

**GENERAL USE REGULATION  
OF THE  
BYRON FOREST PRESERVE DISTRICT  
OF OGLE COUNTY  
STATE OF ILLINOIS**

**Board Approved: March 19, 2018**

## CONSTRUCTION OF WORDS AND DEFINITIONS

### A. CONSTRUCTION OF WORDS:

In the construction of this Ordinance, the definitions hereunder shall be observed and applied, except when the context clearly indicates otherwise:

1. Words used in the present tense shall include the future; and words used in the singular number shall include the plural number, and the plural number shall include the singular number; and words imparting the masculine gender shall include the female as well as male persons.
2. The word "shall" is mandatory and not discretionary.
3. The word "may" is permissive or discretionary.
4. Words not defined shall be interpreted in accordance with definitions contained in Webster's New Collegiate Dictionary (1973 ed.).

### B. DEFINITIONS:

For the purpose of this Ordinance, the words and phrases listed hereunder have the meanings designated herein, except when a particular context clearly requires a different meaning:

1. **"District"** wherever used means the Byron Forest Preserve District of Ogle County, Illinois;
2. **"Board"** wherever used means the Board of Forest Preserve Commissioners of the District;
3. **"Director"** wherever used means the Director of the District;
4. **"Person"** or **"Persons"** wherever used means individuals, firms, corporations, societies or any group or gathering whatsoever;
5. **"Permission"** or **"Permit"** wherever used means "written permission" or "written permit", that such "Permission" or "Permit" must be in the actual physical possession of the person to whom such "Permission" or "Permit" has been given or granted;
6. **"Forest Preserve"** or **"Preserve"** where used means lands and waters or property holdings of the District.
7. **"Waters"** where used means waters within the jurisdiction of the District;
8. **"Employee"** where used means any full or part time, regular or temporary worker in the employ of the District under the supervision of the Director;
9. **"Watercraft"** where used means any device of conveyance on the water or ice whether propelled by motor, engine, wind or human power.

10. **“Vehicle”** where used means any device of conveyance on land whether propelled by engine, motor, wind or human power;
11. **“Sound”** or **“Energy Amplification”** where used means music, speech or any sound or noise transmitted by artificial means including but not limited to amplifiers, loudspeakers, radios or any similar devices or lights, rays, lenses, mirrors or laser beams or the like;
12. **“Amusement Contraptions”** where used means any contrivance, device, gadget, machine or structure designed to test the skill or strength of the user or provide the user with any sort of ride, lift, swing or fall experience including, but not limited to, ball and hammer devices, trampoline devices and the like;
13. **“Legal Adult”** where used means one who has reached the age of majority as defined by the laws of the State of Illinois;
14. **“Area(s)”** where used means a specified place within a Forest Preserve;
15. **“Exclusion of Others”** where used refers to prohibiting use or behavior by others which disrupts or prevents the authorized and lawful use of designated area or structure in a preserve by a person or person holding a valid Permit for such area or structure and activity;
16. **“Property”** where used means any lands, waters, facilities or possessions of the District;
17. **“President”** where used means the President of the Board of the Forest Preserve Commissioners;
18. **“Written Permission of the Director”** where used is intended to permit written permission being granted by authorized agents of the Director;
19. **“Posted”** where used means that a notice is posted, either by a sign in a Forest Preserve at the entrance to a Forest Preserve or at the District office; the location being at the discretion of the Director.

## **PUBLIC USE**

### **A. PUBLIC USE AND PURPOSE OF THE DISTRICT:**

Forest Preserves are for use by the general public. One of the functions of the District is to acquire, protect, restore, restock, develop and interpret a well balanced system of areas with scenic, ecological, recreational and historic values for the inspiration, education, use and enjoyment by the public. This Ordinance is intended to help carry out this function.

B. HOURS OF USE:

1. Forest Preserves shall be open to the public during those hours which are established by rule and regulation of the District.
2. No person shall remain in the Forest Preserves when the Forest Preserves are not open to the public unless written permission of the Director has been granted and is in the possession of the person granted such permission.

