rights:
 1. Any group of 25 or more individuals seeking use of an outdoor park of the District for protected First Amendment rights shall first apply to the District to obtain a Permit for such use. Such permits shall be issued upon such payment of a reasonable charge, in accordance with reasonable requirements for the protection of the District and the public and upon reasonable content-neutral time, place and manner restrictions uniformly and consistently applied.
 2. To the extent permitted by law, the District may deny an application for permit if the applicant or the person on whose behalf the application for permit was made has on

prior occasions made material misrepresentations regarding the nature or scope of an event or activity previously permitted or has violated the terms of prior permits issued to or on behalf of the applicant. The District may also deny an application for permit on any of the following grounds:

- a. the application for permit (including any required attachments and submissions) is not fully completed and executed;
 - b. the applicant has not tendered the required application fee with the application or has not tendered the required user fee, indemnification agreement, insurance certificate, or security deposit within the times prescribed by the Director;
 - c. the application for permit contains a material falsehood or misrepresentation;
 - d. the applicant is legally incompetent to contract or to sue and be sued;
 - e. the applicant or the person on whose behalf the application for permit was made has on prior occasions damaged Park District property and has not paid in full for such damage, or has other outstanding and unpaid debts to the District;
 - f. 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 park or part hereof;
 - g. the use or activity intended by the applicant would conflict with previously planned programs organized and conducted by the District and previously scheduled for the same time and place;
 - h. the proposed use or activity is prohibited by or inconsistent with the classifications and uses of the park or part thereof;
 - i. the use or activity intended by the applicant would present an unreasonable danger to the health or safety of the applicant, or other uses of the park, of District Employees or of the public;
 - j. the applicant has not complied or cannot comply with the applicable licensure requirements, ordinances or regulations of the District concerning the sale or offering for sale of any goods or services; or
 - k. the use or activity intended by the applicant is prohibited by law, by ordinance of the District, or by the regulations of the Executive Director.
3. Any requirements for a user fee, security deposits, or certificate of insurance shall be waived by the District attorney, if the activity is protected by the First Amendment of the United States Constitution and the requirement would be so financially burdensome that it would preclude the applicant from using District Property for the proposed activity. Fees for equipment and services shall not be waived pursuant to this subsection. Application for a waiver of a user fee, security deposit, or certificate of insurance shall be made on a form prescribed by the District attorney and must include an affidavit by the applicant and sufficient financial information about the applicant to enable the District attorney to determine whether the requirement(s) would be so financially burdensome that it would preclude the applicant from using District property for the proposed activity. If it appears that the applicant does not have sufficient funds to satisfy the user fee requirement prior to the proposed event, but that the applicant intends to raise sufficient funds at the event, the District attorney shall require the applicant to pay such user fee out of the proceeds of the proposed event. If no written denial is issued within fourteen (14) days of the date on which the application for such waiver is fully completed, executed and filed with the Park District attorney, the waiver request shall be deemed approved, contingent

upon the applicant complying with all other permit requirements. Denials of requests for such waivers shall be subject to appeal.

4. "Special Use Permits", other than for First Amendment purposes, are not governed by this Section 5.01 B.
- C. Generally:
1. Permits may be granted upon proper application and approval where the applicable section of this Ordinance or any other District ordinance, policy, rule, or regulation provides for the issuing of a Permit in order to engage in a particular activity.
 2. Any Permit granted by the District 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 District 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 District laws, rules, and regulations; time, duration, and location restrictions; restoration deposit; a written agreement by the applicant to fully restore any District 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 District uses, functions, programs, and activities.
 3. Any Person holding a valid Permit issued by the District for use of District Property shall take precedence for use of that District Property over any Person other than the District.
 4. The District may make necessary changes or place necessary additional restrictions on any Permit after it has been issued.
 5. Violation of the terms and conditions associated with the Permit may result in the suspension or revocation of the Permit.
 6. Except as may be otherwise provided herein, no Permit shall be issued for a period in excess of seven (7) consecutive days without the consent of the Executive Director. A Permit may be extended for like periods of time upon a new application, unless another Person has requested use of the same location and multiple use of that location is not reasonably possible.

