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**LEGISLATIVE/LICENSING COMMITTEE MEETING**

**Tuesday, June 20, 2023, at 4:15 p.m.  
Caledonia Village Hall – 5043 Chester Lane**

1. Call to Order
2. Approval of Minutes
3. Title 12
4. Reschedule July 4<sup>th</sup> Meeting
5. New Business
6. Adjournment

Dated June 16, 2023

Joslyn Hoeffert  
Village Clerk

Only committee members are expected to attend. However, attendance by all Board members (including non-members of the committee) is permitted. If additional (non-committee) Board members attend, three or more Board members may be in attendance. Section 19.82(2), Wisconsin Statutes, states as follows:

If one-half or more of the members of a governmental body are present, the meeting is rebuttably presumed to be for the purposes of exercising the responsibilities, authority, power or duties delegated to or vested in the body.

To the extent that three or more members of the Caledonia Village Board actually attend, this meeting may be rebuttably presumed to be a “meeting” within the meaning of Wisconsin’s open meeting law. Nevertheless, only the committee’s agenda will be discussed. Only committee members will vote. Board members who attend the committee meeting do so for the purpose of gathering information and possible discussion regarding the agenda. No votes or other action will be taken by the Village Board at this meeting.

LEGISLATIVE/LICENSING COMMITTEE MEETING

CALEDONIA VILLAGE HALL

5043 CHESTER LANE, RACINE, WI 53402

Tuesday, June 5, 2023

1. **Call to Order**

Trustee Martin called the meeting to order at 4:15 p.m. In attendance were:

**Committee Members:** Trustee Martin, Trustee Pierce, and Trustee Hammes.

**Absent:** None.

**Staff/Others Present:** Also present were Village Administrator Kathy Kasper, and Development Director Peter Wagner.

2. **Approval of minutes**

Trustee Pierce motioned to approve the minutes as printed from May 16, 2023.  
Seconded by Trustee Hammes. Motion carried unanimously.

3. **Resolution 2023-XX – Resolution Of The Village Board Of The Village Of Caledonia Requesting Legislative Action To Change The Allocation Of Reserve "Class B" Liquor Licenses Within The State Of Wisconsin**

This Resolution is in support of the proposed amendment. Clerk Hoeffert explained the proposed amendment to the allocation of Reserve "Class B" liquor licenses in Wisconsin. Currently, municipalities in our state are limited to a two-mile radius for license transfers, which can impede economic growth and hinder the establishment of multiple businesses.

The proposed change seeks to expand the transfer radius, allowing municipalities to request transfers throughout the county. This amendment would provide greater flexibility and potentially attract more businesses to our area, promoting entrepreneurship and stimulating economic development.

Trustee Pierce motioned to forward Approval of Resolution 2023-XX – Resolution Of The Village Board Of The Village Of Caledonia Requesting Legislative Action To Change The Allocation Of Reserve "Class B" Liquor Licenses Within The State Of Wisconsin to the Village Board. Seconded by Trustee Hammes. Motion carried unanimously.

4. **Discussion and Potential Action of Revision of Sec. 16-11-6 – Temporary Sign Regulations**

Doug Wheaton, representing the Lakes Area Realtors Association Board of Directors, attended the meeting to express his interest in the topic and its potential impact on the

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industry. He mentioned his previous collaboration with Wagner on the zoning code overhaul, indicating his familiarity with the subject.

The primary issue under discussion was related to temporary signs. The committee deliberated on transitioning from the existing requirement of applying for a temporary permit and discussed potential changes to simplify the procedure and reduce administrative burden.

During the meeting, there was a discussion regarding the objections the Community Business Association (CBA) raised. Wagner explained how the temporary sign application process currently operates and the underlying rationale behind it.

Trustee Pierce shared their perspective that larger businesses may have better resources to handle fees, unlike smaller businesses. This point sparked consideration for fairness and equity in the fee structure.

The committee thoroughly examined how the proposed change would affect local businesses and how best to support them. Various options for structuring the annual application process were proposed, with Kasper suggesting a simplified approach of a \$30 fee for 30 days, defined by a calendar month.

Additionally, the committee explored the possibility of staggering the fee structure based on the number of signs. They also discussed considerations regarding the frequency and conditions for removing or pulling signs.

Trustee Martin motioned to direct staff to propose an amendment to 16-11-6(2) to provide that the 15 days be changed to 30 days and the fee schedule be changed to 30 days for a calendar month for one sign and direct staff to bring forth a fee structure and bring forward to the board directly once drafted. Seconded by Trustee Pierce. Motion carried unanimously.

**5. Adjournment**

There being no further business, Motion by Trustee Pierce to adjourn the meeting at 5:18 p.m. Seconded by Trustee Hammes. Motion carried unanimously.

Respectfully submitted,  
Joslyn Hoeffert  
Village Clerk

## TITLE 12

### Parks and Navigable Waters

<i><b>Section Number</b></i>	<i><b>Title</b></i>	<i><b>Ordinance Number</b></i>	<i><b>Date of Ordinance</b></i>
Chapter 1	Park Regulations		
Chapter 2	East Side Community Center		
Chapter 3	Bulkhead Lines		
Chapter 4	Cemeteries	Ord. 2002-15 Created Ord. 2003-06 Recreated	5/23/02  4/15/03

## CHAPTER 1

### Park Regulations

<i><b>Section Number</b></i>	<i><b>Title</b></i>	<i><b>Ordinance Number</b></i>	<i><b>Date of Ordinance</b></i>
12-1-1	Park Regulations	2000-09 2014-07	04/03/00 06/02/14
12-1-2	Radio-Controlled Model Airplanes or Toys Prohibited in Parks		
12-1-3	Turf Protection on Public Property		
12-1-4	Park Hours	2000-09	04/03/00
12-1-5	Ultralight Aircraft Regulated		
12-1-6	Reservation of Park Space	2000-09 2017-16	04/03/00 10/02/17
12-1-7	Regulations for Racine County Parks and Recreation Areas	2014-08	06/02/14
12-1-8	Gorney Park Pond		
12-1-9	Conditions Permitting Dogs in Parks		

### SEC. 12-1-1 PARK REGULATIONS.

- (a) **Purpose and Definition.** Purpose and Definition. In order to protect the parks, parkways, recreational facilities and conservancy areas within the Village of Caledonia from injury, damage or desecration, these regulations are enacted. The term "park" as hereinafter used in this Chapter shall include all grounds, structures and watercourses which are or may be located within any area dedicated to the public use as a park, parkway, recreation facility or conservancy district in the Village.
- (b) **Specific Regulations.**
- (1) Damaging Property. Damaging Property. No person shall intentionally mark, deface,