C. PERMITS:

1. No person shall conduct, operate, present, manage or take part in the following activities in a Forest Preserve unless a permit is obtained from the Director prior to the start of the activity and is in the physical possession of such permit during such activities. Such activities shall include but shall not be limited to the following:
  - a. Any contest, show, exhibit, dramatic performance, play act, motion picture, acrobatic feat, bazaar, sporting event, musical event, sound amplification, animal rides, ceremony, children's day camp or any public meeting, assembly or parade including but not limited to drills or maneuvers, rallies, picketing, speeches and addresses, marches or political meetings;
  - b. Any use of any preserve area by a certain person or group of persons to the exclusion of others;
  - c. Camping on the lands of the District or inhabiting any structure or facility overnight.
2. Persons desiring the above activity may apply to the Director for a written permit under the following categories and subject to fees set by the Board of Commissioners:
  - a. **PICNIC:** No permit is required to have a picnic; however, if a person desires to reserve a designated structure, facility area or areas to the exclusion of others or desires to conduct, in conjunction with the picnic, related controlled activities such as, but not limited to, sound amplification, animal rides, special vehicle access and the like, then a picnic permit, valid for one day during the hours the Forest Preserve is open to the public, is required;
  - b. **CAMPING:** A permit is required. The permit reserves a designated area or areas to the exclusion of others and allows permittee to remain in the preserve overnight. For organized, sponsored youth campsites, the permit may be valid for from one to seven consecutive nights and must be obtained from the District office in advance. When permitted, camping shall be conducted in accordance with District rules, regulations and restrictions duly set forth and posted.

- c. **SPECIAL EVENTS:** A permit is required for any of the other activities listed in permits above. The permit may be valid for use of an area or areas to the exclusion of others and for other permit-controlled activities pursuant to this ordinance.
3. **PERMITS IN GENERAL:** Permits are not transferable and fees paid are not refundable. Permits must be applied for at least five (5) working days in advance of event. Minor changes in the permit may be made with written permission of the Director providing that the specific Forest Preserve designated is not changed, the date or dates involved are not changed, the number of designated areas is not increased and the request for change is made at least five (5) working days prior to the event. Permits may also be required for other activities.

## **PROTECTION OF PROPERTY, STRUCTURES AND NATURAL RESOURCES**

### **A. DESTRUCTION OR MISUSE OF PROPERTY AND STRUCTURES:**

No person shall, upon or in connection with any property of the District:

1. Destroy, deface, paint, alter, change or remove any monument, stone marker, bench mark, stake, post or blaze marking or designating any boundary line, survey line or reference point;
2. Cut, break, mark upon or otherwise damage, destroy or remove any post, building, shelter, picnic table, bridge, pier, drain, well, fountain, pump, telephone, lamp post, fence, gate, refuse container, exhibit, display, tool storage box, utility outlet, movie screen, flagpole or any other structure or parts thereof, without written permission of the Director;
3. Deface, destroy, cover, damage or remove any placard, notice or sign, or parts thereof, whether permanent or temporary, posted or exhibited by the District to announce the rules, regulations, restrictions and warnings or any other information to the public necessary or desirable to the proper use of the Forest Preserve;
4. Take, appropriate, excavate, injure, destroy or remove any historical or pre-historical ruin or parts thereof, or any object of antiquity, without written permission of the Director;
5. Throw, carry, cast, drag, push or deposit any refuse container, picnic table, barricade or any other movable or non-movable property into any lake, pond, slough, stream or lagoon or upon the frozen waters thereof or to otherwise move, stack or hide such property in such a way as to render it unavailable to the general public for its intended use, to cause a hazard to public safety or to damage or destroy such property;