Section 5.02. Insurance and Hold Harmless Agreement. Except as provided in subsection 5.02 (C) (1):

- A. All Permit or Rental applicants, whether group or individual, are required to sign a hold harmless agreement and a Facility/picnic rental agreement.
- B. All Permit or Rental applicants, whether group or individual, who will be providing liquor at such event are required to purchase liquor liability insurance and provide a Certificate of Insurance with the District listed as an additional insured.
- C. All Permit or Rental applicants, whether group or individual, who will be utilizing outside vendor(s) for their event are required to have the vendor(s) provide a Certificate of Insurance naming both the individual renter (applicant) and the District as additional insureds.
 1. 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 District if the applicant can demonstrate that he or his organization cannot procure general liability insurance or that the cost of procuring such insurance or acquiring a rider to the District's insurance policy is prohibitive.

Section 5.03. Restoration Deposit.

- A. A restoration deposit may be required for any Permit. The District 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 District Property to the condition it was in prior to the activity to the District's satisfaction. If the District is required to clean up or restore District Property after the activity, the Person responsible for the activity shall reimburse the District 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 restoration 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 restoration deposit, the District reserves the right to pursue any and all legal options.
- B. If the restoration deposit would create a financial hardship for the applicant which the applicant can so demonstrate, the District may accept a written agreement to clean up and restore District Property after the activity. If the applicant does not satisfactorily perform according to the agreement, the District reserves the right to pursue any and all legal options.

Section 5.04. Other Authority. Activities otherwise prohibited under this Ordinance, or any other District ordinance, policy, rule, or regulation may be conducted or engaged in by a Person, their agents and/or employees, if done in strict conformance with the provisions of an agreement with the District which has been duly authorized by the Board.

Section 5.05. Alcoholic Liquor.

- A. No Alcoholic Liquor shall be dispensed, served, sold, purchased or consumed in or on any District land or building, or elsewhere on property owned or controlled by the District, except as shall be expressly permitted under the terms of this Ordinance and any and all amendments hereto.
- B. No Alcoholic Liquor shall at any time be sold or distributed for any tangible consideration in or on any property owned or controlled by the District unless appropriate permits for same have been issued by the District and all other agencies having jurisdiction thereof; and then only for a District approved event or in connection with a rental of space from the District. The delivery or sale of Alcoholic Liquor on District Property, as hereafter permitted will only be allowed in an enclosed building or structure, including a tent or at open-air counters or stands located within a controlled space. Consumption of Alcoholic Liquor which have been sold on District property may take place only within such enclosed building or structure or controlled space. Subject to the foregoing and all of the permit requirements contained herein, Alcoholic Liquor may be sold and served in the following Facilities: Mt. Prospect Golf Course and Friendship Park Conservatory.
- C. Consumption of Alcoholic Liquor on District property (not sold): Alcoholic beverages may be brought (for personal consumption by an individual and/or his or her guest(s) without exchange of consideration, directly or indirectly) into the Friendship Park Conservatory but only in connection with a rental of space thereat, or outdoors (without rental of space from the District) at any park but only at such events as are approved by the Executive Director.
- D. A Special Use Permit must be obtained from the District in order for an Alcoholic Liquor to be consumed, sold and served at any other locations in the District not designated above, and any application submitted therefor will be considered on a case-by-case basis. If all Permit requirements contained herein have been met, the issuance of a

