WHEREAS, on April 8, 1969 the Board of Commissioners of the Arlington Heights Park District adopted Ordinance No. 260, "An Ordinance Defining Misdemeanors and Providing Penalties For Such Misdemeanors"; and
WHEREAS, Ordinance No. 260 has been amended on a number of occasions since its adoption, and WHEREAS, the Board wishes to make further amendments to the ordinance and believes it is best to pass a new ordinance amending and restating the original ordinance, as amended;

BE IT ORDAINED by the Board of Commissioners of the Arlington Heights Park District, Cook County, Illinois that Ordinance No. 260 is amended and restated to read as follows:

Section 1. For the purpose of this ordinance, the following terms shall have the definitions given herein:

A. "District" is the Arlington Heights Park District, Cook and Lake Counties, Illinois.
B. "Board" is the Board of Commissioners of the Arlington Heights Park District.
C. "Executive Director" is the chief administrative officer of the District.
D. "Park" is any playfield, playground, swimming pool, ice skating rink, open area, building or parts thereof or other facility and the materials and equipment therein owned, leased or in use by the District.
E. "Person" is an individual, firm, partnership, group, association, corporation, governmental unit, company or organization of any kind, except the District, its employees and Board members while said employees and Board members are engaged in the performance of District duties.
F. "Vehicle" is any conveyance, whether motor powered or self-propelled, except baby carriages, and conveyances in use by the District.

Section 2. No person shall engage in any sport, game, amusement or exercise in any Park, except in such parts thereof as are designated for that purpose by the Executive Director.

Section 3. (a) No person shall enter a Park, or part thereof, posted as "Closed to the public," nor shall any person use or abet the use of any such Park, or part thereof, posted as "Closed to the public," nor shall any person within any Park or on its borders announce, advertise, or call the public attention in any way to any article, or service for sale or hire.
(b) No person shall enter or remain in any fieldhouse, clubhouse, building or other structure owned or operated by the District when closed to the public, nor in an open space area owned or operated by the District between the hours of 11 p.m. and 5 a.m. the following day except that this restriction shall not apply to persons that are entering or leaving an open space area for the purpose of either ingress to or egress from a park fieldhouse, clubhouse, building or other structure that is open to the public nor to authorized Park or police personnel, and shall not apply during the hours of operation, as approved by the Board on an annual basis, of the Frontier Days Fourth of July Festival at Recreation Park. However, the Executive Director shall be authorized to designate different hours for any one or more park properties with reasonable notice to the public by signs and/or posting.

Section 4. No person shall hinder, interfere with or cause or threaten to do bodily harm to any employee of the District while such employee is engaged in performing his duties and in on behalf of the District.

Section 5. No person shall expose or offer for sale any service, article or thing, nor shall any person station or place any stand, cart, or vehicle for the transportation, sale, or display of any such article or thing in any Park, except a regularly licensed concessionaire or other person acting under an official permit of the Executive Director; nor shall any person within any Park or on its borders announce, advertise, or call the public attention in any way to any article, or service for sale or hire.

Section 6. No person shall paste, glue, tack or otherwise affix or post any sign, placard, advertisement, or inscription whatever, nor erect or cause to be erected any sign whatever on any structure or thing in a Park, except as authorized by the Executive Director.

Section 7. No person shall bring or have in his possession, or set off or otherwise cause to explode or discharge any gun, pistol, revolver, cracker, torpedo, rocket, squib, or other fireworks or explosives of inflammable materials, including any substance, compound, mixture, or article that in conjunction with any other substance or compound could cause injury to human or animal life, in any Park.

Section 8. No person shall light, build or attempt to light or build a fire in any Park except in such areas of a Park and under such regulations as may be designated by the Executive Director.

Section 9. No person shall throw any stone, brick or other missile in any Park. Nor shall any person hit a golf ball in any Park except Arlington Lakes Golf Club, Nickol Knoll, Sunset Meadows Driving Range and Golf Learning Center, or such portions of any Park as is designated for such purpose by the Executive Director.

Section 10. No person shall deface disfigure, break, cut, tamper with, displace, remove from any Park building or part thereof, any table, bench, fireplace, coping, lamp post, fence, wall, paving or paving material, water line or other public utility or parts or appurtenances thereof, or any sign, notice or placard whether temporary or permanent, equipment, facilities or other Park property or appurtenances whatsoever, either real or personal.
Section 11. No person shall damage, cut, carve, uproot or injure any tree or injure the bark of any tree or plant, in any Park, nor shall any person attach any other contrivance or object to any tree or plant, in any Park. Nor shall any person dig in or otherwise disturb grass areas, or in any other way injure or impair the health of any tree or plant, in any Park.