6. Occupy or inhabit, or cause to be occupied or inhabited, any house, barn, shelter, shed or other structure or use for storage, or cause to be used for the storage of any goods, any house, barn, shelter, shed or other structure without approval of the District Board and written permission of the Director
7. Enter into or upon any preserve or waters or areas thereof or structure closed or posted against trespass, without written permission of the Director. These structures or areas may be, but are not limited to, employee residences and their immediately surrounding area, construction areas, work safety zones, equipment or material storage structures or areas, work shops or stations, tree nurseries or areas undergoing intensive reforestation or other soil or vegetative treatment or areas hazardous to public safety or health;
8. Tamper with in any way, enter or climb upon, damage or remove anything from, any District vehicle, watercraft, machine or implement, without written permission of the Director;
9. Misuse any refuse container or receptacle by depositing into it any hot coals or other hot or burning substances, or by depositing into it any garbage, trash, refuse or other unwanted material that was not generated on the site in the course of normal lawful use of forest preserve facilities.

**B. DESTRUCTION OR MISUSE OF NATURAL RESOURCES:**

No person shall upon or in connection with any property of the District:

1. Cut, remove, uproot or destroy:
  1. Any trees, sapling, seedling, bush, shrub, flower, plant or mushroom, whether alive or dead; or
  2. Chip, blaze, box, girdle, trim or otherwise deface or injure any tree, shrub, or bush, or break or remove any branch or foliage thereof;
  3. Pick or gather any seed of any tree or other plant without written permission of the Director;
2. Remove or cause to be removed any sod, earth, humus, downed timber, wood chips, peat, rock, sand, or gravel or remove or cause to be removed any other natural material of the forest floor or earth without written permission of the Director;
3. Hunt, pursue, trap, catch, capture, molest, poison, wound or kill or attempt to hunt, trap, catch, capture, molest, poison, wound or kill any animal, mammal, bird, reptile or amphibian; disturb, molest or rob the nest of any mammal, bird, insect, reptile or amphibian or the lair, den or burrow of any mammal, bird, reptile or amphibian, without written permission of the Director;
4. Fish in any waters of the District posted against fishing; or by using a spear,

slingshot or any device using more than two hooks per line; or any net, seine or trap; or with attended or unattended lines during the hours that Forest Preserves are closed as defined by provisions of this Ordinance or in violation of any applicable laws of the State of Illinois as administered by the Conservation Department thereof or in violation of any rules, regulations or restrictions posted by the Director controlling the size, species and number of fish that can be taken from a designated body of water;

5. Release or cause to be released any wild, domestic or pet animal, bird, fish or reptile or bring in or plant or distribute the seeds or spores of any flowering or non-flowering plant brought into or upon District lands or waters from any outside source whatsoever without written permission of the Director;
6. Use or cause to be used any chemical or biological pesticide or any other substance, measure or process designed to alter the anatomy or physiology of any organism for the purpose of directly manipulating their populations, without written permission of the Director and then only in compliance with all applicable laws of the State of Illinois and the United States;
7. Drive, or cause to be driven, any cattle, horses, sheep, goats, swine or other livestock to graze or browse, without written permission of the Director;
8. Deposit, dump, throw, cast, lay or place, nor cause to be deposited, dumped, thrown, cast, laid or placed any ashes, trash, rubbish, paper, garbage, refuse, debris or junk, except in containers provided by the District.

C. **CONTRABAND:**

All plants, trees, flora, animals, birds, fish, reptiles or fauna or parts thereof, possession of which was obtained contrary to Protection of Property, Structures and Natural Resources; above, or applicable laws of the State of Illinois, shall be and are hereby declared contraband and, as such, shall be subject to seizure by any authorized Police Preserve Officer, caretaker or employee of the District or by any duly sworn peace officers.