- disfigure, damage, displace, or remove any structures, equipment, facilities, or other park property, either real or personal, including trees, shrubbery, and landscaping.
- (2) Littering. No person shall scatter, litter, throw, dispose of, or leave any garbage, rubbish, bottles, cans, trash, earth, debris, or other waste materials in any waters in or contiguous to any park or recreational area of anywhere on the grounds thereof, except only in receptacles provided for such purpose by the Village Board.
  - (3) Animals. No person shall bring or harbor any horses or other animals in or upon any park or recreational area at any time except when required for activities or amusements authorized by the Village Board. Dogs may be allowed in Village Parks, subject to the conditions set forth in Sec. 12-1-9.
  - (4) Bill Posting. No person shall post, paste, fasten, paint or attach any placard, bill, notice, sign or advertising matter upon any structure, tree or other natural object in any park, except park regulations and other signs authorized by the Village Park.
  - (5) Throwing Stones and Missiles Prohibited. No person shall throw stones or other missiles in or into any park.
  - (6) Removal of Park Equipment Prohibited. No person shall remove benches, seats, tables or other park equipment from any park.
  - (7) Trapping. No person shall trap in any park unless specific written authority is first obtained from the Village Board.
  - (8) Making of Fires. No person shall start, tend or maintain a fire except in personal grills or designated fireplaces. Personal grills shall be used only in designated picnic areas. The use of personal grills is permitted provided lawns and vegetation are not endangered and if ashes are properly disposed of. Unburned fuel and ashes shall be disposed of in such a manner as to prevent fire or damage to any park property.
  - (9) Protection of Park Property. No person shall kill, injure or disturb or attempt to injure or disturb waterfowl, birds or animals, wild or domestic, within any park, except as permitted by this Chapter. No person shall climb any tree or remove flowers or fruit, wild or cultivated, or break, cut down, trample upon, remove or in any manner injure, deface, write upon or ill use any tree, shrub, flower, flower bed, turf, soil, sand, fountain, ornament building, structure, apparatus, bench, table, official notice, sign or other property within any park.
  - (10) Motorized Vehicles. Except for authorized maintenance vehicles, no person shall operate an unlicensed or licensed motorized vehicle outside of areas specifically designated as parking areas or areas where the operation of such vehicles is specifically permitted. Motor vehicles are restricted to the roads and drives and parking areas. No motor vehicles of any nature may be used on the seeded areas except vehicles which have Village authorization for shows, rides or exhibits and then only for the purpose of loading and unloading. Snowmobiles, minibikes, go-karts, and all other unlicensed vehicles are prohibited in Village parks and public recreational areas at all times. All motorized vehicles are limited to use of roadways specifically for their use and according to other restrictions in this Code.
  - (11) Snowmobiles. No person shall operate a snowmobile in a Village park except in designated areas.
  - (12) Speed Limit. No person shall operate any vehicle in a Village park in excess of 15 m.p.h., unless otherwise posted.
  - (13) Glass. No person shall break, throw, or leave any glass in or upon any park or

- recreational area, except only in receptacles provided for such purpose by the Village.
- (14) Reckless Driving in Parks Prohibited. No person shall operate a motor vehicle in a reckless manner in any of the public parks of the Village.
- (15) Parking in Parks. No person shall park any motor vehicle in any park in the Village except in a designated parking area.
- (16) Horse and Carriages. No person shall ride a horse or drive a horse-driven vehicle in any park, except on roads or designated bridle paths, except when approval of the Village is first obtained. It shall be unlawful for any person to ride a horse or drive a horse-driven vehicle in a careless, negligent or reckless manner which may endanger the safety and well-being of others. Horseback riding shall be allowed only during the daylight hours. No person shall ride a horse which cannot be held under such control that it may be easily turned or stopped. No horse shall be ridden in a reckless manner. Pedestrians shall have the right-of-way when crossing a bridle path, and whenever groups of people are visible within three hundred (300) feet horses shall be ridden at slow gait.
- (17) Removing Tree Protectors. No person shall remove any device for the protection of trees or shrubs.
- (18) Golfing and Sporting Activities. No golfing or practicing golf in Village parks or recreation areas shall be allowed except with the use of a whiffle ball. All sporting activities must be held in areas so designated for that purpose.
- (19) Arrows. No person shall use or shoot any bow and arrow in any Village park, except in authorized areas.
- (20) Weapons. Except for duly appointed law enforcement officers or person(s) authorized by law, no person shall have in his possession or under his control or discharge any Weapon as defined under Sec. 11-2-1(a) of this Code of Ordinances, any Dangerous Weapon as defined under Sec. 11-2-2(a)(3) of this Code of Ordinances, prohibited weapons under Sec. 11-2-2(b), or explosives of any kind while in or upon any park or recreational area.
- (21) Fish Cleaning. Cleaning of fish in shelters, toilet facilities or picnic areas is prohibited in all Village parks.
- (22) Controlled Substances. Possessing, using or dispensing of a controlled substance in violation of the Uniform Controlled Substances Act is prohibited in all Village parks.
- (23) Camping. Overnight camping is not permitted in any Village park.
- (24) Utility Installation and Construction. Any private construction which may in any manner encroach upon or affect the parks and parkways shall be under the direction and jurisdiction of Village and no such installation, repair or construction shall commence without the written permission therefor from the Village. All public works, including construction and installation of power lines, hydrants, sewers and the like shall be commenced only after notice to the Village of the utility's intention so to do. Where practicable, such construction and installation shall be performed pursuant to recommendations by the Village.
- (25) Fireworks. No person shall use, discharge, or explode in, or bring any fireworks upon any Park or recreational area. For purposes of this Section, the term "fireworks" shall include all material and devices enumerated under Sec. 167.10(1), Wis. Stats., but shall not include paper caps manufactured in accordance with United States Interstate Commerce Commission Regulations for packing and shipping. This Section shall not

prohibit pyrotechnic displays authorized by a permit issued by the President of the Village of Caledonia in accordance with the provisions of the Wisconsin Statutes and Village Ordinances.

- (26) Prohibited Areas. No person shall enter any building or part thereof or any area in or upon any park or recreational area which is locked or in disregard of posted: signs or notices of the Village of Caledonia forbidding the same.
- (27) Sale of Merchandise. No person shall sell or vend in any park or recreational area any article or merchandise without the written consent of the Caledonia Village.
- (28) Games. No person shall play softball, baseball, football, or any other ball games or horseshoes, except at locations specifically designated for such purpose by the Village of Caledonia .

#### **SEC. 12-1-2 RADIO-CONTROLLED MODEL AIRPLANES OR TOYS PROHIBITED IN PARKS.**

No person shall fly a radio-controlled model airplane, helicopter, or other toy in any park in the Village of Caledonia, except in areas specifically designated and posed for such purpose.

#### **SEC. 12-1-3 TURF PROTECTION ON PUBLIC PROPERTY.**

Except as authorized by the Village of Caledonia, no person shall dig into the turf of any Village-owned property for any purposes whatsoever or remove my trees or flowers. Absent authorization by the Village Board, the use of metal detectors and digging for buried objects on Village property, except beaches where no vegetation is present, is prohibited.