Section 12. No person shall climb any tree nor climb, walk, stand or sit upon any wall, building, fountain, railing in any Park. No person shall put or attach boxes, manure, cans, dirt, rubbish, garbage or refuse, yard waste or other materials into the ground in any Park. No person shall deposit, store or drain into any waters, any substance, matter or thing, liquid or solid, which will or may result in the pollution or the hindrance of the use of said water.

Section 13. No person shall remove any soil, rock, stones, straws, or plants, downed timber or other wood or materials from any Park, nor make any excavation by tool, equipment, blasting or otherwise without the specific permission of the Executive Director.

Section 14. No person shall throw, discharge, or otherwise cause to be placed in the waters of any swimming pool, pond, lake, stream or body of water (including any artificial lake or stream in any Park, storm sewer, or drain flowing into such waters, any solid matter, or liquid, solid or thing, which will or may result in the pollution of the waters of said water body, nor shall any person place or put any object, tool, equipment, blasting, or other means or agency within a Park except in a bicycle rack.

Section 15. No person shall bring in, dump, dispose or leave bottles, broken glass, ashes, papers, paper, boxes, manure, cans, dirt, rubbish, garbage or refuse, yard waste or other materials in any Park, nor shall any person deposit, store or drain into any waters any substance, matter or thing, liquid or solid, which will or may result in the pollution or the hindrance of the use of said water.

Section 16. No person shall hunt, molest, harm, frighten, kill, trap, catch, release or otherwise disturb in any Park any wild animal or bird, nor shall any person remove or have in his possession a bird or wild animal or the eggs or nest of any bird or wild animal in any Park.

Section 17. No person shall bring a dog or other domesticated animal, except the dog of a person living in a Park, into any Park without the specific permission of the Executive Director.

Section 18. No person shall bring a dog or other animal into any Park without the specific permission of the Executive Director.

Section 19. No person in custody shall escape. If a person in custody shall escape, the person shall be taken into custody by an officer of the Park District.

Section 20. No person shall make use of the Park as a place to sleep at any time of any day nor shall any person swing, occupy or use any hammock in any Park, except such portions thereof as is designated for such purpose by the Executive Director.

Section 21. Any person shall park any vehicle in any Park or park any other vehicle or any other contrivance or object in any Park except in a designated place within a Park more than 24 hours because of mechanical failure nor shall any person fail to notify and attempt to obtain the services of a mechanic for any vehicle that has failed to function within one hour of such failure.

Section 22. (a) No alcoholic liquors shall be sold, delivered, given away, or consumed by anyone in any Park at any time in any Park except as provided in this Section. Alcoholic liquors may be delivered and consumed (i) at the Administration Center and the Forest View Racquet and Fitness Club when a permit has been approved and issued by the Executive Director, (ii) in special areas of other Parks when authorized by written resolution adopted by the Board and such resolution shall be in terms of conditions of the use of said alcoholic liquors, (iii) beer and wine may be delivered and consumed at the Administration Center and the Forest View Racquet and Fitness Club when a permit has been approved and issued by the Executive Director, and (iv) at the Heritage Tennis Club when sold by the District, in specific areas of other Parks when authorized by written resolution adopted by the Board such resolution shall be in terms of conditions and the conditions of the use of said alcoholic liquors, (iii) beer and wine may be delivered and consumed at the Administration Center and the Forest View Racquet and Fitness Club at any time.

(b) No person shall be under the influence of intoxicating alcoholic liquors at any time in any Park.

Section 23. (a) No narcotic drugs or controlled substances shall be sold, delivered, given away or used by anyone at any time in any Park.

(b) If a person shall sell (i) for the purpose of profit, (ii) for the purpose of obtaining the services of a mechanic for any vehicle that has failed to function within one hour of such failure, any act prohibited by the Criminal code of the State of Illinois shall be as provided in Section 35 of the Act.

Section 24. No person, except for children under twenty-one years of age, shall enter into, loiter or remain in any Park which has been designated by the Board. The sale of alcoholic liquors shall not be allowed in any Park except as provided in this Section. Alcoholic liquors may be delivered and consumed (i) at the Administration Center and the Forest View Racquet and Fitness Club when a permit has been approved and issued by the Executive Director, (ii) in special areas of other Parks when authorized by written resolution adopted by the Board such resolution shall be in terms of conditions and the conditions of the use of said alcoholic liquors, (iii) beer and wine may be delivered and consumed at the Administration Center and the Forest View Racquet and Fitness Club at any time.

