

Subchapter 402. Town Parks and Other Town Properties: Permitted Activities

- 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). Closing hours
 - (a). It shall be unlawful for any person to enter or be in any town park after 11:00 PM or before sunrise, except as noted in 402.03(2)(b).
 - (b). Persons transporting water craft to and from designated boat landings are permitted at any hour, except where posted to the contrary.
 - (3). Additional Rules and Exceptions
 - (a). Rules and regulations may be suspended from time to time by the Town Board for use and enjoyment of parks, parkways, hiking trails, cross-country ski trails, playgrounds, boat landings, or other town land and the facilities thereof. Any person who refuses to subject himself or herself thereto, may be excluded from the use of such facility.
 - (b). 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). Any person desiring to hold a public meeting of any kind whatsoever in any park or boat landing shall first obtain a permit from the Town or its duly authorized agent. The permit must be applied for at a regularly scheduled meeting of the Town Board of Supervisors.
 - (2). It shall be unlawful for any person to peddle or solicit business of any nature whatever to distribute handbills or other advertising matter, to post unauthorized signs or decorative matter on any town lands, town structures or property as a base of commercial operations for soliciting or conducting business, peddling, or providing services within or outside of such lands, structures or property, **unless otherwise authorized by the Town Board.**
- 402.5. PERSONAL CONDUCT AND NUISANCES
- (1). It shall be unlawful for any person to indulge in violent, abusive, indecent, profane, boisterous, unreasonably loud, or otherwise disorderly conduct which tends to cause or provoke a disturbance.
 - (2). It shall be unlawful for any person to destroy, disturb, molest, or remove the property or personal effects of others.
 - (3). It shall be unlawful for any person to operate sound trucks, loud speakers, motors, motorboats, motor vehicles or any other mechanical devices that produce undue or unnecessary noises.
- 402.6. DESTRUCTION AND ENTRY
- (1). DESTRUCTION AND ENTRY
 - (a). It shall be unlawful for any person to disturb, molest, deface, remove, or destroy any trees, shrubs, plants, or other natural growth; to carve or paint on any rocks, geological features, signs, walls or structures; to drive nails in trees on town lands or boat landings. shall be unlawful on all town lands for any person to move, injure, or deface in any manner any structures including buildings, signs, fences, tables, or any other town property. The picking of edible fruits or nuts is permitted.
 - (b). ENTRY AND MANIPULATION. It shall be unlawful for any person to enter in any way any building, installation, or area that may be under construction or locked or closed to public use; or to molest or manipulate any dam, or culvert, or to enter or be upon any building, installation or area after the posted closing time or before the posted opening time, or contrary to posted notice, in any lands or facilities under town jurisdiction.
 - (2). CLEANING AND REFUSE
 - (a). The washing of cars, persons, pets, cooking utensils, or clothing is prohibited at any or the lakes or streams, or on 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. 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.

402.7. VEHICLES

(1). VEHICULAR TRAFFIC

- (a). No person shall operate any vehicle at a speed in excess of 15 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 other 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 water craft 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.
- (b). No person shall park a vehicle between 11:00 PM and sunrise except that vehicles used to transport water craft are permitted at designated boat landings at any time.

402.8. 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 leave any fire unattended, or to throw away any matches, cigarettes, cigars, or pipe ashes or any embers without first extinguishing them, or to abandon any fire or to start, tend, or use in any manner any fire contrary to posted notice on any lands under town jurisdiction.
- (2). It shall be unlawful for any person to possess, fire, discharge, explode, or set off any explosive or pyrotechnic device containing powder, or any other combustible or explosive material within the limits of any lands under town jurisdiction; excepting the exhibitions of fireworks given under the direction or

by the permission of the Town Board are permitted.

- (3). It shall be unlawful to discharge any firearm or draw a bow within the boundaries of a town park or boat landing.

402.9. BEACHES AND PUBLIC BOAT ACCESS

- (1). It shall be unlawful for any person to swim or bathe in the water fronting on any beach or public boat access during electrical storms or in dangerous weather.
- (2). Except in locations designated for such purposes, it shall be unlawful for any person to engage in any athletic game or sport, or in any activity upon a beach or public boat access or in the water, when injury or inconvenience to others might result therefrom.
- (3). It shall be unlawful for any swimmer or bather to enter the water onto any town beach or public boat access, unless clothed in suitable bathing clothing or suit.
- (4). It shall be unlawful for any person to change clothes, except in and enclosed place.

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

402.11. LEGAL ACTION

- (1). Whenever an arrest is made or a violation occurs the Town Constable or any town officer may issue a citation and instruct the involved party to appear in Municipal Court.
- (2). Any person, firm, company or corporation who breaks the regulations set forth in this ordinance shall be subject to a forfeiture of not less than \$50.00 nor more than \$250.00.

402.12. EFFECTIVE DATE, REPEALS AND 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.