- Special Use Permit will be at the sole discretion of the Executive Director, it being declared that such issuance shall be a privilege and not a right.
- E. An Application for Permit to Serve or Sell Alcoholic Liquor or a Special Use Permit shall have been presented to the Executive Director ("Director") or their Designee not less than 30 days prior to the date for which a permit is sought. Exceptions to the 30-day in advance application requirement will be considered on a case-by-case basis. The application shall contain the following information:
1. Name of organization, person or persons requesting Permit;
 2. Name of organization, person or persons having charge or control of the proposed occasion at which an Alcoholic Liquor is to be served;
 3. The nature of such occasion and the time period during which the Alcoholic Liquor will be served or dispensed;
 4. The area sought to be rented indicating the specific locations of the dispensing of Alcoholic Liquor;
 5. A description of the Alcoholic Liquor to be served;
 6. The number and expected age group of persons expected to be present at the occasion;
 7. A written statement by applicant(s) that the Alcoholic Liquor will not be sold, served, or dispensed for a tangible consideration in or on District property unless appropriate Permits for same have been issued by the District and all other agencies having jurisdiction thereof; and
 8. Any other information which the Board may hereafter determine to be required from time to time.
- F. A Permit shall have been received from the District duly signed by the Executive Director, or their designee, after compliance with the following steps:
1. The designated staff in charge of the rental event at the District shall check the identification to verify the applicant is at least 21 years of age;
 2. The designated staff in charge of the rental event at the District shall check the Permit application to make sure all necessary information is provided;
 3. The Executive Director or their designee shall review the application and issue or deny a Permit, in their discretion, after giving due consideration to all relevant factors including the ages of those expected to attend, the location, the number of people expected to attend, the proposed duration, the ending time and the purpose of the event.
- G. When the serving or sale of Alcoholic Liquor has, upon application, been permitted hereunder, then prior to the event there shall be delivered to the District a certificate of insurance coverage, including host liquor liability, in form, content, and amount, and naming as insureds the applicant/permittee, and/or the person or persons in charge and control of the occasion, and naming the District as an additional insured; provided, however, that if, upon application, the sale (e.g. by the glass, as part of a ticket, or at an event receiving donations) of Alcoholic Liquor has been permitted pursuant to this Ordinance, then in addition to the foregoing requirements the certificate of insurance shall also evidence statutory liquor liability insurance to be in effect on the date of the event.
1. Notwithstanding anything to the contrary contained herein, the foregoing provisions of this Section 5.05 shall not apply to the retail sale or delivery of Alcoholic Liquors by the Park District in any building owned or by it, nor to the possession or consumption of such Alcoholic Liquor in such building but only upon such terms and

conditions as the Board may hereafter approve, pursuant to the authority of, and in compliance with the requirements of 235 ILCS 5/6-15 and 70 ILCS 1205/ 8-19.

CHAPTER VI - POLICE FORCE AND ENFORCEMENT

Section 6.01. Police Force.

- A. Pursuant to the provisions of 70 ILCS 1205/ 4-7, the Police Force are hereby authorized to act as conservators of the peace on District Property and shall have the authority to eject from District Property. The Police force shall also have the authority to arrest, or issue citations to any Person who violates any applicable state, local, or District law, rule, or regulation on District Property (70 ILCS 1325/1).
- B. Notwithstanding anything to the contrary contained in this Ordinance, any person arrested for behavior which constitutes an "aggravated violation" of this Ordinance regardless of how the offense is charged and the criminal prosecution of which results in a felony or misdemeanor conviction under State law, the District shall request the presiding judge to enter an order permanently barring the offender from all District Property.
- C. The Executive Director or others designated by the Executive Director to observe activities on District Property shall have the authority to eject from District Property.

Section 6.02. Rules to Be Obeyed. No Person shall violate or disobey any provision of this Ordinance or any other District ordinance, policy, rule or regulation regulating conduct or activities on District 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 District relating to the use of District Property, or the directions or instructions of any member of the District Police Force seeking to enforce compliance with state, local or District laws, rules, or regulations or any employee or officer of the District seeking to enforce District laws, rules or regulations.

Section 6.03. Parties to Ordinance Violation.