#### **SEC. 12-1-4 PARK HOURS.**

- (a) **Park Hours**. Except for authorized events and subject to certain exceptions listed below, all Village parks shall be closed from sunset to sunrise the following day, and it shall be unlawful to enter in or be upon any park or playground after the hour designated.
- (b) **Exceptions to Closing Hours**. A person driving through a park on a public road may do so after closing hours, but may not stop or park within such park. The Caledonia Village Board may modify closing hours for particular events in accordance with Section 12-1-6.
- (c) **Park Closing and Opening Dates**. The Village Board will have full authority to open and close any park, swimming area, recreational facility or area because of season, condition, construction or when, in the interest of public safety, it is deemed necessary.

#### **SEC. 12-1-5 ULTRALIGHT AIRCRAFT REGULATED.**

- (a) **Definition**. An ultralight aircraft, vehicle or hang glider is an unpowered or powered aircraft which is not subject to extensive regulation by the Federal Aviation Administration by virtue of its characteristics and which is defined as an ultralight vehicle by 14 C.F.R. Sec. 103.1 and which is defined as an ultralight aircraft by Wis. Stats.§. 114.195.

(b) **Regulations Regarding Use.**

- (1) No person shall operate any ultralight aircraft within the Village in such a manner or in such a location as to endanger or injure any person or property. No person shall operate an ultralight aircraft in the Village in violation of any applicable state and federal regulations and standards. No person shall cause an ultralight aircraft to land or to take off from any property without permission of the owner or occupant of said property, provided that an emergency landing may be made to prevent a catastrophe. In the case of landing or taking off from a Village public park or other Village property, the operator of such ultralight aircraft shall first obtain a permit from the Village Board. No fee shall be charged by the Village Board for such permit which may be issued for a period up to thirty (30) days nor shall the Village Board sponsor such activity.
- (2) Any person desiring to land or to take off from any property owned by the Village of Caledonia, shall, prior to receiving a permit, procure evidence of insurance providing for not less than Five Hundred Thousand Dollars (\$500,000.00) of coverage for each occurrence for damage to property or personal injury. Evidence of such insurance shall include a certificate of insurance naming the Village of Caledonia as an additional insured and said certificate shall be filed with the Village Clerk at the time the applicant seeks a permit.

**SEC. 12-1-6 RESERVATION OF PARK SPACE**

- (a) **Policy on Reservation.** The intent of this Section is to regulate exclusive use of Village-owned parks and park space.

(b) **Definitions.** In this Section:

- (1) “Applicant” means an individual, group, firm, organization, partnership or corporation.
- (2) “Large group” means a gathering of 20 or more people, whose use of the park does interfere with the general public's use of the park at the same time as determined by the Parks and Recreation Department and/or the Village Board.
- (3) “Medium group” means a gathering of 20 or more people whose use of the park does not interfere with the general public's use of the park at the same time as determined by the Parks and Recreation Department and/or the Village Board.
- (4) “Park” means the entire usable space that is owned by the Village and open to the public for use.
- (5) “Park space” means any facility, field, court, gazebo, or shelter area that is owned by the Village and open to the public for use.
- (6) “Small group” means a gathering of fewer than 20 people.

(c) **Reservation of Parks and Park Space.**

- (1) The Parks and Recreation Department (“the Department”), shall accept applications for the exclusive use of park and park space, and may issue permits for the exclusive use of park space.
- (2) The Village Board, may issue permits, set fees, and impose conditions for the exclusive use of a Village park. The Village Board shall adopt criteria for use in carrying out these responsibilities
- (3) Park and park space are reserved on a first requested, first reserved basis.



- (4) Areas for reservation. The extent of park and park space available for reservation shall be established by resolution of the Village Board and updated from time to time.
- (d) **Fees and Application Procedure.**
  - (1) Filing of Application.
    - a. Small Groups. An applicant for a small group shall submit to the Department a completed rental or use application in order to receive a permit. No rental or use fee shall be applied.
    - b. Medium Groups. An applicant for a medium group shall submit a completed rental or use application and pay a rental or use fee as shall be established by the Village Board from time to time.
    - c. Large Groups.
      1. An applicant for a large group shall submit a completed rental or use application which shall be forwarded to the Village Board for approval. The Village Board may issue a permit and set fees and conditions for use of a park. Fees shall be based upon the special circumstances related to the use and shall consider the size of the group, length of the rental, facilities to be used, and any other factor deemed relevant by the Village Board.
      2. Each applicant shall apply at least 90 days prior to the proposed reservation date(s).
      3. The Village Board may approve or deny without cause or impose a late fee, as determined by the Village Board on a case-by-case basis, on any application received less than 90 days prior to the proposed reservation date(s).
  - (2) Reservation of Park or Park Space. Park or park space may be reserved for the current calendar year only, except that weddings and/or wedding parties may make reservations for the current calendar year and the following calendar year.
  - (3) Form. Each application shall be in a form prescribed by the Village Board and be used as the rental or use permit. The application shall designate park or park space requested for use, period of use, purpose of event, and the name of the applicant and/or sponsoring groups to which the permit is issued. The rental or use application shall provide a space for approval of use and a signature of the approving representative of the Department.
  - (4) A beer or wine permit may be purchased at the time the application is submitted to the Department as established by section 12-1-6(e).
  - (5) Approval.
    - a. Small or medium groups may receive approval for a reservation, along with any conditions of approval, from the Department.
    - b. Large groups may receive approval for a reservation along with any conditions of approval, from the Village Board.
  - (6) Reasons for Denial. Applicants may be denied a permit for any of the following reasons (without limitation):
    - a. If it is for a use which would involve a violation of Federal or State law or any provision of this code.
    - b. If the granting of the permit would conflict with another permit already granted or for which an application is already pending.