D. **DESTRUCTION BY OR MISUSE OF FIRE:**

No person shall upon or in connection with any property of the District:

1. Set fire or cause to be set on fire any tree, forest, brushland, grassland, meadow, prairie, marsh, slash, refuse, refuse container or structure without written permission of the Director;
2. Build a fire anywhere, for any purpose, except in provided fireplaces or privately-owned receptacles;
3. Build a fire or cause a fire to start in or out of a receptacle close to or in any structure whatsoever or close to any tree or other plants in such a way to deface, damage or destroy that structure or scar, injure or destroy any tree or plants or their foliage;
4. Drop, throw away or scatter any burning, lighted or hot coals, ashes cigarette, cigar, firecracker or match;
5. Build any fire whatsoever for any purpose in or out of a receptacle or

fireplace and leave it unattended, unless such fire is properly extinguished. For the purpose of this Ordinance, a fire shall be deemed properly extinguished when its ashes, residue, coals and unburned substance is cold to the human touch.

## **REGULATION OF SPORTS AND GAMES**

No person shall upon or in connection with any property of the District:

**A. SWIMMING:**

Swim, wade, or bathe at any time in any of the lakes, ponds, streams, sloughs or watercourses except at such place or places as may be designated and posted by the Director and then only in accordance with the rules, regulations and restrictions promulgated and posted.

**B. WATERCRAFT:**

Bring into, attempt to launch or use or navigate any boat, yacht, canoe, raft or other watercraft upon the waters of any watercourse, lagoon, lake, pond, ice or slough, except at such place or places as may be designated and posted by the Director. Where allowed, watercraft shall be used in accordance with District rules, regulations and restrictions duly set forth and posted, as well as all applicable statutes of the State of Illinois and the United States.

**C. ENGINE-POWERED MODELS OR TOYS:**

Start, fly or use any fuel-powered engine or battery powered or jet-type or electric-powered model aircraft, boat, drone, or rocket or like powered toy or model, except at those areas or waters designated and posted by the Director for such use in accordance with such rules, regulations and restrictions as promulgated by the Director.

**D. HORSEBACK RIDING:**

Bring into, unload, use or ride any horse except on those fields, lots, areas, trails, paths or roadways designated and posted by the Director for horse use. Where allowed, horses shall be used in accordance with the rules, regulations and restrictions of the District.

**E. BICYCLING:**

1. Ride a bicycle on any path, trail, roadway or other area designated and posted as permitting bicycles; or ride a bicycle on any path, trail or area designated and posted as being a horse or equestrian trail or area by the Director;
2. Fail to ride a bicycle as closely as possible to the right-handed side of any road, trail or path, as conditions shall permit;
3. Carry another person on the handlebars, frame or fender or so ride on a bicycle except on a suitable seat attached to such bicycle for such purpose or operate a bicycle in a reckless manner so as to endanger pedestrians;
4. Ride a bicycle on any path or trail more than two abreast or on any roadway or road used by the public for regular motor vehicle access only in a single file manner.

**F. SOUND OR ENERGY AMPLIFICATION:**



Play or operate any sound amplification device including but not limited to radios, televisions, Bluetooth speakers, phonographs, tape decks, public address systems, amplified musical instruments and the like or operate any other energy amplification device, without written permission signed by the Director. Such permit is cancellable at any time without notice at the sole discretion of the Director or his representative.

G. WINTER SPORTS:

1. Sled, toboggan, ski or slide on any area which is posted by the Director as being closed to such activities.
2. Enter on or upon any frozen waters to skate, fish, slide or walk or for any purpose whatsoever upon such waters unless they are posted "open" or "safe".
3. Fish through the ice on any frozen waters or parts thereof designated by the Director as ice skating areas;
4. Bring onto or upon the frozen waters of any lake, pond or watercourse any iceboat, any motor or wind-driven like device or other vehicle, without written permission of the Director.

H. FIELD AND TEAM SPORTS:

Play or engage in any team sport or game such as, but not limited to, baseball, football, field hockey, volleyball, lacrosse or horseshoes except in those areas designated by the Director as athletic fields or, if none are available, only on those areas and for such period of time determined by, and permitted by, the employee in charge of the area or preserve involved in order to insure the safe and equal use of the preserve by others.

I. AMUSEMENT CONTRAPTIONS;

Bring in, set up, construct, manage or operate any amusement or entertainment contraption, device or gadget, without written permission of the Director.

