

Chapter 1

Parks & Campground

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Sec. 12-1-1 Park & Campground Regulations.

- (a) **Purpose and Definition.** In order to protect the parks, parkways, recreational facilities and conservancy from injury, damage or desecration, these regulations are enacted. The term "park" as hereinafter used in this Chapter shall include all grounds and structures which are or may be located within any area dedicated to the public use as a park, parkway, recreation facility, play ground, swimming pool, campground or conservancy area in the Village.
- (b) **Specific Regulations.**
 - (1) **Sound Devices.** No person shall operate or play any amplifying system unless specific authority is first obtained from the Police Chief.
 - (2) **Bill Posting.** No person shall post or paint any notice, sign or advertising upon any structure, tree or other natural object in any park, except park regulations and other signs authorized by the Village Board.
 - (3) **Removal of Park Equipment Prohibited.** No person shall remove benches, seats, tables or other park equipment from any park.
 - (4) **Trapping.** "Trapping" when used in this Section includes the taking, or the attempting to take, of any wild animal by means of setting or operating any

device, mechanism or contraption that is designated, built or made to close upon, hold fast or otherwise capture a wild animal or animals. The trapping of wild animals is hereby prohibited in Village parks.

- (5) **Making of Fires.** No person shall start, tend or maintain a fire except in grills or designated firerings. Grills shall be used only in designated picnic areas and 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.**
 - a. 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, 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.
 - b. No person shall deface, by throwing stones or other debris in any of the toilets, bubblers or other sanitary facilities located in any Village park; or to deface by drawing on any of the buildings or equipment at any Village park; or to deface the equipment by means of a sharp instrument.
- (7) **Motorized Vehicles.** Except for authorized maintenance vehicles, no person shall operate a motorized vehicle outside of areas specifically designated as parking areas. Motor vehicles are restricted to the roads and drives and parking areas. No motor vehicles may be used on the seeded areas except vehicles which have Village Board authorization for shows, rides or exhibits and then only for the purpose of loading and unloading.
- (8) **Snowmobiles.** No person shall operate a snowmobile in a Village park except in designated areas or trails.
- (9) **Speed Limit.** No person shall operate any vehicle in a Village park in excess of fifteen (15) miles per hour unless otherwise posted.
- (10) **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 Board 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. Horses shall not be left unbridled or unattended.

- (11) **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.
- (12) **Fees and Charges.** The Village Board shall establish such fees as deemed necessary for use of any park facility, shelter or land area. It shall be unlawful to use such areas without payment of such fee or charge when required.
- (13) **Fish Cleaning.** Cleaning of fish in shelters, toilet facilities or picnic areas is prohibited in all Village parks.
- (14) **Camping.** No overnight camping shall be permitted in any park, except where written approval of the Village Board or duly authorized agent is first obtained. This exclusion does not apply to the Muscoda Riverside Campground.
- (15) **Seasonal Campsite Regulations.** Seasonal campsite regulations are as follows;
 - a. Permanent campers need to show proof of liability insurance.
 - b. Decks will be allowed as long as they are removable.
 - c. Additional concrete pads are allowed.
 - d. People wishing to erect a deck or pour concrete must submit a design plan which will be reviewed and authorized by the Director of Public Works and the Village Board.
 - e. Fences are prohibited.
 - f. Seasonal site renter is responsible for mowing, weed eating and must keep site clean and neat.
 - g. Permanent storage sheds are prohibited.
 - h. A rental agreement must be signed by the seasonal site renter.

Sec. 12-1-2 Operation of Remote or Radio-Controlled Airborne Toys or Devices Prohibited.

It shall be unlawful for any person to fly, operate or make use of any remote or radio-controlled model airplane, drone, helicopter, or any other such airborne device in, over or upon any street,

park or other public or private property except in areas specifically designated and posted for such purpose and with the consent of the property owner or lessee of the property.

Sec. 12-1-3 Turf Protection on Public Property.

Except as authorized by the Chief of Police or Village Board, no person shall dig into the turf of any Village-owned park or recreational property for any purposes whatsoever or remove any trees or flowers. Without authorization by the Chief of Police or Village Board the use of metal detectors and digging for buried objects on Village parks or recreational property is prohibited.

Sec. 12-1-4 Park & Campground Hours.

- (a) **Hours Established.** All Village parks shall be closed to the public between the hours of 11:00 p.m. and 7:00 a.m. of the succeeding day. Any law enforcement officer of the Village may clear all persons from the Village parks during closing hours.
- (b) **Exceptions.**
 - (1) The regular closing hours of Village parks do not apply to persons having permission from the Village Board to be present in the Village parks during closed hours on specific days and for specific purposes.
 - (2) The regular closing hours of the Village parks do not apply to persons in attendance at a ball game at the ball diamond, except that those persons shall vacate the park within fifteen (30) minutes after the ending of a regularly scheduled game.
 - (3) The regular closing hours of the Village parks does not apply to the Muscoda Riverside Campground. A quiet time in the campground from 11pm to 7am shall be observed.

Sec. 12-1-5 Reservation of Park Space or Campsite.

- (a) **Reservation of Park Space or Campsite.** A person or group may reserve the use of a park facility, park shelter, or campsite through the Village Park Attendant or Muscoda Village Clerk (or their designee). All reservations shall be made on a first- come, first-served basis. Areas not reserved shall be open to use by all.
- (b) **Reasons for Denial.** Reservations under this Section may be denied for any of the following reasons:
 - (1) If it is for a use which would involve a violation of Federal or State law or any provision of this Code.