- c. If law enforcement requirements for the use will require so large a number of persons as to prevent adequate law enforcement to the event or the rest of the Village.
- d. The use will reasonably create a substantial risk of injury to persons or damage to property.
- e. If the application does not contain the information required.
- (7) Cancellation of Reservation.
  - a. Cancellation by the Applicant.
    - 1. Small or Medium Group. An applicant shall be refunded 75% of fees paid for a reservation cancelled more than 14 days in advance of the reserved date, if payment was required. An applicant shall not be refunded any portion of the fees paid for a reservation cancelled 14 days or less than 14 days in advance of the reserved date.
    - 2. Large Groups.
      - a. An applicant shall be refunded 75% of fees paid for a reservation cancelled more than 90 days in advance of the reserved date.
      - b. An applicant shall be refunded 40% of fees paid for a reservation cancelled between and including 90 days and 40 days in advance of the reserved date.
      - c. An application shall not be refunded any portion of the fees paid for a reservation cancelled less than 40 days in advance of the reserved date.
    - 3. In the event inclement weather, no refunds shall be made.
  - b. Limiting of Usage by the Department. The Department reserves the right to limit usage of park and park space due to weather, field/court conditions, maintenance needs, or other reasons deemed appropriate by the Department.
  - c. Cancellation by the Village. The Village reserves the right to cancel any reservation and refund all fees paid. The rental and use application form or the rules/regulation for park shelter rental or use shall state that in the cancellation required by the Village, the applicant shall hold the Village harmless from any liability for losses, damages, or additional costs incurred by the applicant resulting from said cancellation.
- (8) Town Activity. A permit is not required for exclusive use of a park or park space for an activity sponsored by the Village including its departments, committees, commissions and boards. However, the Village shall submit a completed rental or use application so that conflicts can be avoided. No application fee shall be required.
- (e) **Beer or Wine Permit.** Beer and wine is not permitted in any park or park space without a permit issued by the Village Clerk. It is understood that the applicant is acquiring said permit for consumption of beer or wine by applicants and guests of legal drinking age, not for selling of beer or wine, which requires a separate license from the Village. Copies of said permit shall be forwarded by the Village Clerk to the Caledonia Police Department. The beer or wine permit fee shall be \$10.00. This permit shall be present at the site of the event for law enforcement and the Clerk's office to check and monitor.
- (f) **Indemnification.** Prior to granting any permit for exclusive use of a park or park space to a group, the Village may require the permittee to file evidence of good and sufficient sureties,

insurance in force or other evidence of adequate financial responsibility, running to the Village and such other third parties as may be injured or damaged, in an amount depending upon the likelihood of injury or damage as a direct and proximate result of the exclusive use sufficient to indemnify the Village and such third parties as may be injured or damaged thereby, caused by the permittee, its agents or participants.

(g) **Miscellaneous Condition of Use.**

- (1) An individual renting or reserving a park or a park space on his/her own behalf or on the behalf of a group, firm, organization, partnership, or corporation must be 18 years old at the time of the reservation or rental, except if beer/wine is to be consumed the age requirement shall be 21 years.
  - (2) All reservation times include set-up, decorating, tear down, and clean-up time.
  - (3) Hours of use shall be from sunrise to sunset unless written permission is received to remain after closing time from the Village Board.
  - (4) The use of amplified music, tents, or other similar structures must be approved by the Department in writing, and must not violate any Village or County ordinances.
  - (5) Live animals, exhibits, rides, dunk tanks, and any use of motorized equipment for carnival games, rides, and activities are prohibited.
- (h) The Department is authorized to provide full or partial refund of fees to an applicant in instances where the park area was insufficiently maintained or prepared such that the applicant did not receive full or fair use of the park area. **Variance.** The Village may grant a variance from the provisions of this ordinance for good and sufficient cause as determined by the Village, based upon the special circumstances of the particular case, but no variance shall be granted which is unjustly discriminatory in nature.
- (i) **Permit Revocation.** The Village reserves the right to revoke a permit already issued if it is deemed that such action is justified by an actual or potential emergency due to weather, fire, riot, other catastrophe, or likelihood of a breach of the peace or by a major change in the conditions forming the basis of the issuance of the permit.

## **SEC. 12-1-7 REGULATIONS FOR RACINE COUNTY PARKS AND RECREATION AREA.**

It shall be unlawful for any person, firm, or corporation to do any of the following within or upon any Racine County Park or recreational area within the Village of Caledonia:

- (a) Destroy, deface, mutilate, or cause physical damage to any real or personal property, including trees, shrubbery, and landscaping located in or upon any Racine County Park or recreational area.
- (b) Except for duly appointed law enforcement officers or person(s) authorized by law, have in his possession or under his control any Firearm as defined under Sec. 11-2-1(a) of this Code of Ordinances, any Dangerous Weapon as defined under Sec. 11-2-2(a)(3) of this Code of Ordinances, prohibited weapons under Sec. 11-2-2(b), explosives or fireworks of any kind

- or discharge any of the same. No person shall use or shoot any bow and arrow or crossbow, except in authorized areas.
- (c) Operate any sound track, loud speaker, motor, or any other mechanical device that produces undue or unnecessary noises.
  - (d) Be intoxicated or engaged in any violent, abusive, loud, boisterous, vulgar, lewd, wanton, obscene, or otherwise disorderly conduct, tending to create a breach of the peace, or to disturb or annoy others.
  - (e) Bring or consume any intoxicating liquor or fermented malt beverages.
  - (f) Hold or take part in any musical, theatrical, or other entertainment, or any parade, procession, or public meeting or gathering of any kind, or make any political or religious address, oration, harangue, or demonstration of any kind without permit from the Racine County Highway and Parks Committee.
  - (g) Peddle or distribute any hand bills or other advertising matter or post unauthorized signs on any lands, structures, or property, or solicit, transact, or conduct any business of any nature without having first obtained written consent of the Racine County Highway and Parks Committee.
  - (h) Suffer or permit his dog to be in or upon any Racine County Park or Recreational at any time unless permitted.
  - (i) (1) Build or maintain any fire, except at areas designated for cooking and for fires.  
(2) Leave any fire unattended, or throw away any matches, cigarettes, cigars, or pipe ashes, without first extinguishing them, at any time.
  - (j) Discard or leave any refuse or sewage, including garbage, rubbish, bottles, tin cans, glass, debris, or any other waste material on the ground or in any building or in any installation, or throw the same into the water of any lake or stream or other body of water, but will dispose of the same in designated containers.
  - (k) (1) Drive or ride any bicycle, motorcycle, motor vehicle, or a horse, except in the regular drives designated therefor.  
(2) Operate any vehicle at a speed in excess of fifteen (15) miles per hour unless different limits are indicated by official traffic signs.
  - (l) Park, stop, or leave standing, whether attended or unattended, any vehicle:  
(1) In any manner as to block, obstruct, or limit the use of any road or trail; or  
(2) Outside of any area provided for such purposes of parking; or  
(3) Contrary to posted notices.
  - (m) Enter in any way any building, installation, or area that may be locked or closed to public use or contrary to posted notice.
  - (n) Pick, remove, damage, or kill any flowers growing within the park or recreational area.
  - (o) Use any facilities, land, or area for which a fee has been established without payment of such fee or charge.
  - (p) Take, catch, kill, hunt, trap, pursue, or otherwise disturb any wild animals or birds.