J. AVIATION:

Make any ascent in a balloon, airplane, glider, hang glider, or any descent in or from any balloon, aircraft, airplane, glider, hang glider, or parachute without written permission of the Director.

K. GAMBLING:

1. Except on video gaming terminals authorized by the District and operated in accordance with the Illinois Video Gaming Act, manage, operate or engage in gambling of any form.
2. Except for video gaming terminals authorized under the Illinois Video Gaming

Act, have in their possession any clock, wheel, tape machine, slot machine, pin machine or device for the reception of money or other thing of value on chance or skill or upon the action of which money is staked, bet, hazarded, won or lost. Any such matter or device is designated contraband and shall be subject to seizure and confiscation by an authorized Police Officer, caretaker or employee of the Director or by any duly sworn peace officer.

## **REGULATION OF MOTORIZED VEHICLES, TRAFFIC AND PARKING**

No person shall upon or in connection with any property of the District:

### **A. VEHICLE OPERATION AND EQUIPMENT:**

Operate, or cause to be operated, any motorized vehicle that does not comply with or in a manner that does not comply with the Vehicle Code of the State of Illinois or other law or laws of the State of Illinois having to do with the equipment, control, licensing, registering and use of motorized vehicles and/or the licensing of operators of such vehicles.

### **B. VEHICLE TYPES AND ACCESS ALLOWED:**

1. Operate, or cause to be operated, any motorized vehicle anywhere except on the roads, drives and parking areas provided, without written permission of the Director and then only in compliance with the directions and restrictions of the employee in charge of the area or designated authorized Police Authority.
2. Operate, or cause to be operated, anywhere, any motor vehicle that is not licensed or permitted to be operated on the roads, streets and highways of the State of Illinois, without written permission of the Director and then only in those areas designated and posted by the Director, and in accord with the rules, regulations and restrictions promulgated by the Director. Vehicles not so licensed and, therefore, subject to the provisions of this subsection include, but are not limited to, snowmobiles, go-carts, trail bikes, mini-bikes and such other all terrain off-the-road vehicles;
3. Operate or move, or cause to be operated or moved, any motor vehicle located in a preserve as a result of the closing and locking of the forest preserve at the proper posted time, without written permission of the Director or until such time that the preserve is officially opened;
4. Operate a motorized vehicle on any road, drive or parking area posted, gated or barricaded as closed to public traffic.

### **C. RIGHT OF WAY:**

Operate motor vehicle in such a manner as to fail to yield the right-of-way to pedestrians and equestrians.

D. **PARKING:**

1. Park a vehicle overnight, without written permission of the Director;
2. Park a vehicle in such a way as to block in another parked vehicle;
3. Park a vehicle in such a way as to block, restrict or impede the normal flow of traffic;
4. Park a vehicle in a zone or area posted prohibiting parking;
5. Park a vehicle on turf, meadow, prairie marsh, field, in a woodland or on the exposed roots of any tree or shrub, except when directed to do so by the designated Police Authority or District employee;
6. Park a vehicle for the purpose of washing it or for the making of any repairs or alterations to any vehicle except those of an emergency nature;

A. **SPEED LIMIT:**

Operate or propel a vehicle or cause a vehicle to be operated or propelled on any road, drive or parking area at a speed greater than the speed limit posted along the right-of-way, or in the absence of such posted limit, at a speed in excess of 20 m.p.h.

**REGULATION OF PERSONAL CONDUCT AND BEHAVIOR**

No person shall upon or in connection with any property of the District:

A. **VENDING AND ADVERTISING:**

1. Expose or offer for sale to the general public any articles or things, or conduct or solicit any business, trade or occupation or profession without a valid permit approved by the Director and then only in accordance with the terms and conditions thereof, it being the intention to control commercial enterprises or sales on District lands;
2. Display, distribute, post or fix any placard, sign, handbill, pamphlet, circular or any other writing or printed material or objects containing advertising matter of announcements of any kind whatsoever, without written permission of the Director, and then only in compliance with the terms of such permit, except that groups holding a valid picnic, camping or special event permit may display signs to identify their location or direct others to it, providing such signs are temporary and are removed by the permittee at the termination of the activity and providing that such signs are no larger than 18" x 24" and are not attached to any tree or shrub or any post, building District sign, gate or other structure.

