

DRAFT – FIRST READING

TOWN OF WHEATON CHAPTER 6 PARK ORDINANCE

SECTION I - TITLE AND PURPOSE

This Ordinance is entitled the “Town of Wheaton Park Ordinance.” The purpose of the Ordinance is to regulate the use of the Town parks in the Town of Wheaton.

SECTION II - AUTHORITY

The Town Board in the Town of Wheaton has the specific authority under Wis. Stats. 27.08, 27.10, 60.66, 167.30, and 346.57 by or with its Park Commission to regulate by this Ordinance the use and enjoyment of the Parks by the public in the Town of Wheaton, including speed limits posted within the Parks.

SECTION III – ADOPTION OF ORDINANCE

This Ordinance, adopted by a majority vote of the Town Board on a roll call vote with a quorum present and voting, proper notice have been given provides for the following regulations in the Town of Wheaton Town Parks known as Wheaton Park.

SECTION IV - COVERAGE

The Town Board of the Town of Wheaton, in Chippewa County, Wisconsin, does ordain as follows:

- A. The Speed Limit in the Town Parks for private motor vehicles will be ten (10) miles per hour at all times.
- B. The Park shall be open from 6:00 a.m. to 10:00 p.m. each day. No person beyond authorized Town personnel or agents will be allowed in the Town Parks after hours unless approved by the Parks Commission or Town Authorized Agent.
 - 1. No overnight parking is allowed in the Town Parks.
 - 2. No camping or tenting is allowed in the Town Parks.
 - 3. No hunting is allowed in the Town Parks.
- C. No person shall use any facility, shelter land or area for which a fee or charge has been established by the Town without payment of such fee or charge.

- D. No person shall disturb, molest, deface, remove or destroy any trees, shrubs, plants or other natural growth, carve on any rocks, geological features, signs, walls or structures, drive nails in trees, or move, injure or deface in any manner any structures including buildings, signs, fences, tables or other Town property.
- E. That no person shall ride horses or parade other animals in or upon the Town Park property except on the public areas in the Town Parks specifically designated by the Town Board for this use and operation.
- F. No person in the Town Parks shall indulge in parties that are violent, abusive, indecent, profane, boisterous, unreasonably loud, or otherwise disorderly conduct under circumstances in which such conduct tends to cause or provoke a disturbance.
- G. No person in the Town Parks shall destroy, disturb, molest or remove the property or personal effects of others.
- H. No person in the Town Parks shall operate sound trucks, loudspeakers, generators, air conditioners, motors, motorboats, motor vehicles or any other mechanical devices that produce undue or unnecessary noises without first obtaining a written Wheaton Park Reservation Application approved by the Parks Commission or Town Authorized Agent.
- I. All Town Parks donations given to the Town of Wheaton are to be reviewed and accepted by the Parks Commission before donation work can start under Wis. Stats. §60.66.
 - 1. All Town Parks donations are to be utilized by the Parks Commission and Town Board for the agreed upon donation use unless the donor(s) submit in written form a change for the donation funds.
 - 2. All Town Parks donation(s) funds are required to be tracked in the Town of Wheaton budget under revenue account Park Donations and expense account Parks Donation Expenditures.

SECTION V – PENALTY PROVISIONS

Any person who fails to comply with the provisions of this Ordinance shall, upon conviction thereof, forfeit not less than \$200.00 nor more than \$500.00 plus the costs of prosecution for each violation and in default of payment of such forfeiture and costs shall be imprisoned in the county jail until payment thereof, but not exceeding thirty (30) days. Each violation and each day a violation exists or continues shall constitute a separate offense. In addition, the remedies authorized by Sections §66.0411, §347.38 and §823.07 Wis. Stats. shall be available to the Town.

SECTION VI – SEVERABILITY

If any section, subsection, sentence, clause, phrase or portion of this Ordinance shall for any reason be held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions of this ordinance. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION VII – EFFECTIVE DATE

This Ordinance is effective on passage and posting or upon adoption as a Chapter in a Code of Ordinances as provided by law.

Adopted on this _____ day of _____, 2025 by Town Board.

Town Board Supervisor

Town Board Chair

Town Board Supervisor

ATTEST: Town Clerk

Town Board Supervisor

Town Board Supervisor