#### **SEC. 12-1-8 GORNEY PARK POND.**

- (a) **State Boating and Safety Laws Adopted.** Wis. Stats. §§ 30.50 through 30.99 and any amendments are adopted and incorporated by reference.
- (b) **Definitions.**

- (1) "Motorboat" means any boat equipped with propulsion machinery, whether or not the machinery is the principal source of propulsion.
- (2) "Nonmotorized" boat means a boat which is not a motorboat but which is designed and constructed to be used as a boat for transportation of a person or persons on water; including, but not limited to, any canoe, sailboat, inflatable boat or similar device, rowboat, raft and dinghy, which is not a motorboat.
- (c) **Motorboat Prohibition.** No person shall operate a motorboat on the waters of Gorney Park Pond; only nonmotorized boats shall be permitted on the pond.
- (d) **Hours of Operation.** No person shall operate a nonmotorized boat upon the waters of Gorney Park Pond outside the hours of 6:00 a.m. to 7:00 p.m., local time.
- (e) **Swimming Prohibition.** Swimming shall not be permitted at Gorney Park Pond.
- (f) **Parking.** Vehicles transporting boats shall only park in those spaces designated for boat users.
- (g) **Posting Requirements.** The Village shall place and maintain a copy of this section at all public access points to Gorney Park Pond.
- (h) **Severability.** The provisions of this ordinance shall be deemed severable and it is expressly declared that the Village Board would have passed the other provisions of this ordinance irrespective of whether or not one or more provisions may be declared invalid. If any provision of this ordinance or the application to any person or circumstances is held invalid, the remainder of the ordinance and the application of such provisions to other persons or circumstances shall not be affected.
- (i) **Penalties.** Any person violating any provision of this section shall be subject to the penalties in 1-1-6 of the Village of Caledonia Code of Ordinances.

#### **SEC. 12-1-9 CONDITIONS PERMITTING DOGS IN PARKS**

- (a) **Dogs Permitted.** Dogs are permitted in Village Parks during when Village Parks are open to the public, subject to the following conditions:
  - (1) All dogs shall be on a leash at all times.
  - (2) All dogs shall be under the immediate physical control of a person at all times.
  - (3) All dogs shall be licensed and must have an up-to-date rabies vaccination.
  - (4) All waste from a dog shall be immediately picked up and disposed of. Bags, scoops, or other appropriate implements for the removal of waste shall be carried by any person bringing a dog into a Village Park.
  - (5) Dogs are not permitted to be on any park playground structure, or any other locations as posted by order of the Village of Caledonia.
  - (6) Dogs must not dig, chase, or harm wildlife, damage park property, or interfere with other park users.
- (b) **Penalties.** Any person violating any provision of this section shall be subject to the penalties in 1-1-6 of the Village of Caledonia Code of Ordinances.

## TITLE 12

### Parks and Navigable Waters

<i><b>Section Number</b></i>	<i><b>Title</b></i>	<i><b>Ordinance Number</b></i>	<i><b>Date of Ordinance</b></i>
Chapter 1	Park Regulations		
Chapter 2	East Side Community Center		
Chapter 3	Bulkhead Lines		
Chapter 4	Cemeteries	Ord. 2002-15 Created Ord. 2003-06 Recreated	5/23/02  4/15/03

## CHAPTER 1

### Park Regulations

<i><b>Section Number</b></i>	<i><b>Title</b></i>	<i><b>Ordinance Number</b></i>	<i><b>Date of Ordinance</b></i>
12-1-1	Park Regulations	2000-09 2014-07	04/03/00 06/02/14
12-1-2	Radio-Controlled Model Airplanes or Toys Prohibited in Parks		
12-1-3	Turf Protection on Public Property		
12-1-4	Park Hours	2000-09	04/03/00
12-1-5	Ultralight Aircraft Regulated		
12-1-6	Reservation of Park Space	2000-09 2017-16	04/03/00 10/02/17
12-1-7	Regulations for Racine County Parks and Recreation Areas	2014-08	06/02/14
12-1-8	Gorney Park Pond		
12-1-9	Conditions Permitting Dogs in Parks		

### SEC. 12-1-1 PARK REGULATIONS.

- (a) **Purpose and Definition.** Purpose and Definition. In order to protect the parks, parkways, recreational facilities and conservancy areas within the Village of Caledonia from injury, damage or desecration, these regulations are enacted. The term "park" as hereinafter used in this Chapter shall include all grounds, structures and watercourses which are or may be located within any area dedicated to the public use as a park, parkway, recreation facility or conservancy district in the Village.
- (b) **Specific Regulations.**
- (1) Damaging Property. Damaging Property. No person shall intentionally mark, deface,

- disfigure, damage, displace, or remove any structures, equipment, facilities, or other park property, either real or personal, including trees, shrubbery, and landscaping.
- (2) Littering. No person shall scatter, litter, throw, dispose of, or leave any garbage, rubbish, bottles, cans, trash, earth, debris, or other waste materials in any waters in or contiguous to any park or recreational area of anywhere on the grounds thereof, except only in receptacles provided for such purpose by the Village Board.
  - (3) Animals. No person shall bring or harbor any horses or other animals in or upon any park or recreational area at any time except when required for activities or amusements authorized by the Village Board. Dogs may be allowed in Village Parks, subject to the conditions set forth in Sec. 12-1-9.
  - (4) Bill Posting. No person shall post, paste, fasten, paint or attach any placard, bill, notice, sign or advertising matter upon any structure, tree or other natural object in any park, except park regulations and other signs authorized by the Village Park.
  - (5) Throwing Stones and Missiles Prohibited. No person shall throw stones or other missiles in or into any park.
  - (6) Removal of Park Equipment Prohibited. No person shall remove benches, seats, tables or other park equipment from any park.
  - (7) Trapping. No person shall trap in any park unless specific written authority is first obtained from the Village Board.
  - (8) Making of Fires. No person shall start, tend or maintain a fire except in personal grills or designated fireplaces. Personal grills shall be used only in designated picnic areas. The use of personal grills is permitted provided lawns and vegetation are not endangered and if ashes are properly disposed of. Unburned fuel and ashes shall be disposed of in such a manner as to prevent fire or damage to any park property.
  - (9) Protection of Park Property. No person shall kill, injure or disturb or attempt to injure or disturb waterfowl, birds or animals, wild or domestic, within any park, except as permitted by this Chapter. No person shall climb any tree or remove flowers or fruit, wild or cultivated, or break, cut down, trample upon, remove or in any manner injure, deface, write upon or ill use any tree, shrub, flower, flower bed, turf, soil, sand, fountain, ornament building, structure, apparatus, bench, table, official notice, sign or other property within any park.
  - (10) Motorized Vehicles. Except for authorized maintenance vehicles, no person shall operate an unlicensed or licensed motorized vehicle outside of areas specifically designated as parking areas or areas where the operation of such vehicles is specifically permitted. Motor vehicles are restricted to the roads and drives and parking areas. No motor vehicles of any nature may be used on the seeded areas except vehicles which have Village authorization for shows, rides or exhibits and then only for the purpose of loading and unloading. Snowmobiles, minibikes, go-karts, and all other unlicensed vehicles are prohibited in Village parks and public recreational areas at all times. All motorized vehicles are limited to use of roadways specifically for their use and according to other restrictions in this Code.
  - (11) Snowmobiles. No person shall operate a snowmobile in a Village park except in designated areas.
  - (12) Speed Limit. No person shall operate any vehicle in a Village park in excess of 15 m.p.h., unless otherwise posted.
  - (13) Glass. No person shall break, throw, or leave any glass in or upon any park or

