

# Chapter 19

## Parks

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- 19.01 Responsibility
- 19.02 Park Policy
- 19.03 Conduct Restrictions
- 19.04 Closing Hours
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- 19.06 Enforcement

### 19.01 RESPONSIBILITY

- A. Use and Maintenance: The use and maintenance of all parks and playgrounds in the Village of Amherst shall be under the direction of the Public Works Committee who shall be responsible to the Village Board. The Public Works Committee shall adopt rules and regulations, and, when approved by the Village Board, shall be deemed a part of this chapter.
- B. Violations: Any person who violates this Section shall be subject to a Class “E” forfeiture, or incarceration in lieu thereof, as provided in Chapter 2.09 of this Code.
- C. Planned Activities: All planned activities taking place in any park or playground in the Village shall be under the jurisdiction of the Public Works Committee subject to approval of the Village Board.

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### 19.02 PARK POLICY

- A. Scheduling of Facilities: Dates for use of the softball field and Pavilion(s) must be confirmed with the Village Clerk/Treasurer prior to dates requested. See Chapter 7.06 for Ball diamond and pavilion(s) fee schedules.
- B. General Rules for Use of Softball Facilities
- (1) Those requesting the use of the ball diamond shall be responsible for preparing the ball diamond for play.
  - (2) Those using the facilities shall be responsible to cleaning the park areas of all garbage by noon of the following day. If the user does not clean up after the event and the Village staff must do the clean-up the organization will be charged for the cleanup at the staff’s normal hourly rate.
  - (3) If fermented malt beverages are to be sold a license to do so must be obtained from the Village Clerk/Treasurer seven (7) days prior to the next scheduled Village Board meeting and dates of the activities planned.
    - (a) The Village Board reserves the right to grant or deny a license request

- (b) The license will be issued to a bona fide group as per state statutes.
- (c) All bartenders must have a beverage operator's license issued by the Village of Amherst.
- (d) The organization sponsoring the event must provide proof of insurance when making application for the license.
- (4) The Village of Amherst has in effect an ordinance which prohibits loitering on any Village Property (including parks), which is being enforced by the Portage County Sheriff's Department.
  - (a) The above ordinance includes all people regardless of age.
- (5) The Village Board reserves the right to grant or deny permission for use of the park facilities based on past use of the space by either an individual or group. If the space was left in disarray, permission for future use could be denied.
- (6) Equipment used, which is the property of the Village or the Amherst Softball Association, (picnic tables, bleachers, etc).must be returned to its proper place. If Village staff has to return such items the organization will be charged staff time at the normal hourly rate.

C. Ball Diamond Rental Policies

- (1) A twelve dollar (\$12.00) fee will be charged for each hour of use of the lights, payable to the Village Clerk/Treasurer within two (2) days of conclusion of activities.
- (2) People or organizations who have made reservations for the use of the ball diamond shall have preference to use of facilities as scheduled by the Village Clerk/Treasurer.

D. Tournament Policies

- (1) Requests for tournament dates shall be made at least two (2) weeks in advance of dates requested.
- (2) The Village Board reserves the right to grant or deny requests for use of the ball diamond.
- (3) Ball diamond rental rates:  
See Chapter 7.06 for the fee schedule.  
Fees are payable to the Village Clerk/Treasurer at the time the permit is issued. No refund will be issued. Alternate dates will be honored in the same season. Tomorrow River Schools and Little League are exempt from this rental fee.
- (4) Ball Diamond rental fees are to go into the Park Activity Fund

E. Miscellaneous

- (1) Contests which require or encourage consumption of alcoholic liquors and/or fermented malt beverages are prohibited.
- (2) Individuals or groups that reserve a parks facility may be required to collect & remove the garbage and waste produced by their event, as determined by the Village Clerk/Treasurer, the Director of Public Works or their designee.

- (3) Events of a particular size may be required to provide temporary toilet facilities (Porta-Potty's), as determined by the Village Clerk/Treasurer, the Director of Public Works or their designee.
- (4) Individuals or groups that reserve a parks facility may be required to provide security for their event as determined by the Village Clerk/Treasurer, Director of Public Works or their designee.

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### **19.03 CONDUCT RESTRICTIONS**

The following rules of conduct shall apply:

- (1) No person shall destroy, mutilate, deface, injure or remove any fence, railing, bridge, building, sign pipe, hydrant, walk, drive, curb or any fixed or movable property of any kind; nor shall injure, break, remove or mutilate any trees, shrubs, plants or flowers in any of the public parks or playgrounds.
- (2) No person shall kill, main or remove any bird, or animal in any pubic park except by authority of the Village Board or its designee.
- (3) No person shall post or affix any temporary/permanent placard, bill, notice or other paper upon any structure, fence or enclosure in any park, greenspace or Village property.
- (4) No person shall engage in any disorderly conduct or in any lewd or lascivious conduct, act or behavior in or on any public park or playground.
- (5) No fire shall be built in any of the public parks except at places designated by the Director of Public Works or his designee.
- (6) All refuse, paper or waste materials must be placed in receptacles provided therefore.
- (7) No loitering shall be permitted immediately adjacent to and within any pubic toilet
- (8) All pets shall be prohibited in the ball diamond. and playgrounds.
- (9) All pets in the parks and greenspaces must be on a leash and the owner shall be required to collect and dispose of any droppings left by their pet

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### **19.04 CLOSING HOURS**

The closing hours for the Village Parks and parking lots shall be 10:00 pm to 9:00 am except in the case of sanctioned events in which case the closing time shall be no later than 12 Midnight. Vehicles parked between the hours of midnight and 9 am will be ticketed and towed at the owner's expense.

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### **19.05 PARKS ACTIVITY FUND**

Moneys realized from ball diamond rental and donations for park improvement, shall be deposited into a separate account which shall be known as the Parks Activity Fund. These funds shall be used exclusively for park improvements.

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### **19.06 ENFORCEMENT**

The provisions of this ordinance shall be enforced by all Village Officers. "Village Officers" shall include the Village President, all Village Trustees, all law enforcement personnel of any department established by the Village, all law enforcement personnel of any department with whom the Village has contracted for law enforcement, and shall specifically include all law enforcement personnel of the Portage County Sheriff's Department.

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