

Subchapter 402. Town Parks and Other Town Properties

- 402.1. PURPOSE. The purpose of this ordinance is to regulate activities in town parks and other town properties.
- 402.2. AUTHORITY. The Town of Presque Isle has the authority, pursuant to s. 60.23(23), Wis. Stats. to enact this ordinance.
- 402.3. GENERAL PROVISIONS
- (1). Definitions
- (a). TOWN. The term “town” shall mean the Town Board of Supervisors of the Town of Presque Isle.
- (b). PERSON. The term “person” shall include any individual, firm, partnership, corporation and association of persons, and the singular number shall include the plural.
- (c). The term “camping” or “camp” shall include the use of a shelter such as a tent, tent trailer, motor vehicle, tarpaulin, bed roll or sleeping bag for temporary residence or sleeping purpose.
- (2). Additional Rules and Exceptions
- (a). Rules and regulations may be authorized by the Town Board or other designated Town personnel for use and enjoyment of parks, parkways, hiking trails, cross-country ski trails, playgrounds, boat landings, or other town land and the facilities thereof.
- (b). Any person who refuses to subject himself or herself thereto, may be excluded from the use of such facility.
- (c). Nothing in this ordinance shall prohibit or hinder the Town of Presque Isle, its supervisors, constable or other duly authorized agents, or any peace officers from performing their official duties.
- 402.4. PUBLIC MEETINGS AND SALES
- (1). MEETINGS. Any person desiring to hold a public meeting or event in any park or boat landing shall first submit a request to the Town or its duly authorized agent. Persons without an approved request will have no right to exclusive use or to interfere with any other public activity at the park or boat landing.
- (2). SALES. Except as authorized by the Town Board or its designated officials, it shall be unlawful for any person to peddle or solicit business of any nature, in any park or public recreation facility. Unless authorized, no one is permitted to distribute handbills or other advertising matter post unauthorized signs or decorative matter as a base of commercial operations for soliciting or conducting business, peddling, or providing services within or outside of town lands, structures, or property.
- 402.5. PERSONAL CONDUCT, DESTRUCTION, AND TRESPASS
- (1). CONDUCT. As outlined in Subchapter 401 of the Town Code of Ordinances (Public Peace, Order, and Other Interests), it shall be unlawful for any person to engage in disorderly conduct or make unnecessary, disruptive noise on town parkland or other town properties
- (2). DESTRUCTION: It shall be unlawful for any person to destroy, deface, disturb, or remove public or personal property. This prohibition includes trees, shrubs, or plants; and signs, structures, fences, tables, watercraft and other property.
- (3). TRESPASS. It shall be unlawful for any person enter or tamper with any building, area, or structure that is closed to public use, locked or fenced off, under construction, or related to water control structures, such as dams, culverts, intake pipes, and flow control gates.
- (4). CLEANING AND REFUSE
- (a). The washing of cars, persons, pets, cooking utensils, or clothing is prohibited at any lakes, streams, or any picnic grounds, playgrounds, recreation areas, boat landings, parking lots or roadways, or within 50 feet of any pump, fountain, or drinking water outlet in any town park.
- (b). It shall be unlawful for any person to clean, butcher, scale, or skin any fish, game, livestock, poultry in any town park or boat landing.
- (c). It shall be unlawful for any person to dispose of any garbage, sewage, bottles, aluminum cans, paper or other waste materials in any manner or to dump refuse of any kind in any town park or town owned property. Throwing of bottles, aluminum cans, garbage, sewage, or other refuse in or on the roads in any town park is prohibited. Charcoal residue must be left in a grate or fireplace until cool.
- 402.6. VEHICLES
- (1). VEHICULAR TRAFFIC
- (a). No person shall operate any vehicle at a speed in excess of 20 miles per hour or contrary to official traffic signs in any town park.
- (b). No person shall operate any vehicle in any park in a reckless manner contrary to the provision of Section 346.62 of the Wisconsin Statutes.
- (c). It shall be unlawful to operate or park any motor vehicle, except as noted herein, upon any hiking trail, beach area, playground, picnic area, or any area other than established roads, parking areas, boat ramps and service areas, or contrary to posted notice, or within any park seasonally

closed to vehicular traffic.

(2). PARKING

- (a). No person shall park, stop, or leave standing whether attended or unattended, any vehicle, obstruction, or watercraft in any manner so as to block, obstruct, or limit the use of any road, trail, parking lot, boat landing, waterway or winter sport facility.

402.7. FIRES, FIREWORKS, FIREARMS

(1). FIRES

- (a). It shall be unlawful for any person to start, tend or maintain any fire, or to burn any refuse. except at designated fireplaces, fire rings or grills within any town park, except that fires for cooking or heating may be made in portable stoves, heaters or grills.
- (b). It shall be unlawful for any person to ignite any fire in town parks or on other town properties when WDNR fire bans are in effect.

- (2). FIREWORKS. It shall be unlawful for any person to possess, fire, discharge, explode, or set off any explosive or pyrotechnic device; excepting the exhibitions of fireworks given under the direction or by the permission of the Town Board.

- (3). FIREARMS. Except for authorized hunting or game management activity permitted and regulated in Wis. Stats 29, it shall be unlawful to discharge any firearm or draw a bow within the boundaries of a town park or boat landing.

- 402.8. CAMPING. It shall be unlawful for any person to camp in any town park or boat landing under town jurisdiction.

- 402.9. ENFORCEMENT. This ordinance shall be enforced by the town constable, public safety officer, town board member and/or any other town official or employee as delegated by the town board pursuant to Wis. Stat. 66.0113(2).

- 402.10. PENALITIES. Any person violating any provision of this ordinance shall forfeit not less than \$50 nor more than \$250 for the first offense and shall forfeit not more than \$500 for any subsequent offense within one year. Deposits established in the Wisconsin Circuit Court Fee, Forfeiture, Fine and Surcharge Tables shall also apply to any violation. Any person found to have violated any of these provisions may be excluded from the use of such facilities for a period to be specified by the Town.

402.11. EFFECTIVE DATE, REPEALS, SEVERABILITY

- (1). This ordinance shall take effect and be in force from and after its passage and publication.
- (2). Each separate section and provision of this ordinance shall be deemed independent and separate from every other section and provision and the invalidity of any section or provision of this ordinance shall not affect the validity of the remainder of this ordinance. The Town Board of Presque Isle hereby declares that it is the intention of the Board to enact each separate provision of this ordinance regardless of its relationship to any or all of the provisions and regardless of the invalidity of any other provision and that if any provision of this ordinance or the application hereof to any person or circumstance shall be held to be invalid, the remainder of this ordinance and the application of such provision to other persons or circumstances shall not be affected thereby.