- recreational area, except only in receptacles provided for such purpose by the Village.
- (14) Reckless Driving in Parks Prohibited. No person shall operate a motor vehicle in a reckless manner in any of the public parks of the Village.
- (15) Parking in Parks. No person shall park any motor vehicle in any park in the Village except in a designated parking area.
- (16) Horse and Carriages. No person shall ride a horse or drive a horse-driven vehicle in any park, except on roads or designated bridle paths, except when approval of the Village is first obtained. It shall be unlawful for any person to ride a horse or drive a horse-driven vehicle in a careless, negligent or reckless manner which may endanger the safety and well-being of others. Horseback riding shall be allowed only during the daylight hours. No person shall ride a horse which cannot be held under such control that it may be easily turned or stopped. No horse shall be ridden in a reckless manner. Pedestrians shall have the right-of-way when crossing a bridle path, and whenever groups of people are visible within three hundred (300) feet horses shall be ridden at slow gait.
- (17) Removing Tree Protectors. No person shall remove any device for the protection of trees or shrubs.
- (18) Golfing and Sporting Activities. No golfing or practicing golf in Village parks or recreation areas shall be allowed except with the use of a whiffle ball. All sporting activities must be held in areas so designated for that purpose.
- (19) Arrows. No person shall use or shoot any bow and arrow in any Village park, except in authorized areas.
- (20) Weapons. Except for duly appointed law enforcement officers or person(s) authorized by law, no person shall have in his possession or under his control or discharge any Weapon as defined under Sec. 11-2-1(a) of this Code of Ordinances, any Dangerous Weapon as defined under Sec. 11-2-2(a)(3) of this Code of Ordinances, prohibited weapons under Sec. 11-2-2(b), or explosives of any kind while in or upon any park or recreational area.
- (21) Fish Cleaning. Cleaning of fish in shelters, toilet facilities or picnic areas is prohibited in all Village parks.
- (22) Controlled Substances. Possessing, using or dispensing of a controlled substance in violation of the Uniform Controlled Substances Act is prohibited in all Village parks.
- (23) Camping. Overnight camping is not permitted in any Village park.
- (24) Utility Installation and Construction. Any private construction which may in any manner encroach upon or affect the parks and parkways shall be under the direction and jurisdiction of Village and no such installation, repair or construction shall commence without the written permission therefor from the Village. All public works, including construction and installation of power lines, hydrants, sewers and the like shall be commenced only after notice to the Village of the utility's intention so to do. Where practicable, such construction and installation shall be performed pursuant to recommendations by the Village.
- (25) Fireworks. No person shall use, discharge, or explode in, or bring any fireworks upon any Park or recreational area. For purposes of this Section, the term "fireworks" shall include all material and devices enumerated under Sec. 167.10(1), Wis. Stats., but shall not include paper caps manufactured in accordance with United States Interstate Commerce Commission Regulations for packing and shipping. This Section shall not



prohibit pyrotechnic displays authorized by a permit issued by the President of the Village of Caledonia in accordance with the provisions of the Wisconsin Statutes and Village Ordinances.

- (26) Prohibited Areas. No person shall enter any building or part thereof or any area in or upon any park or recreational area which is locked or in disregard of posted: signs or notices of the Village of Caledonia forbidding the same.
- (27) Sale of Merchandise. No person shall sell or vend in any park or recreational area any article or merchandise without the written consent of the Caledonia Village.
- (28) Games. No person shall play softball, baseball, football, or any other ball games or horseshoes, except at locations specifically designated for such purpose by the Village of Caledonia .

#### **SEC. 12-1-2 RADIO-CONTROLLED MODEL AIRPLANES OR TOYS PROHIBITED IN PARKS.**

No person shall fly a radio-controlled model airplane, helicopter, or other toy in any park in the Village of Caledonia, except in areas specifically designated and posed for such purpose.

#### **SEC. 12-1-3 TURF PROTECTION ON PUBLIC PROPERTY.**

Except as authorized by the Village of Caledonia, no person shall dig into the turf of any Village-owned property for any purposes whatsoever or remove my trees or flowers. Absent authorization by the Village Board, the use of metal detectors and digging for buried objects on Village property, except beaches where no vegetation is present, is prohibited.

#### **SEC. 12-1-4 PARK HOURS.**

- (a) **Park Hours**. Except for authorized events and subject to certain exceptions listed below, all Village parks shall be closed from sunset to sunrise the following day, and it shall be unlawful to enter in or be upon any park or playground after the hour designated.
- (b) **Exceptions to Closing Hours**. A person driving through a park on a public road may do so after closing hours, but may not stop or park within such park. The Caledonia Village Board may modify closing hours for particular events in accordance with Section 12-1-6.
- (c) **Park Closing and Opening Dates**. The Village Board will have full authority to open and close any park, swimming area, recreational facility or area because of season, condition, construction or when, in the interest of public safety, it is deemed necessary.

#### **SEC. 12-1-5 ULTRALIGHT AIRCRAFT REGULATED.**

- (a) **Definition**. An ultralight aircraft, vehicle or hang glider is an unpowered or powered aircraft which is not subject to extensive regulation by the Federal Aviation Administration by virtue of its characteristics and which is defined as an ultralight vehicle by 14 C.F.R. Sec. 103.1 and which is defined as an ultralight aircraft by Wis. Stats.§. 114.195.

(b) **Regulations Regarding Use.**

- (1) No person shall operate any ultralight aircraft within the Village in such a manner or in such a location as to endanger or injure any person or property. No person shall operate an ultralight aircraft in the Village in violation of any applicable state and federal regulations and standards. No person shall cause an ultralight aircraft to land or to take off from any property without permission of the owner or occupant of said property, provided that an emergency landing may be made to prevent a catastrophe. In the case of landing or taking off from a Village public park or other Village property, the operator of such ultralight aircraft shall first obtain a permit from the Village Board. No fee shall be charged by the Village Board for such permit which may be issued for a period up to thirty (30) days nor shall the Village Board sponsor such activity.
- (2) Any person desiring to land or to take off from any property owned by the Village of Caledonia, shall, prior to receiving a permit, procure evidence of insurance providing for not less than Five Hundred Thousand Dollars (\$500,000.00) of coverage for each occurrence for damage to property or personal injury. Evidence of such insurance shall include a certificate of insurance naming the Village of Caledonia as an additional insured and said certificate shall be filed with the Village Clerk at the time the applicant seeks a permit.