B. **UNLAWFUL OBSTRUCTION:**

1. Set or place or cause to be set or placed any goods, wares or merchandise or any stand, cart or vehicle for the transportation or vending of any such goods, wares or merchandise or any other article upon any property of the District to the obstruction of use of any preserve or to the detriment of the appearance of any preserve;

2. By force, threats, intimidations or by any lawful fencing or enclosing or any other unlawful means prevent or obstruct any person from peacefully entering upon any property of the District or preventing or obstructing free passage or transit over or through any lands or waters of the District or obstruct the entrance into any enclosure within the District, except that nothing in this paragraph shall be construed to deny lawful enforcement of a valid permit granting a certain person or persons use to the exclusion of others as defined and provided for in this Ordinance.

C. UNLAWFUL CONSTRUCTION OR MAINTENANCE;

Erect, construct, install or perform any maintenance on, below, over or across a preserve except by proper authorization of the District authorizing such activity and then only in accordance with written permission of the Director specifying in detail the work to be done and the conditions to be fulfilled pursuant to the terms of such authorization.

D. DRUG OR ALCOHOL ABUSE:

Be present in an intoxicated condition or under the influence of any liquor, beer, drug or narcotic to the extent of being unable to perform normal body functions, such as maintaining balance and coherent speech, or because of the influence of such or like substances engage in behavior or speech that intimidates others or interferes with or disrupts others in the normal, safe use of the forest preserves or any facility thereof.

E. WEAPONS AND HARMFUL SUBSTANCES:

At any time in their possession or on or about their person, concealed or otherwise, any weapon including, but not limited to, a firearm, pistol, revolver, rifle, shotgun, bow and arrow, slingshot, cross bow, spear or spear gun, switch-blade knife, stiletto, sword, blackjack, billy club, whip, ax, or any weapon capable of discharging a projectile by air, spirit, gas or explosive, any explosive substance or harmful solid, liquid or gaseous substance or any other dangerous weapon, except at those ranges of areas designated for their use by the Director and then only in accordance with the rules, regulations and restrictions duly set forth for the proper use of such ranges or areas. Nothing contained herein shall be construed to prevent any designated Police Authority, Sheriff, Coroner, Game Warden, State Policeman or any other duly sworn peace officer from carrying such weapons as may be authorized by law and necessary in the discharge of their duties, nor shall it apply to any person summoned by any such officer to assist in making arrests or preserving the peace while such person is engaged in assisting.

F. HINDERING OR BRIBING EMPLOYEES:

1. Interfere with, unreasonably disrupt or delay or in any manner hinder any employee engaged in the performance of his duties;
2. Give or offer to give any employee any money, gift, privilege or article of value on or off District property in order to violate the provisions of this Ordinance or any District Ordinance, contract or Permit; or Statute of the State of Illinois and the United States or in order to gain or receive special consideration in applying for any use or privilege or to gain special consideration and treatment in the use of any District property or facility.