- A. 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 District, as a principal, agent, or accessory, and every Person who falsely, fraudulently, forcibly or willfully induces, causes, coerces, requires, permits, or directs another to violate any provision of this Ordinance may be charged with violation of the prohibited act.
- B. Any Person who is the owner, registered owner, or Person in control of any animal, Vehicle or other property of any kind brought, placed, parked or allowed to remain on District Property in violation of this Ordinance or other District ordinance, rule, or regulation, shall be deemed prima facie responsible for such violation and may be subject to the penalties provided herein.
- C. 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 District Property in any manner contrary to this Ordinance.

CHAPTER VII - PENALTIES

Section 7.01. Suspension.

- A. SUSPENSION.** Whenever a person is charged by a member of the District's staff with violating any section of this Ordinance, policy, rule, or regulation (collectively, "District Rule(s)"), as from time to time amended, such person's presence on District Property shall be prohibited for the period(s) of time stated for each such violation in Section 7.01 (N). The person who allegedly committed the violation(s) shall be given verbal instructions by the Executive Director, a Designated Director, a District security guard, a District Employee, or Police Force, to leave District Property and to refrain from being present at, in, on or upon District Property, except to attend a Patron Meeting held in accordance with Section 7.01 (F).
- B. PROCEDURE FOR SUSPENSION OF RIGHTS.** In the event that:
1. A Person violates any District Rule, or
 2. The Director or their designee (collectively referred to as the "Director" for purposes of this Section 7.01) determines the Person's continued presence on District Property creates a threat to the public's health, safety or welfare while on District Property, including but not limited to crimes of violence against persons or property, or when the behavior is enough to alarm or disturb a reasonable person, the Director or their designee may verbally order the Person to leave District Property and to refrain from usage of all District Property until further order of the Director in accordance with the following suspension policy.
- C. NOTICE - FIRST LETTER TO PATRON.** Within ten (10) business days (Monday through Friday), the patron (or in the case of a patron who is believed by the Designated Director to be under the age of 18 years, then the patron and their parent or legal guardian) will be sent a letter with tracking and confirmed delivery, signed by the Designated Director or the Executive Director, informing the patron of:
1. The nature of the offense;
 2. The penalty or suspension period for the offense;
 3. An explanation of the facts that form the basis of the proposed suspension;
 4. Notification of the patron's right within ten (10) calendar days to make a written request for a meeting with the administrative staff involved if an appeal is desired ("Patron Meeting");
 5. Directions that the patron is not to return to District Property until such a meeting as set forth in section 7.01 (A) occurs, AND if found on District Property, they may be arrested and/or prosecuted for "trespass".
 6. Refunds will not be issued to any suspended patron with respect to any program, activity, membership or the like in which such patron is enrolled.
 7. Appeal to the Board for any violation which carries a suspension of six (6) months or less is not allowed.
- D. INFORM EMPLOYEES.** It shall be the responsibility of the Designated Director and/or the Executive Director to inform appropriate District Employees of the name of the patron to ensure that all levels of supervision know that such patron is not to be on District Property until further notice.
- E. TRESPASS.** If a patron who has been notified in accordance with Section 7.01 (C), is observed on District Property, the patron may be subject to arrest for trespass.
- F. PATRON MEETING.** Upon the patron's written request (or in the case of a patron who is believed by the Designated Director to be under the age of 18 years, then only upon the written request of the patron's parent or legal guardian) received by the District within ten (10) calendar days of the patron's receipt of the letter provided for in Section 7.01 (C), a meeting will be held with the Designated Director and/or the Executive Director. This

meeting will be held within ten (10) business days of the District's timely receipt of the patron's written request for a meeting to discuss issues involving the patron. The specific offense(s), evidence, and penalty, if any, will also be discussed. If a patron is under eighteen (18) years of age, a parent or legal guardian must attend the meeting with the patron. Should there be a change in length of suspension, it shall be the responsibility of the Designated Director and/or the Executive Director to inform appropriate District Employees of the results of such change.