**SEC. 12-1-6 RESERVATION OF PARK SPACE**

- (a) **Policy on Reservation.** The intent of this Section is to regulate exclusive use of Village-owned parks and park space.

(b) **Definitions.** In this Section:

- (1) “Applicant” means an individual, group, firm, organization, partnership or corporation.
- (2) “Large group” means a gathering of 20 or more people, whose use of the park does interfere with the general public's use of the park at the same time as determined by the Parks and Recreation Department and/or the Village Board.
- (3) “Medium group” means a gathering of 20 or more people whose use of the park does not interfere with the general public's use of the park at the same time as determined by the Parks and Recreation Department and/or the Village Board.
- (4) “Park” means the entire usable space that is owned by the Village and open to the public for use.
- (5) “Park space” means any facility, field, court, gazebo, or shelter area that is owned by the Village and open to the public for use.
- (6) “Small group” means a gathering of fewer than 20 people.

(c) **Reservation of Parks and Park Space.**

- (1) The Parks and Recreation Department (“the Department”), shall accept applications for the exclusive use of park and park space, and may issue permits for the exclusive use of park space.
- (2) The Village Board, may issue permits, set fees, and impose conditions for the exclusive use of a Village park. The Village Board shall adopt criteria for use in carrying out these responsibilities
- (3) Park and park space are reserved on a first requested, first reserved basis.

- (4) Areas for reservation. The extent of park and park space available for reservation shall be established by resolution of the Village Board and updated from time to time.
- (d) **Fees and Application Procedure.**
  - (1) Filing of Application.
    - a. Small Groups. An applicant for a small group shall submit to the Department a completed rental or use application in order to receive a permit. No rental or use fee shall be applied.
    - b. Medium Groups. An applicant for a medium group shall submit a completed rental or use application and pay a rental or use fee as shall be established by the Village Board from time to time.
    - c. Large Groups.
      - 1. An applicant for a large group shall submit a completed rental or use application which shall be forwarded to the Village Board for approval. The Village Board may issue a permit and set fees and conditions for use of a park. Fees shall be based upon the special circumstances related to the use and shall consider the size of the group, length of the rental, facilities to be used, and any other factor deemed relevant by the Village Board.
      - 2. Each applicant shall apply at least 90 days prior to the proposed reservation date(s).
      - 3. The Village Board may approve or deny without cause or impose a late fee, as determined by the Village Board on a case-by-case basis, on any application received less than 90 days prior to the proposed reservation date(s).
  - (2) Reservation of Park or Park Space. Park or park space may be reserved for the current calendar year only, except that weddings and/or wedding parties may make reservations for the current calendar year and the following calendar year.
  - (3) Form. Each application shall be in a form prescribed by the Village Board and be used as the rental or use permit. The application shall designate park or park space requested for use, period of use, purpose of event, and the name of the applicant and/or sponsoring groups to which the permit is issued. The rental or use application shall provide a space for approval of use and a signature of the approving representative of the Department.
  - (4) A beer or wine permit may be purchased at the time the application is submitted to the Department as established by section 12-1-6(e).
  - (5) Approval.
    - a. Small or medium groups may receive approval for a reservation, along with any conditions of approval, from the Department.
    - b. Large groups may receive approval for a reservation along with any conditions of approval, from the Village Board.
  - (6) Reasons for Denial. Applicants may be denied a permit for any of the following reasons (without limitation):
    - a. If it is for a use which would involve a violation of Federal or State law or any provision of this code.
    - b. If the granting of the permit would conflict with another permit already granted or for which an application is already pending.

- c. If law enforcement requirements for the use will require so large a number of persons as to prevent adequate law enforcement to the event or the rest of the Village.
  - d. The use will reasonably create a substantial risk of injury to persons or damage to property.
  - e. If the application does not contain the information required.
- (7) Cancellation of Reservation.
- a. Cancellation by the Applicant.
    - 1. Small or Medium Group. An applicant shall be refunded 75% of fees paid for a reservation cancelled more than 14 days in advance of the reserved date, if payment was required. An applicant shall not be refunded any portion of the fees paid for a reservation cancelled 14 days or less than 14 days in advance of the reserved date.
    - 2. Large Groups.
      - a. An applicant shall be refunded 75% of fees paid for a reservation cancelled more than 90 days in advance of the reserved date.
      - b. An applicant shall be refunded 40% of fees paid for a reservation cancelled between and including 90 days and 40 days in advance of the reserved date.
      - c. An application shall not be refunded any portion of the fees paid for a reservation cancelled less than 40 days in advance of the reserved date.
    - 3. In the event inclement weather, no refunds shall be made.
  - b. Limiting of Usage by the Department. The Department reserves the right to limit usage of park and park space due to weather, field/court conditions, maintenance needs, or other reasons deemed appropriate by the Department.
  - c. Cancellation by the Village. The Village reserves the right to cancel any reservation and refund all fees paid. The rental and use application form or the rules/regulation for park shelter rental or use shall state that in the cancellation required by the Village, the applicant shall hold the Village harmless from any liability for losses, damages, or additional costs incurred by the applicant resulting from said cancellation.
- (8) Town Activity. A permit is not required for exclusive use of a park or park space for an activity sponsored by the Village including its departments, committees, commissions and boards. However, the Village shall submit a completed rental or use application so that conflicts can be avoided. No application fee shall be required.
- (e) **Beer or Wine Permit.** Beer and wine is not permitted in any park or park space without a permit issued by the Village Clerk. It is understood that the applicant is acquiring said permit for consumption of beer or wine by applicants and guests of legal drinking age, not for selling of beer or wine, which requires a separate license from the Village. Copies of said permit shall be forwarded by the Village Clerk to the Caledonia Police Department. The beer or wine permit fee shall be \$10.00. This permit shall be present at the site of the event for law enforcement and the Clerk's office to check and monitor.
- (f) **Indemnification.** Prior to granting any permit for exclusive use of a park or park space to a group, the Village may require the permittee to file evidence of good and sufficient sureties,

insurance in force or other evidence of adequate financial responsibility, running to the Village and such other third parties as may be injured or damaged, in an amount depending upon the likelihood of injury or damage as a direct and proximate result of the exclusive use sufficient to indemnify the Village and such third parties as may be injured or damaged thereby, caused by the permittee, its agents or participants.