G. CONTROL AND TREATMENT OF ANIMALS:

1. Bring in, lead or carry any dog that is unleashed or on a leash longer than ten feet, except at those areas designated and posted by the Director for dog training and then only in accordance with the rules, regulations and restrictions promulgated for the control of such area or areas;
2. Willfully or neglectfully cause or allow the release of any animal or fowl, wild, domestic or pet, to run or remain at large, except within those areas designated by the Director and then only in accordance with the rules, regulations and restrictions duly promulgated for the control of such area or areas;
3. Torture, whip, beat or cruelly treat, molest, or neglect any animal;
4. Bring in, drive, ride or lead in any animal into a Forest Preserve except that sled dogs, horses, or other beasts of burden and draft animals may be ridden or lead, or driven ahead of vehicles attached thereto on such portions of the Forest Preserves as may be designated by the Director and then only in accordance with the provisions of this Ordinance and the rules, regulations and restrictions duly promulgated for the control of such area or areas;
5. Hitch or tie any horse or other animal to any tree, bush or shrub;
6. Bring in, lead, drive, ride or carry any wild, domestic or pet predator animal or bird, leashed or unleashed, into or upon any Forest Preserve or part thereof, designated as a Nature Preserve or Nature Area or Historic Site, without written permission of the Director unless such animal is kept confined within a closed vehicle or trailer;
7. Willfully or neglectfully cause or allow any animal litter deposited by any animal owned or controlled by a person, to remain upon the grounds of any Forest Preserve.
8. Nothing in this Ordinance shall be construed to prohibit the controlled use of certain animals approved by the Director for purposes of public safety, such as, but not limited to, the protection of District property or the protection of employees in the performance of their duties or search and rescue.

H. COMMERCIAL PHOTOGRAPHY:

Take or cause to be taken any still or motion pictures, for commercial purposes or for use in commercial advertising; without written permission of the Director and then only in accordance with the rules, regulations and restrictions set forth as part of such permit.

I. HONORING PERMITS:

By act or speech willfully or unreasonably hinder, interrupt or interfere with any activity for which a permit has been granted by the Director, or unreasonably or willfully intrude on any areas or into any structures for which a permit has been granted by the Director to person or persons to the exclusion of others.

J. PYROTECHNICS:

Set off or attempt to ignite any fireworks, smoke bombs, rockets, black powder guns or other pyrotechnics without written permission of the Director, and then only after obtaining a Fireworks permit as required by County or other municipal sub-division Ordinance.

**ENFORCEMENT**

Byron Forest Preserve District associates and calls upon the City of Byron Police department, Ogle County, and/or State Police.

A. AUTHORITY OF OTHER AGENCIES:

Nothing in this Ordinance shall be construed to prevent other peace officers from carrying out their sworn duties within the territories of the District as defined by applicable laws of the State of Illinois and the United States or Ordinances of Ogle County, Illinois, or in accord with any other Policing Agreement approved by the Board.

B. PERMITS AND DESIGNATED AREAS - AUTHORITY:

1. The Director is hereby given authority to issue the permits, post notices or to take such other action as may be necessary to implement the provisions of this Ordinance. The Director shall have the authority to designate areas, facilities or waters suitable for various activities or use, to close preserves, or parts thereof, in the interest of public health, safety or general welfare or in order to protect the natural resources from unreasonable harm and to promulgate and issue permits where required by this Ordinance and collect such fees as established by the District in accordance with the following guidelines:

- a. That no person be discriminated against because of race, sex, creed, color or national origin;
- b. That the proposed use or activity is not reasonably likely to result in violence or in serious harm to property or persons;
- c. That the proposed use or activity will not unreasonably interfere with or detract from the general public's use and enjoyment of the preserve and surrounding property or facilities;