- G. SECOND LETTER TO PATRON.** Within ten (10) business days (Monday through Friday) following the Patron Meeting, the patron will be sent a letter with tracking and confirmed delivery, stating:
1. the instructions to be followed for the patron to regain the privilege of use of District Property, and
 2. the appeal rights regarding suspension, including the statement that appeal to the Board for any violation which carries a suspension of six (6) months or less is not allowed.
- H. APPEAL MEETING.** If the suspension imposed is for more than six (6) months and if after the Patron Meeting the patron feels that the penalty is too severe for the offense committed, or there are extenuating circumstances that were not taken into consideration by the Designated Director and/or the Executive Director, or they claim they are not guilty of the offense as charged, the patron may request a hearing before the Board. Such a request must be made in writing within ten (10) calendar days of mailing the second letter to the patron and shall be addressed to the Secretary of the Board.
- I. BOARD HEARING WITHIN THIRTY (30) BUSINESS DAYS OF REQUEST.** The Board shall meet within thirty (30) business days (Monday through Friday), of the date such appeal notice is given to the Secretary of the Board. The patron will be notified in writing as to the date and time set for their meeting with the Board.
- J. BOARD DETERMINATION.** At the Board hearing, the Board shall consider all evidence presented and testimony presented and shall render a fair and impartial determination. The decision of a majority of the members of the Board whether to uphold the suspension(s) shall be taken by roll call vote as to each separate violation.
- K. ACCUMULATED SUSPENSIONS.** Once a patron has accumulated two (2) or more additional suspensions as a result of violations of any of the rules, regulations, policies or ordinance of the District within a twenty-four (24) month period from the date of the 1st violation, all penalties for violations thereafter will be the most severe penalty provided for in the applicable subsection of Section 7.01 (N).
- L. PENALTIES TO RUN CONSECUTIVELY.** If two or more penalties are imposed at any one time, the penalties for each violation will run consecutively.
- M. REFUNDS.** Refunds will not be issued to any suspended patron with respect to any program, activity, membership or the like in which such patron is enrolled.
- N. SUSPENSION PENALTIES FOR VIOLATION OF A PROVISION OF THIS ORDINANCE.** The penalty for violation of any prohibition contained in this Ordinance shall be the prohibition of such person's presence in, at, or upon any District Property for the period of time stated below for each respective offense. Any suspension hereunder shall be in addition to restitution which may be imposed pursuant to the provisions of Section 7.02 of this Ordinance. The Executive Director shall reserve the right to accelerate penalties to subsequent tiers based on the severity of the offense, including but not limited to lifetime ban.

Mt. Prospect Park District
Control Ordinance 525 - Amended and Restated

1. Violation of Section 2.01: Activities as Prohibited.
First offense: Two (2) week suspension
Second offense: Two (2) month suspension
Third offense: Four (4) month suspension

2. Violation of Section 2.02: Aircraft/Model Aircraft
First offense: Two (2) week suspension
Second offense: Two (2) month suspension
Third offense: Four (4) month suspension

3. Violation of Section 2.03: Alcohol
First offense: One (1) month suspension
Second offense: Six (6) month suspension
Third offense: One (1) year suspension

4. Violation of Section 2.04: Animals and Pets
First offense: One (1) month suspension
Second offense: Three (3) month suspension
Third offense: Nine (9) month suspension

5. Violation of Section 2.05: Assault, Bodily Injury and Acts of Violence
First offense: One (1) year suspension
Second offense: Two (2) year suspension

6. Violation of Section 2.06: Begging and Panhandling
First offense: Two (2) week suspension
Second offense: Three (3) month suspension
Third offense: Six (6) month suspension

7. Violation of Section 2.07: Bribing
First offense: Three (3) month suspension
Second offense: Six (6) month suspension
Third offense: One (1) year suspension

8. Violation of Section 2.08: Camping
First offense: Two (2) week suspension
Second offense: Three (3) month suspension
Third offense: Six (6) month suspension

9. Violation of Section 2.09: Charitable, Religious, Political, or Non-Profit
Activities/Assemblies
First offense: One (1) month suspension
Second offense: Two (2) month suspension
Third offense: Three (3) month suspension