(g) **Miscellaneous Condition of Use.**

- (1) An individual renting or reserving a park or a park space on his/her own behalf or on the behalf of a group, firm, organization, partnership, or corporation must be 18 years old at the time of the reservation or rental, except if beer/wine is to be consumed the age requirement shall be 21 years.
  - (2) All reservation times include set-up, decorating, tear down, and clean-up time.
  - (3) Hours of use shall be from sunrise to sunset unless written permission is received to remain after closing time from the Village Board.
  - (4) The use of amplified music, tents, or other similar structures must be approved by the Department in writing, and must not violate any Village or County ordinances.
  - (5) Live animals, exhibits, rides, dunk tanks, and any use of motorized equipment for carnival games, rides, and activities are prohibited.
- (h) The Department is authorized to provide full or partial refund of fees to an applicant in instances where the park area was insufficiently maintained or prepared such that the applicant did not receive full or fair use of the park area. **Variance.** The Village may grant a variance from the provisions of this ordinance for good and sufficient cause as determined by the Village, based upon the special circumstances of the particular case, but no variance shall be granted which is unjustly discriminatory in nature.
- (i) **Permit Revocation.** The Village reserves the right to revoke a permit already issued if it is deemed that such action is justified by an actual or potential emergency due to weather, fire, riot, other catastrophe, or likelihood of a breach of the peace or by a major change in the conditions forming the basis of the issuance of the permit.

## **SEC. 12-1-7 REGULATIONS FOR RACINE COUNTY PARKS AND RECREATION AREA.**

It shall be unlawful for any person, firm, or corporation to do any of the following within or upon any Racine County Park or recreational area within the Village of Caledonia:

- (a) Destroy, deface, mutilate, or cause physical damage to any real or personal property, including trees, shrubbery, and landscaping located in or upon any Racine County Park or recreational area.
- (b) Except for duly appointed law enforcement officers or person(s) authorized by law, have in his possession or under his control any Firearm as defined under Sec. 11-2-1(a) of this Code of Ordinances, any Dangerous Weapon as defined under Sec. 11-2-2(a)(3) of this Code of Ordinances, prohibited weapons under Sec. 11-2-2(b), explosives or fireworks of any kind

- or discharge any of the same. No person shall use or shoot any bow and arrow or crossbow, except in authorized areas.
- (c) Operate any sound track, loud speaker, motor, or any other mechanical device that produces undue or unnecessary noises.
  - (d) Be intoxicated or engaged in any violent, abusive, loud, boisterous, vulgar, lewd, wanton, obscene, or otherwise disorderly conduct, tending to create a breach of the peace, or to disturb or annoy others.
  - (e) Bring or consume any intoxicating liquor or fermented malt beverages.
  - (f) Hold or take part in any musical, theatrical, or other entertainment, or any parade, procession, or public meeting or gathering of any kind, or make any political or religious address, oration, harangue, or demonstration of any kind without permit from the Racine County Highway and Parks Committee.
  - (g) Peddle or distribute any hand bills or other advertising matter or post unauthorized signs on any lands, structures, or property, or solicit, transact, or conduct any business of any nature without having first obtained written consent of the Racine County Highway and Parks Committee.
  - (h) Suffer or permit his dog to be in or upon any Racine County Park or Recreational at any time.
  - (i) (1) Build or maintain any fire, except at areas designated for cooking and for fires.  
(2) Leave any fire unattended, or throw away any matches, cigarettes, cigars, or pipe ashes, without first extinguishing them, at any time.
  - (j) Discard or leave any refuse or sewage, including garbage, rubbish, bottles, tin cans, glass, debris, or any other waste material on the ground or in any building or in any installation, or throw the same into the water of any lake or stream or other body of water, but will dispose of the same in designated containers.
  - (k) (1) Drive or ride any bicycle, motorcycle, motor vehicle, or a horse, except in the regular drives designated therefor.  
(2) Operate any vehicle at a speed in excess of fifteen (15) miles per hour unless different limits are indicated by official traffic signs.
  - (l) Park, stop, or leave standing, whether attended or unattended, any vehicle:  
(1) In any manner as to block, obstruct, or limit the use of any road or trail; or  
(2) Outside of any area provided for such purposes of parking; or  
(3) Contrary to posted notices.
  - (m) Enter in any way any building, installation, or area that may be locked or closed to public use or contrary to posted notice.
  - (n) Pick, remove, damage, or kill any flowers growing within the park or recreational area.
  - (o) Use any facilities, land, or area for which a fee has been established without payment of such fee or charge.
  - (p) Take, catch, kill, hunt, trap, pursue, or otherwise disturb any wild animals or birds.

#### **SEC. 12-1-8 GORNEY PARK POND.**

- (a) **State Boating and Safety Laws Adopted.** Wis. Stats. §§ 30.50 through 30.99 and any amendments are adopted and incorporated by reference.
- (b) **Definitions.**

- (1) "Motorboat" means any boat equipped with propulsion machinery, whether or not the machinery is the principal source of propulsion.
- (2) "Nonmotorized" boat means a boat which is not a motorboat but which is designed and constructed to be used as a boat for transportation of a person or persons on water; including, but not limited to, any canoe, sailboat, inflatable boat or similar device, rowboat, raft and dinghy, which is not a motorboat.
- (c) **Motorboat Prohibition.** No person shall operate a motorboat on the waters of Gorney Park Pond; only nonmotorized boats shall be permitted on the pond.
- (d) **Hours of Operation.** No person shall operate a nonmotorized boat upon the waters of Gorney Park Pond outside the hours of 6:00 a.m. to 7:00 p.m., local time.
- (e) **Swimming Prohibition.** Swimming shall not be permitted at Gorney Park Pond.
- (f) **Parking.** Vehicles transporting boats shall only park in those spaces designated for boat users.
- (g) **Posting Requirements.** The Village shall place and maintain a copy of this section at all public access points to Gorney Park Pond.
- (h) **Severability.** The provisions of this ordinance shall be deemed severable and it is expressly declared that the Village Board would have passed the other provisions of this ordinance irrespective of whether or not one or more provisions may be declared invalid. If any provision of this ordinance or the application to any person or circumstances is held invalid, the remainder of the ordinance and the application of such provisions to other persons or circumstances shall not be affected.
- (i) **Penalties.** Any person violating any provision of this section shall be subject to the penalties in 1-1-6 of the Village of Caledonia Code of Ordinances.

#### SEC. 12-1-9 CONDITIONS PERMITTING DOGS IN PARKS

- (a) **Dogs Permitted.** Dogs are permitted in Village Parks during when Village Parks are open to the public, subject to the following conditions:
  - (1) All dogs shall be on a leash at all times.
  - (2) All dogs shall be under the immediate physical control of a person at all times.
  - (3) All dogs shall be licensed and must have an up-to-date rabies vaccination.
  - (4) All waste from a dog shall be immediately picked up and disposed of. Bags, scoops, or other appropriate implements for the removal of waste shall be carried by any person bringing a dog into a Village Park.
  - (5) Dogs are not permitted to be on any park playground structure, or any other locations as posted by order of Village of Caledonia.
  - (6) Dogs must not dig, chase, or harm wildlife, damage park property, or interfere with other park users.
- (b) **Penalties.** Any person violating any provision of this section shall be subject to the penalties in 1-1-6 of the Village of Caledonia Code of Ordinances.