Section 25. No person shall be a party to or in any Park more than 24 hours because of mechanical failure nor shall any person fail to notify and attempt to obtain the services of a mechanic for any vehicle that has failed to function within one hour of such failure.

Section 26. No person shall park any vehicle in any Park or park any other vehicle or any other contrivance or object in any Park except in a designated place within a Park except in a bicycle rack.

Section 27. No person shall park any vehicle in any Park or park any other vehicle or any other contrivance or object in any Park except in a designated place within a Park more than 24 hours because of mechanical failure nor shall any person fail to notify and attempt to obtain the services of a mechanic for any vehicle that has failed to function within one hour of such failure.

Section 28. No person shall park any vehicle in any Park or park any other vehicle or any other contrivance or object in any Park except in a designated place within a Park more than 24 hours because of mechanical failure nor shall any person fail to notify and attempt to obtain the services of a mechanic for any vehicle that has failed to function within one hour of such failure.

Section 29. No person shall commit in any Park any act prohibited by the Criminal code of the State of Illinois as set forth in the Illinois Criminal Code of 1961, 720 ILCS.

Section 30. No person shall beg or solicit any alms or assistance in any Park. Nor shall any person solicit, collect any donations or charge any fees for any service, whether private or public, except fees as charged by the Executive Director. No person shall accept from any person having obtained a written permit from the Executive Director.

Section 31. No person shall construct or erect any building, big or small, in any Park, whether permanent or temporary in character, or run or otherwise disturb grass areas, or in any other way injure or otherwise disturb any tree or plant, in any Park. Nor shall any person dig in or uproot or injure, any tree or plant in any Park, driveway, parking area or between the said Park facility is open to the public nor shall said vehicle be left in or upon any road, street or driveway of any jurisdiction, and shall have authority to eject from any Park any person acting in violation of the ordinance and may confiscate any property, thing, or device used in any Park in violation of this Ordinance.

Section 32. No person shall conduct any musical concert, play upon any amplified instrument, nor set up or use any communication system in a Park without first obtaining an official permit from the Executive Director.

Section 33. No person shall hold, or attempt to hold, any meeting, assembly, demonstration, celebration, parade, rally, procession, pageant, ceremony, amusement, social, recreational or athletic event without first obtaining an official permit from the Executive Director.

Section 34. No person shall commit in any Park any act prohibited by the Criminal code of the State of Illinois.

Section 35. No person shall disturb or interfere with any person or party occupying any Park, under the authority of an official permit or any Park.

Section 36. No person shall resist any police officer of the District in the discharge of the said officer’s duty, or fail or refuse to obey any lawful command of any police officer of the District or prevent such police officer from discharging his duty, or offer or endeavor so to do, or in any manner assist any person in custody to escape or attempt to escape from such custody, or rescue any person in custody.

Section 37. The President of the Board shall be the ex-officio Commissioner of the Park Police and, in his discretion, may appoint, with the approval of the Board, one or more of the Park Commissioners to serve for the fiscal year as the Park Police, without compensation, whose duty it shall be to perform all acts, and do all things, including but not limited to, the purposes of formulating or making such additional rules and regulations as an emergency or emergencies or the public interest may from time to time require for the orderly regulation of the District, in the care and protection of the property of the District and for the preservation of public health and peace in and about said Park.

Section 38. (a) Any person who shall violate any of the provisions of this Ordinance shall be fined not less than $50 (fifty) dollars, and upon conviction, fined not less than $250 ($250) for each such offense; provided, however, that any person charged with such a violation may, within the time after conviction set forth below, settle and compromise such charge by paying to the Village of Arlington Heights the penalty set forth below.

Within ten (10) days ------------ $15.00

After ten (10) days but within twenty-one days ------- $25.00

(b) In each case in which such compromise payment is made, the District shall waive further prosecution of the person or persons charged with the violation of the citation alleging the violation, any person who has not settled and compromised the charge shall be given a notice of date for the hearing of the case.

Section 39. Each member of the Board, the Executive Director, and the Police Officers of the Village of Arlington Heights, Village of Mt. Prospect, and City of Prospect Heights, Cook County, Illinois, are hereby appointed to serve as the “ethics officer” of the Park District.

