

CHAPTER 4

PARKS¹

SECTION:

- 8-4-1: Parks Established
- 8-4-2: Maintenance of Parks
- 8-4-3: Lease of Park Grounds
- 8-4-4: Park use Directives
- 8-4-5: Park Rules and Regulations
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8-4-1: **PARKS ESTABLISHED:**

- A. Village Park: There is hereby established a public park to be known as “Village Park” upon the following described real estate of the Village:

The Northeast part of Block 26 of Reynold’s Addition to the Village of Elizabeth, Jo Daviess County, State of Illinois, bounded on the Southwest side by Lots 1 through 8, inclusive of said Block 26, bounded on the North by Main Street, and bounded on the East by West Street. (1979 Code § 10-1)

- B. Terrapin Park: There is hereby established a public park to be known as “Terrapin Park ” upon the following described real estate of the Village:

A part of the West Half of Section 24, Township 27 North, Range 2 East of the Fourth Principal Meridian, bounded and described as follows:
Commencing at a point on the Quarter Section line 21.50 chains North of the Southeast corner of the Southwest Quarter of said Section 24; thence South 66 degrees West 3.62 chains; then South 69 ½ degrees West 5.08 chains, thence South 75 ¼ degrees West 2.84 chains, thence North 16 degrees 45 minutes West 7.55 chains, thence North 65 degrees 42 minutes East 10.20 chains; thence South 59 degrees East 6.93 chains; thence South 38 degrees 10 minutes West 4.95 chains to the place of beginning; containing 10 acres, more or less; and

¹ See Title 7, Chapter 3 of this Code for snowmobile regulations in West Side Park.

A parcel of land bounded and described by a line beginning at a point 200 feet West of a point on the center line of Section 24, Township 27 North, Range 2 East of the Fourth Principal Meriden, said point being 1,910 feet North of the South Quarter corner of said Section; thence South 66 degrees 30 minutes West 675 feet; thence North 18 degrees West 117 feet; thence North 66 degrees 30 minutes East 884 feet; thence South 36 degrees 30 minutes West along the West side of the school grounds 260 feet to the place of beginning being the Southwest corner of the school grounds, containing 2.15 acres, more or less; situated in the Village of Elizabeth, County of Jo Daviess, State of Illinois. (1979 Code § 10-2)

A part of the West Half of Section 24, Township 27 North, Range 2 East of the Fourth Principal Meridian, bounded and described as follows:
Commencing at a point on the Quarter Section line 1419.00 feet North of the Southeast corner of the Southwest Quarter of said Section 24; thence South 66 degrees West 238.92 feet; thence South 69 ½ degrees West 335.28 feet, thence 75 ¼ degrees West 187.44 feet; thence North 16 degrees 45 minutes West 498.30 feet to the point of beginning, said point of beginning being the Northwest corner of Frank Fraser's lot; thence South 65 degrees 42 minutes West 208.00 feet; thence North 24 degrees 18 minutes West 331.73 feet; thence North 65 degrees 42 minutes East 490.84 feet; thence South 24 degrees 18 minutes East 215.44 feet to the Northwesterly line of the lands of the Village of Elizabeth West Side Park; thence Westerly 270.00 feet along the aforesaid line parallel to and 116.29 feet perpendicularly distant from the Northerly line of Frank Fraser's lot; thence South 18 degrees East 117.00 feet to the point in the beginning, containing 3.00 acres, more or less, situated in the County of Jo Daviess, State of Illinois. (Ord. 3-85-1, 3-6-1985)

8-4-2: **MAINTENANCE OF PARKS:** The Village Streets Department is hereby charged with the maintenance of the real and personal property of the Village appurtenant to and affixed to said parks. (1979 Code § 10-3)

8-4-3: **LEASE OF PARK GROUNDS:**

- A. Authority and Conditions: The Village may enter into leases with corporations and associations not-for-profit to allow the use of the parks for specific community purpose and service for limited periods of time, to the exclusion of the general public. Not such lease shall have a term in excess of one week, and no such lease shall permit the construction or erection of any permanent structure, except as allowed by vote of three-fourths (3/4) of the Village Board, and upon such conditions as are therein stated. Any building so erected under such a lease shall be operated by that tenant separate and apart

from any building or structures owned and operated by the Village in such parks, and the Village shall not be liable therefor in any manner by reason of the erection or operation of such building or structure by that tenant.

