

**ATTICA TOWNSHIP  
ORDINANCE NO. 2019-02**

An ordinance to regulate the use of grounds and facilities within the Attica Township Park; to prescribe penalties for violations thereof; and to repeal the existing Attica Township Park Ordinance.

**THE TOWNSHIP OF ATTICA ORDAINS:**

**Section 1. Definitions.**

The following words as used in this Ordinance shall be defined as provided herein. All other words and phrases shall be defined as they are in the ordinary and customary usage.

**FIREARMS:** Guns of any type, including, but not limited to B-B guns, pellet guns, and starting pistols.

**MOTOR VEHICLES:** Any and all kinds or types of motor driven or motor propelled automobiles, trucks, motor cycles, motor scooters, mopeds, snowmobiles, and any kind or type of off-road or all-terrain vehicle.

**LITTER:** Any offal or refuse, including, but not limited to paper, cans, bottles, and animal feces.

**PETS:** Dogs, cats, horses, snakes, or any other domesticated animal or any other animal under the custody or control of a person.

**WEAPON:** Any device or article which can be used for fighting or hunting, including, but not limited to, the following: crossbow, bow and arrows, blowguns, slingshots, dirks, daggers, stilettos, brass knuckles, and any knife with a blade longer than three and one-half inches (3.5"), except any knife legitimately being used for meal preparation or service.

**Section 2. Prohibited Conduct.**

No person, firm, or corporation shall commit any of the following conduct in a Township park or recreation area:

1. Occupy or use any portion of the Township park or recreation area except from daylight to dark between Memorial Day and November 1 of any year.
2. Transport or use any alcoholic beverage in the Township park or recreation area except in connection with Attica Days or another event approved by the Township Board.

3. Possess a firearm or weapon in the Township park or recreation area unless (1) the person is a sworn police officer acting within the scope of the officer's duties; (2) the person has a valid concealed pistol license; or (3) the person is openly carrying the firearm as allowed by state or federal law.
4. Hunt or trap any animals or birds within any portion of the Township park or recreation area.
5. Possess any type of firework(s) or explosives within any portion of the Township park or recreation area unless such person possesses a license to do so.
6. Use, park, or operate any motor vehicle within the park except on the driveway or parking lots in the park, or to park or leave any such vehicle in any place other than one established for public parking, or in violation of posted signs and regulations.
7. Spin or cause to spin, the tires of any motor vehicle, in such a manner that damage is caused to the roadway or parking area, or any ground.
8. Allow a pet to run loose within any portion of the Township park or recreation area. For the purpose of this ordinance, the phrase "allow a pet to run loose" shall mean that the pet is neither on a leash held by nor otherwise under the immediate control of the person in custody of the pet. For purposes of this ordinance, the phrase "otherwise under the immediate control of the person" shall mean that the pet is subject to the control of a person because of training, familiarity, and proximity to the person.
9. Damage, destroy, deface, or remove any tree, shrub, plant, building, fence, sign, table, bench, marker, paving, walkway, monuments, stakes, posts or other boundary markers, or other park structures, equipment or facilities, real or personal.
10. Light or maintain a fire within the Township Park or recreation area, except in a facility or area provided therefor.
11. Bring in or dump, deposit or leave any bottles, broken glass, paper, boxes, cans, rubbish, waste, garbage, refuse or other trash, or cause any litter to remain in a Township Park or recreation area except in proper receptacles where provided. Where receptacles are not provided, all such rubbish, waste or other materials shall be carried away from the park by the person responsible for its presence, and properly disposed of elsewhere.

12. Disturb the peace or prevent any person from using the park or any of its facilities.
13. Endanger the safety of any person by any conduct or act.
14. Commit any assault or battery or engage in fighting.
15. Ride or operate a moped, motorized bicycle, motorcycle, horse, or motorized off-road vehicles on or within the confines of the Township park or recreation area.

**Section 3. Fees.**

1. Use of pavilions at the Township park or recreation area is on a first come/first serve basis. A person or group may pay a rental fee established by resolution of the Township Board to reserve the space for a designated period of time, in which case that person or group shall have exclusive use of the space on the date and for the times reserved.
2. Rental fees paid are generally non-refundable. Deposit fees shall be refundable to the applicant if the pavilion is left in substantially the same condition it was in before it was used or occupied by the applicant, which includes the absence of litter.

**Section 4. Signs or other Postings.**

It shall be unlawful for any person to paste, glue, tack, post, erect or otherwise place any sign or placard within the Township park or recreation area or on any structures located therein except for signs or placards advertising a use or event (1) placed there on the day of the use or event; (2) removed immediately following the use or event; and (3) that are placed in such a manner that does not cause damage when removed.

The Township Board may approve the placement or erection of signs, placards or plaques within the Township park or recreation area to memorialize, commemorate or acknowledge persons or businesses who actively support or promote the Township.

**Section 5. Violations; penalties.**

Any person violating the provisions of this ordinance shall be guilty of a misdemeanor punishable by imprisonment for not more than 90 days, or a fine of \$500, or both.

In addition to any other penalties imposed, persons who violate the provisions of this ordinance and cause damage resulting therefrom shall reimburse

the Township for the damages it suffers, including actual expenses it incurs for equipment, material and labor.

**Section 6. Repeal of Attica Township Park Ordinance.**

The Township Board hereby repeals the Attica Township Park Ordinance, adopted June 9, 1978, in its entirety.

**Section 7. Effective Date.**

This Ordinance shall become effective thirty (30) days after publication.

At a regular meeting of the Board of Trustees of Attica Township held on March 14, 2019, adoption of the foregoing ordinance was moved by Herpolsheimer and supported by Madeline.

Voting for: Ochadleus, Herpolsheimer, Madeline and Lacey

Voting against: None

Absent: One (Mason)

The supervisor declared the ordinance adopted.

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Nancy Herpolsheimer  
Township Clerk

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Al Ochadleus  
Township Supervisor

**CERTIFICATION**

The foregoing is a true copy of Ordinance No. 2019-02 enacted by the Attica Township Board of Trustees at a regular meeting held on March 14, 2019.

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Nancy Herpolsheimer  
Township Clerk