- d. That the proposed activity or use will not entail extraordinary expense or operation costs by the District or expose it to unusual or extreme liability;
    - e. That the proposed activity or use will not reasonably be expected to detract from the promotion of public health;
    - f. That the proposed activity is to be reasonably compatible with the type of preserve, the size and character of the area or waters involved and the facilities available and that it is not reasonable to be expected that such activity will cause irreparable harm or extreme damage to the natural environment of the preserve.
2. The Director may impose reasonable restrictions on the granting of a permit including, but not limited to, any of the following:
  - a. Restricting the open dates for reserved area use, the length of time an area will be held for reserved use, the use of ground fires, amusement devices, off-the-road vehicle access, the number of persons present, location and types of any tents, bandstands, stages or temporary structures, the use of domestic, pet or trained animals, the use of shelters or structures, the collecting for any purpose of any water, soils, minerals, flora or fauna, the type and location of sports and games or any other activity which appears likely to create a risk of unreasonable harm to the use and enjoyment of the preserve by others or damage to District property;
  - b. Requiring proof of and establishing the amount of liability insurance required, and/or requiring a Hold Harmless Agreement, or requiring a Certificate of Insurance naming the District as an additional insured when the activity is deemed by the Director to require such;
  - c. Requiring the name, address, telephone number and driver's license number of a legal adult responsible for the use or activity request, as well as the name, address and telephone number of the group represented by the applicant.
  - d. Requiring that the applicant furnish additional security forces at the applicant's expense, such forces to act under District supervision.
3. All permits required by this Ordinance and issued by the Director shall be issued at the District office at 7993 North River Road, Byron, Illinois 61010, on a first-come, first-served basis. All applications for permits shall be submitted at least five (5) working days in advance of the earliest requested date, provided that the Director may waive such time period in the interest of the public health or safety or for such events that are of a significant civic nature.
4. The Director is authorized to seek reasonable information regarding any

proposed use, activity or privilege and may require a record of such information on a Permit Application.

5. No person who shall misrepresent, falsify or withhold such information shall be granted a permit.
6. No person granted a permit shall violate the requirements, terms, conditions, rules, regulations and restrictions included as part of any granted permit or registration and as set forth in this Ordinance and in the Rules, Regulations and Restrictions.
7. The Board of Commissioners of the District may set forth in other Ordinances such permit or registration fees as it deems proper and may change them from time to time.
8. No person shall obtain or use any permit without first having paid the fee established by Ordinance for such permit;
9. All designated areas, waters or facilities and all permit rules, regulations, restrictions or conditions are subject to review at any time by the Board of Commissioners of the Byron Forest Preserve District. Any aggrieved person shall have the right to petition the Forest Preserve Board in writing, regarding denial or restriction of use or activity and be properly heard by the Committee, as its chairman shall direct.

**C. CIVIL SUITS:**

Nothing in this ordinance shall be construed to prevent or preclude the lawful use by the District of a civil remedy at law, to correct an abuse or loss suffered by the District as a result of violation of this Ordinance or any law of the State of Illinois.

**D. STATES, UNITED STATES AND LOCAL LAWS:**

All persons within the forest preserves of Ogle County, Illinois, are subject to all Ordinances, rules, regulations and restrictions of the District, as well as all applicable laws of the United States, State of Illinois and local Statutes and Ordinances, as amended and changed from time to time. Those laws include, but are not limited to, the Forest Preserve District Act of the State of Illinois, the Illinois Vehicle Code, the Criminal Code of the State of Illinois and the Game and Fish Codes of the State of Illinois, as amended and changed from time to time.

**AMENDMENTS**

This Ordinance may be amended by the Forest Preserve District Board of Commissioners in the manner authorized by Section 8-4 of the District Code of Ordinances, and shall be effective ten (10) days after appropriate publication of such amendment as required by Statute.

**MISCELLANEOUS**

**A. CONFLICT:**

All District Ordinances and parts of Ordinances and all Resolutions and Orders, Rules, Regulations and Restrictions or any parts thereof, in conflict with this Ordinance, or any parts thereof, are hereby repealed;



**B. ENACTMENT:**

This Ordinance shall be in full force and effect from and after its passage, approval and Publication, as by Statute in such cases made and provided.

**C. CAPTIONS AND HEADINGS:**

The captions and headings used herein are for convenience of reference only and do not define or limit the contents of each paragraph.

**D. SEVERABILITY:**

The provisions of this Ordinance shall be deemed to be severable and the invalidity or unenforceability of any provisions shall not affect the validity and enforceability of the other provisions thereof.

**EFFECTIVE DATE**

After the approval and adoption of this Ordinance, it shall, within ten (10) days of such approval and adoption, be published in a newspaper having general circulation in the District and this Ordinance shall become effective ten (10) days after such publication.

Originally Adopted: August 17, 1982

Revised: November 2017

Adopted: March 19, 2018