(1979 Code § 10-4)

- B. Community Fair and 4-H Show Lease: Any buildings or structures heretofore constructed or erected by the Elizabeth Community Fair and 4-H show, an Illinois not-for-profit corporation, under any lease with the Village pertaining to the use of Village park grounds shall be hereafter maintained and operated by said corporation in accordance with the requirements of Subsection 1 of this Section. (1979 Code § 10-5)

8-4-4: **PARKS USE DIRECTIVES:** Directives and prohibitions concerning the use and occupancy of the Village parks shall be by Ordinance; provided however, that temporary, contingent, or emergency directives concerning the use, safety, or health conditions of the Village parks may be established upon motion approved by two-thirds (2/3) vote of the Village Board. (1979 Code § 10-8)

8-4-5: **PARK RULES AND REGULATIONS:** Regulations and rules regarding use of parks and recreation areas owned or administered by the Village are as follows:

A. Camping:

1. No camping shall be permitted in any Village park except in designated camping areas.
2. No person under the age of eighteen (18) shall camp overnight unless accompanied by a parent, guardian or other responsible adult.
3. Only tent and small “pop-up” campers shall be allowed; no recreational vehicles, travel trailers, and the like unless allowed by special use permit. Excluding dates where a multiday festival or fair has been preapproved by the Village Board.

- B. Fires: Campfires or fires of any other nature shall be permitted in any park or recreation area only in designated places, in designated containers, such as picnic grills or camp stoves, or in the camping area or in designated fire rings. Any fire, whether in an open area or in a container of some type, must be properly attended and supervised at all times.

- C. Reservations for Use: Camping spaces and picnic shelters may be reserved by calling the Village Officers and shall be reserved on a ‘first come’ basis.
- D. Swimming and Boating: Swimming, wading or boating in any lake or body of water within any park or recreation area is prohibited unless otherwise posted.
- E. Fishing: In areas where fishing is permitted in any Village park, only fishing poles and lines may be used. No person shall use any ‘bank pole’, ‘trot line’, ‘jig’, or any other similar devise or means of attempting to catch fish or other aquatic animals. Further, no frog hunting, or ‘pigging’ shall be allowed in any body of water located in any park or recreation area owned or administered by the Village. Further, no pole holders or sticks upon which a fishing rod may be or may have been resting shall be left in the ground after any person is done fishing.
- F. Vehicle and Traffic Control:
1. No vehicle of any type shall be driven off any park road in any Village park or recreation area except to reach a camping site or picnic pavilion.
 2. Speed limits for vehicles on any road within any park or recreation area owned or administered by the Village shall be twenty (20) miles per hour maximum, or slower if conditions warrant.
 3. No horses, bicycle, ATV, or other vehicle shall be allowed on any trail in any Village Park. (2002 Code)
 4. No person, firm or corporation shall park, place, or leave or permit to be parked, placed, or left in the Village parks any automobile or other motor vehicle for any period of time in excess of eight (8) hours, unless the written consent of the Chief of Police has first been obtained.
(1979 Code § 10-7)

G. Trash, Refuse and Waste:

1. It shall be unlawful for any person to throw, leave or deposit tin cans, bottles, or any other trash or refuse in any park or recreation area, including on or in any body of water in any park or recreation area, other than placing all such trash and other debris in properly designated trash containers or garbage cans.
2. All discarded fishing line shall be placed in garbage cans or barrels.
3. No person shall dump or otherwise deposit any building or landscape waste in any Village park or recreation area.

H. Animal Control:

1. Any dog or cat in any Village park or recreation area must be on a leash at all times.
2. Owners must clean animal waste and feces from their animals.

I. Fireworks: No fireworks of any type shall be permitted on any Village park or recreation area.

J. Weapons: No firearms, BB guns, other air guns, paint guns, slingshots, bows and arrows, weapons or missiles of any nature or kind are permitted in or may be used in any park. (2002 Code)

K. Liquor or Drugs: No alcoholic beverages nor illegal drug or drug paraphernalia of any kind shall be consumed, transported, or be in the possession of any person in or on any park ground or any recreation area; provided however, a special event license for purposes of providing alcohol in a public park may be obtained from the Liquor Commissioner of the Village. This special use permit shall only allow the recipient to provide alcohol to guests or allow guests to carry alcohol into the designated area. (Ord., 7-13-1993; amd. 2002 Code)

L. Tampering with, Damage to Property:

1. Molestation, damage, cutting, trimming, digging up, or any other misuse of trees, shrubs or flowers in any park or recreation area owned, maintained or administered by the Village is prohibited.
2. No picnic table shall be removed from any shelter in any Village park.

M. Nonliability of Village: The Village shall not be responsible or liable for any accident, damages or injuries of any nature in any park or recreation area owned or administered by the Village. (2002 Code)

8-4-6: **POSTING OF PROVISIONS:** A copy of any Ordinance or of any provisions of this Code which imposes a directive or prohibition to the general public concerning the use or occupancy of the Village parks shall be posted in each park in a reasonably permanent manner. (1979 Code § 10-9)