

TITLE 14

Parks and Navigable Waters

Chapter 1 Regulation of Parks and Navigable Waters

CHAPTER 1

Regulation of Parks and Navigable Waters

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SEC. 14-1-1 PARK REGULATIONS.

- (a) **Purpose and Definition.** In order to protect the parks, parkways, recreational facilities and public conservancy areas within the Town of Waukesha 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, public boat landings, public lake accesses, recreation facility in the Town of Waukesha.
- (b) **General Regulations.**
 - (1) Littering Prohibited. No person shall litter, dump or deposit any rubbish, refuse, earth or other material in any park, except by placing such material in receptacles provided for such purpose.
 - (2) Sound Devices. No person shall operate or play any amplifying system unless specific authority is first obtained from the Town Board, or its authorized designee.
 - (3) Bill Posting. No person shall post, paste, fasten, pin 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 Town Board.
 - (4) Trapping. No person shall trap in any Town park unless specific written authority is first obtained from the Town Board.
 - (5) 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. Unburned fuel and ashes shall be disposed of in such a manner as to prevent fire or damage to any park property.
 - (6) 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. 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.

- (7) Illegal Entry. It shall be unlawful for any person to enter in any way any park building, installation or area after the posted closing time or before the posted opening time, or contrary to posted notices.
 - (8) Throwing Stones and Missiles Prohibited. No person shall throw stones or other missiles in or into any park.
 - (9) Removal of Park Equipment Prohibited. No person shall remove benches, seats, tables, or other park equipment from any park, unless authorized by the Town Board or its designee.
 - (10) Vending. Vending is prohibited in Town parks unless authorized by the Town Board.
 - (11) Plant Materials. No unauthorized removal of any plant materials or plants from any park.
 - (12) Structures. No temporary or permanent structures are to be erected in a park without specific approval of the Town Board.
 - (13) Hours. Parks shall be closed to all uses and all persons between the hours of 10:00 p.m. and 6:00 a.m. Central Standard Time or Central Daylight Time, whichever shall be in effect in the State of Wisconsin.
 - (14) Camping. Camping is prohibited in any Town parks.
 - (15) Dogs. No dogs allowed in the Town Park.
- (c) **Penalties.**
- (1) It shall be unlawful for any person to violate any of the rules and regulations heretofore set out, and any person violating the provisions of this Section shall forfeit not less than Twenty-five Dollars (\$25.00) nor more than One Hundred Dollars (\$100.00), together with the costs of the prosecution of such violation; and in default thereof shall be imprisoned in the County Jail until such costs or forfeiture are paid, but for not more than thirty (30) days.
 - (2) In addition to the penalties provided by this Section, the Town Board may revoke the permit of any machine or individual to use the park, upon conviction of the individual for violation of this Section.

SEC. 14-1-2 RADIO-CONTROLLED MODEL AIRPLANES PROHIBITED IN PARKS.

No person shall fly a radio-controlled model airplane in any park in the Town of Waukesha except in areas specifically designated and posted for such purpose

SEC. 14-1-3 USE OF METAL DETECTORS ON PUBLIC PROPERTY.

Absent authorization by the Town Board, the use of metal detectors and digging for buried objects on Town property, except beaches where no vegetation is present, is prohibited.

SEC. 14-1-4 FEES AND USER REGULATIONS.

- (a) **Fee Schedule.** It shall be unlawful for any person to use any Town of Waukesha park facility, shelter, land, or recreational area for which a fee or charge has been approved by the Board without payment of such fee or charge.
- (b) **Additional Rules.** Rules and regulations may be made from time to time by the Town Board governing the use and enjoyment of Town parks, parkways, playgrounds, beaches, boat landings, campgrounds, lakes, streams, and the facilities thereof. Any person who shall violate such rules or regulations may be excluded from the use of such facility.

- (c) **Permits.** Any person to whom a permit shall have been issued by the Town Board or agent thereof shall be bound by the provisions of all ordinances and rules of the Town of Waukesha as fully as though the laws were inserted in each permit.

SEC. 14-1-5 PUBLIC UTILITIES AND PRIVATE CONSTRUCTION.

- (a) **Public Utilities - Location.** The location of all sewers and receivers, gas pipes, water pipes, stopcock boxes, hydrants, lamp posts, telegraph, telephone and electric power posts and lines, manholes, conduits, and pumps within any Town park or parkway shall be subject to the jurisdiction and control of the Town Board, and their construction, repair or relocation shall be undertaken only after written permission is received from the Town Board.
- (b) **Private Construction.**
 - (1) No curb, whether stone, concrete, or gas, shall be cut for the purpose of constructing a private driveway across any parkway border, nor for any other purpose, without the written permission of the Town Board.
 - (2) The location, width, grade, and construction of all paths, driveways, and roadways across any sidewalk bordering along any parkway shall be subject to the approval of the Town Board and constructed only after written permission is obtained from the Town Board.