- (2) If the granting of the reservation would conflict with another reservation already granted or for which application is already pending.
 - (3) The person making the reservation has been in violation of park rules or has been removed from the park or campground in the past.
 - (4) If it is for a use of the park or park facility at a date and time when, in addition to the proposed use, anticipated nonexclusive use by others of the park or park facility is expected and would be seriously adversely affected.
 - (5) If the law enforcement requirements of the exclusive use will require so large a number of persons as to prevent adequate law enforcement to the park, park facility or shelter area involved or of the rest of the Village.
 - (6) The exclusive use will reasonably create a substantial risk of injury to persons or damage to property.
 - (7) The exclusive use is so poorly organized that participants are likely to engage in aggressive or destructive activity.
- (d) **Indemnification.** Prior to granting any reservation for exclusive use of the park, 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.
- (e) **Reservation Cancellation.** The Village Board or Chief of Police may cancel a reservation 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 reservation.
- (f) **Class B Fermented Malt Beverage Licenses.** When fermented malt beverages are sold at any event authorized by this Section, a valid Fermented Malt Beverage license shall be obtained and the other provisions of this Code of Ordinances shall be fully complied with. Said license must be held by the person who filed the original license and shall be presented to any law enforcement officer upon request.
- (g) **Care of Facilities.** Persons reserving Village facilities shall be completely responsible for cleaning up the facilities after the event to the satisfaction of Village officials. All reserved areas shall be left in a clean condition, with refuse placed in containers provided for such purpose. Anyone reserving any area in a Village park shall agree to assume full responsibility for all damage to Village property by any invitee and shall make full

payment therefore upon billing by the Village Clerk. Failure to do so shall deny future use of park facilities until such payment be made, in addition to any other remedy which the Village may have.

Sec 12-1-6 Park Space, Campsite & Park Shelter Fees

- (a) **Unimproved Park Shelter Fees.** The unimproved park shelter fee shall be \$20.00 per day. Unimproved park shelters are the shelters listed below;
1. Water Street Shelter
 2. Chamber of Commerce Shelter
 3. Wisconsin River Overlook
 4. Riverside Park Gazebo
 5. Rail Road Park Gazebo
- (b) **Lions Shelter Fee.** The Lions Shelter fee shall be \$20.00 per day if the kitchen facility is not used. If the kitchen facility is used the fee shall be \$45.00 per day.
- (c) **JC Ballpark Fee.** The fee for use of the JC Ball park shall be \$50.00 per day.
- (d) **Campsite Fees.** Riverside Campground fees are as follows;
1. Site with electricity \$25.00 per night
 - i. Includes 1 camper and 1 tent or;
 - ii. Up to 3 tents
 2. Site with no electricity \$10.00 per night, per tent or camper
 3. Site with electricity, water, and sewer \$40.00 per night
 - i. Includes 1 camper and 1 tent
- (e) **Passport America Discount.** Members of Passport America shall receive a 50% discount off of the fees in subsection (d) above as described below;
- (1) Discount is only good for two contineous nights. Camper may stay longer but the discount is only good for two nights.
 - (2) Passport America card must be shown to receive discount.
 - (3) Discount is available everyday between April 1st to the Thursday before Mothers Day.

- (4) Discount is available Sunday through Thursday from Mothers Day through Labor Day.
- (5) Discount is available everyday between the Tuesday after Labor Day through November 30th.
- (f) **Seasonal Campsite Fees.** The cost of a seasonal campsite is \$750.00 per season. The seasonal campsite season is defined as April 15th through October 15th . Water and sewer is included in the seasonal site fee. Electricity for the seasonal site shall be metered and paid by the seasonal site renter. A camper may be stored on a seasonal site at the cost of \$200.00 from October 16th through April 14th .
 - (1) A seasonal campsite application must be filled out and approved by the Village Board. A picture of the camping unit must be submitted with the application.
- (g) **Campground dates of operation.** The campground will be open for camping from April 1st through November 30th dependant upon weather.
- (e) **Exclusions.** The Village reserves the right to allow non-profit organizations to use Village owned facilities free of charge.

Sec. 12-1-7 Improved Boat Launch Fees Established.

- (a) **Purpose and definition.** In order to assist with maintenance costs of the improved boat landing the Village of Muscoda hereby establishes the following boat launch fees. Fees will be assessed to any and all watercraft. Government owned watercrafts are exempt from this ordinance. The improved boat landing is defined as the boat landing on the northernmost end of 4th Street.
 - (1) **Watercraft-** For the purpose of this ordinance, watercraft is defined as but not limited to any canoe, kayak, boat, Jet Ski or hovercraft that is propelled by an engine or oars.
- (b) **Boat Launch Fees.**
 - (1) Weekly (7day) pass -- \$5.00
 - (2) Annual pass – \$30.00
 - (3) Weekend event pass (group of 5 or more watercraft) – \$20.00
 - (4) Commercial Permit-- \$75.00 (annually) plus \$2.00 for each watercraft that launches or lands at the boat landing.

- (c) **Prohibition.** It shall be unlawful for anyone to use the improved boat landing area without first purchasing a boat launch pass. The boat launch pass shall be hung from the rearview mirror or placed on the dash of the towing or hauling vehicle, easily visible to passersby. The boat launch pass shall be displayed while using the boat launch or while parked in the designated boat launch parking area. For purposes of this section the registered owner of the towing vehicle shall be used as the violator for purposes of enforcement of this section.
- (d) **Fine.** Violators of this section shall be subject to a \$20.00 fine issued on a parking ticket approved by the Chief of Police. The process outline in 10-1 Article C should be followed.

Sec. 12-1-8 Penalty.

- (a) Any person, group or organization who shall violate the rules of this Chapter or any other provision of this Code of Ordinances may be required to leave the facility and be subject to the penalties set forth in this Code of Ordinances.