10. Violation of Section 2.10: Commercial Sale, Exhibition, or Distribution of Goods or
Services
Each offense: Required to leave District Property

11. Violation of Section 2.11: Controlled Substances and Cannabis
 - First offense: One (1) month suspension
 - Second offense: Six (6) month suspension
 - Third offense: One (1) year suspension

12. Violation of Section 2.12: Cooperation with Authorities
 - First offense: Three (3) month suspension
 - Second offense: Six (6) month suspension
 - Third offense: One (1) year suspension

13. Violation of Section 2.13: Disorderly Conduct
 - First offense: One (1) year suspension
 - Second offense: Two (2) year suspension

14. Violation of Section 2.14: Display of Permit or Pass
 - Each offense: Required to leave District Property

15. Violation of Section 2.15: District Waters, Use of
 - First offense: Two (2) month suspension
 - Second offense: Six (6) month suspension
 - Third offense: One (1) year suspension

16. Violation of Section 2.16: Dumping, Pollutants, Sanitation and Littering
 - First offense: Two (2) month suspension
 - Second offense: Six (6) month suspension
 - Third offense: One (1) year suspension

17. Violation of Section 2.17: Distribution of Merchandise and Soliciting Contributions at Fairs and Special Events/Sales
 - Each offense: Required to leave District Property

18. Violation of Section 2.18: Erection of Structures/Construction
 - First offense: Two (2) week suspension
 - Second offense: Two (2) month suspension
 - Third offense: Three (3) month suspension

19. Violation of Section 2.19: Fires
 - First offense: One (1) year suspension
 - Second offense: Two (2) year suspension

20. Violation of Section 2.20: Fireworks
 - First offense: One (1) year suspension
 - Second offense: Two (2) year suspension

21. Violation of Section 2.21: Fishing
 - Each offense: Required to leave District Property

22. Violation of Section 2.22: Gambling and Games of Chance
 - First offense: Two (2) week suspension

- Second offense: One (1) month suspension
Third offense: Two (2) month suspension
23. Violation of Section 2.23: Golf
First offense: Two (2) week suspension
Second offense: Two (2) month suspension
Third offense: Six (6) month suspension
24. Violation of Section 2.24: Intimidation and Bullying
First offense: Three (3) month suspension
Second offense: Six (6) month suspension
Third offense: One (1) year suspension
25. Violation of Section 2.25: Interference with Other Users/Disturbing Others
First offense: One (1) month suspension
Second offense: Two (2) month suspension
Third offense: Three (3) month suspension
26. Violation of Section 2.26: Loitering/Trespass
First offense: Two (2) week suspension
Second offense: Three (3) month suspension
Third offense: Six (6) month suspension
27. Violation of Section 2.27: Misappropriation/Theft of Property
First offense: Two (2) week suspension
Second offense: Three (3) months suspension
Third offense: Six (6) months suspension
28. Violation of Section 2.28: Mob Action
First offense: Two (2) month suspension
Second offense: Four (4) month suspension
Third offense: Nine (9) month suspension
29. Violation of Section 2.29: Posting Printed or Written Material On Public Places and
Objects/Signs
Each offense: Required to leave District Property
30. Violation of Section 2.30: Protection of Animals
First offense: Two (2) month suspension
Second offense: Six (6) month suspension
Third offense: One (1) year suspension
31. Violation of Section 2.31: Protection of Property
First offense: Two (2) month suspension
Second offense: Six (6) month suspension
Third offense: One (1) year suspension
32. Violation of Section 2.32: Public Indecency/Lewd Behavior
Each offense: Two (2) year suspension