The Board shall enforce the provisions of this Ordinance on Park property, both owned and leased, within their respective jurisdictions, and shall have authority to eject from any Park any person acting in violation of the ordinance or may confiscate any property, thing, or device used in any Park in violation of this Ordinance.

Section 40. The Secretary of the District shall notify the public of this amended and restated Ordinance No. 24, and upon a copy of the body of said Ordinance on all office boards of the District, in each community center of the District and shall notify the District’s administrative staff of the change by making a copy of said Ordinance available to the staff.

Section 41-101. Adoption of State Gift Ban Act

(a) The State Gift Ban Act (5 ILCS 425/2 etc.) is hereby adopted as provided by Section 35 of the Act.

(b) The solicitation or the acceptance of gifts prohibited to be solicited or accepted under the Act is prohibited by any elected or appointed official or any employee of the Park District.

Section 41-102. Ethics Officer.

To the extent authorized by law and to the extent required by the Ethics Act of the State of Illinois, the district’s attorney is appointed to serve as the “ethics officer” of the Park District. The ethics officer’s duties shall be as stated in Section 35 of the Act.

Section 41-103. State Legislative Ethics Commission.

All civil service employees or for violations of the Act and this ordinance shall be filed with the State Legislative Ethics Commission created by Section 45(a)(x) of the Act.
Section 41-104. Future Amendments to State Gift Ban Act. Any amendment to the State Gift Ban Act (5 ILCS 425/1 et seq.) that becomes effective after the passage of this Ordinance shall be incorporated into this Ordinance by reference and shall be applicable to the solicitation and acceptance of gifts. However, any amendment that makes its provisions optional for adoption by park districts shall not be incorporated into this Ordinance by reference without formal action by the corporate authorities of the Park District.

Section 41-105. Future Declaration of Unconstitutionality of State Gift Ban Act. (a) If the Illinois Supreme Court declares the State Gift Ban Act (5 ILCS 425/1 et seq.) unconstitutional in its entirety, then this Ordinance shall be repealed as of the date that the Supreme Court’s decision becomes final and not subject to any further appeals or rehearings. The ordinance shall be deemed repealed without further action by the corporate authorities of the Park District if the Act is found unconstitutional by the Illinois Supreme Court. (b) If the Illinois Supreme Court declares part of the State Gift Ban Act (5 ILCS 425/1 et seq.) unconstitutional but upholds the constitutionality of the remainder of the Act or does not address the remainder of the Act, then the remainder of the Act as adopted by this Ordinance relating to the part of the Act found unconstitutional shall be deemed repealed without further action by the corporate authorities of the Park District.

Section 42. No person shall smoke or use any tobacco products in any facility of the Arlington Heights Park District. The term “smoke” or “smoking” means the carrying, smoking, burning, inhaling or exhaling of any kind of lighted pipe, cigar, cigarette, hookah, weed, herb or any other smoking equipment including electronic cigarettes (e-cigarettes). Facilities include all buildings and shelters of the Park District and all areas within a fence at an outdoor pool, tennis court and skating area. There shall be no smoking or use of tobacco products within 15 feet of any entrance to any Park District facility and within 50 feet of the delineated border of any playground equipment or parks when organized children’s activities or organized special events are present. There shall be no smoking or use of tobacco products within 50 feet of any outdoor athletic facility including baseball/softball fields, soccer fields, football fields, ice rinks, sled hills, bocce courts, fixed baggo boards, driving range tees, basketball courts, and other fields used for athletic play on Park District property. Smoking or the use of tobacco products is prohibited in all wooded areas on Park District property. No person shall smoke or use any tobacco products, in any fashion, while in any Park District vehicle or while operating any Park District equipment.

ORDINANCE NO. 525
Amended & Restated Ordinance No. 260
APPROVED: May 3, 1995
Amended by Ordinance No. 530
APPROVED: June 27, 1995
Amended by Ordinance No. 550
APPROVED: January 13, 1998

Amended by Ordinance No. 570a
APPROVED: November 10, 1998
Amended by Ordinance No. 580
APPROVED: June 22, 1999
Amended by Ordinance No. 600
Approved July 24, 2001
Amended by Ordinance No. 656
Approved June 22, 2010
Amended by Ordinance No. 678
Approved April 22, 2014
Amended by Ordinance No. 683
Approved November 11, 2014

Chapter 70, ILL Compiled Statutes. Act 1205, Article 8-1
ORDINANCE 260 (683) 11-11-14