33. Violation of Section 2.33: Reporting Accidents
First offense: Two (2) week suspension
Second offense: Two (2) month suspension
Third offense: Six (6) month suspension
34. Violation of Section 2.34: Restricted Parts of the Park District
First offense: Two (2) month suspension
Second offense: Six (6) month suspension
Third offense: One (1) year suspension
35. Violation of Section 2.35: Restrooms/Locker Rooms
First offense: Two (2) week suspension
Second offense: One (1) month suspension
Third offense: Two (2) month suspension
36. Violation of Section 2.36: Skateboards
First offense: Two (2) week suspension
Second offense: Two (2) month suspension
Third offense: Four (4) month suspension
37. Violation of Section 2.37: Roller Skates, Rollerblades and Roller Skis
First offense: Two (2) week suspension
Second offense: Two (2) month suspension
Third offense: Four (4) month suspension
38. Violation of Section 2.38: Sledding and Ice Skating/Winter Sports
First offense: Two (2) week suspension
Second offense: Two (2) month suspension
Third offense: Four (4) month suspension
39. Violation of Section 2.39: Sleeping on District Property
First offense: Two (2) week suspension
Second offense: Three (3) month suspension
Third offense: Six (6) month suspension
40. Violation of Section 2.40: Smoking
Each offense: Required to leave District Property
41. Violation of Section 2.41: Sound and Energy Amplification/Loudspeakers
First offense: Two (2) week suspension
Second offense: Four (4) month suspension
Third offense: Nine (9) month suspension
42. Violation of Section 2.42: Throwing
First offense: Two (2) month suspension
Second offense: Six (6) month suspension
Third offense: One (1) year suspension

43. Violation of Section 2.43: Weapons and Firearms
First offense: One (1) year suspension
Second offense: Two (2) year suspension

44. Violation of Sections 3.01-3:18:
Each offense: Required to leave District Property

Section 7.02. Restitution. In addition to, or instead of suspension, any Person violating or disobeying any section or part of this Ordinance, or any other federal, state, local, or District law, rule, or regulation, may be required to make restitution for damage resulting from such violation(s).

CHAPTER VIII – AMENDMENT AND RESTATEMENT,

PUBLICATION, AND EFFECTIVE DATE

- A. This Ordinance No. 866 amends, restates, and replaces Ordinance No. 525 of the Mt. Prospect Park District.
- B. In lieu of other publications, this Ordinance shall be published in book or pamphlet form and on the website of the Mt. Prospect Park District.
- C. This Ordinance No. 866 shall take effect and be in force from and after its adoption and publication in book or pamphlet form as provided by law.

ADOPTED: This 16th day of April, 2025.

VOTES: Ayes: 7 Nays: 0 Absent: 0

on-File

President

ATTEST:
on File

Secretary

I, WILLIAM J. STARR, DO HEREBY CERTIFY that I am the duly elected, qualified and acting Secretary of the Mt. Prospect Park District and the Board of Park Commissioners of the Mt. Prospect Park District and that I have access to and am custodian of the official Minutes of the Meetings of the Board of Park Commissioners and of the Mt. Prospect Park District.

I DO FURTHER CERTIFY that the above and foregoing is a true and correct copy (duplicate) of a certain Ordinance entitled:

ORDINANCE NO. 866

MT. PROSPECT PARK DISTRICT

AN ORDINANCE AMENDING AND RESTATING ORDINANCE NO. 525 OF THE MT. PROSPECT PARK DISTRICT, BEING AN ORDINANCE CONTAINING RULES AND REGULATIONS FOR THE GOVERNMENT AND PROTECTION OF PARKS AND PROVIDING FOR SUSPENSIONS AND FINES FOR THE VIOLATION THEREOF.

That the foregoing was passed by the Board of Park Commissioners of said Mt. Prospect Park District on the 16th day of April, 2025, and was on the same day approved by the Secretary of the Mt. Prospect Park District, that it was filed and recorded in the office of the Secretary of the Mt. Prospect Park District of which the foregoing is a true copy (duplicate) and is now on file in the office of such Secretary.

GIVEN under my hand and seal of the Mt. Prospect Park District this 16th day of April, 2025.

On File

Secretary of the Mt. Prospect Park District
Cook County, Illinois

(SEAL)