

**SAFE PARKS ORDINANCE**

**SKOKIE PARK DISTRICT**

**ORDINANCE NO. 14-009**

**AN ORDINANCE TO BE KNOWN AS "THE SAFE PARKS ORDINANCE"  
TO ADDRESS THE PROBLEM OF ACTIVITIES DESTRUCTIVE  
TO PARK DISTRICT PROPERTY AND A DANGER TO  
PERSONS ON PARK DISTRICT PROPERTY**

**WHEREAS**, the Skokie Park District (hereinafter "District") is an Illinois public park district that owns, operates and manages real and personal property at various sites throughout the District; and

**WHEREAS**, the Board of Commissioners ("Board") adopted Ordinance No. 96-001 in February 1996 and amended it in 2002 to address the problem of activities destructive to park property and dangerous to persons on park property; and

**WHEREAS**, the Board desires to amend Ordinance No. 96-001 and to maintain its properties and activities using the most current legal and practical rules applicable to the District.

**WHEREAS**, the Board of the Skokie Park District have noted the defacement and destruction of its public property through vandalism and graffiti;

**WHEREAS**, displays of graffiti damage District Property and impede the proper management of District property;

**WHEREAS**, there has been a significant increase in the use of spray paints to deface properties through the District;

**WHEREAS**, it is the responsibility of the Board to preserve and maintain the District Property;

**WHEREAS**, the consumption and abuse of alcoholic liquor results in the increased incidence of vandalism, violence, theft, and disorderly conduct;

**WHEREAS**, control and supervision by parents, legal guardians and property owners and occupants over minors is essential and necessary to control and prevent vandalism, violence, theft, and disorderly conduct;

**WHEREAS**, it has been found and determined that regulation of the possession of firearms, weapons and assault ammunition is necessary and appropriate to protect District Property and persons to provide for the proper management of the District Property; and

**WHEREAS**, it has been found and determined that firearms and weapons are involved in many homicides, aggravated assaults and batteries, armed robberies and other crimes of violence.

THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE SKOKIE PARK DISTRICT THAT:

**I. GRAFFITI**

**A. Definition**

For the purpose of this section, "graffiti" means any sign, symbol marking, drawing, name, initial, word, diagram, sketch, picture, letter, or any other inscription or drawing.

**B. Prohibition**

It is unlawful for any person to place graffiti upon the surface of any structure or wall that is owned by the District.

**C. Spray Paint and Marker Restrictions**

It is unlawful for any individual under the age of eighteen (18) years, who is on District Property to possess an aerosol or pressurized container of paint dye, ink, or similar substance; or to possess a marker with a marking tip of one-quarter inch or more in diameter.

**D. Detection**

**1. Offer of Reward**

The District does hereby offer a reward of \$100 to any person who does not have an affirmative duty, yet supplies information leading to the arrest and conviction of any person for violating this section. The reward shall not exceed \$500 per incident. In the event of multiple contributors of information, the reward amount shall be divided by the District in the manner it shall deem appropriate. For purposes of this section, incurring non-judicial sanctions from an official agency resulting from an admission of guilt of violation of this section shall constitute a "conviction."

## **2. Claims for Reward**

- a. Claims for rewards under this section shall be filed with the District Treasurer. Each claim shall:
  - (1) specifically identify the date, location, and kind of property damaged or destroyed;
  - (2) identify by name the person who was convicted or confessed to the damage or destruction of the property;
  - (3) identify the court and date upon which the conviction occurred or the place and the date of the confession.
- b. All claims for rewards must be approved by the District Treasurer and District Director after a thorough investigation of the claim.

## **II. USE OR POSSESSION OF ALCOHOL**

### **A. Prohibition**

No alcoholic beverages shall be sold, brought within, given away, delivered, or consumed on District Property, except pursuant to permits issued or otherwise authorized by the District.

### **B. Responsibility of Parents and Legal Guardians**

- 1. It shall be unlawful for any parent or legal guardian to permit his or her child or a minor under his or her custody, supervision, and control to violate this section.
- 2. Parents or legal guardians who know, or in the exercise of ordinary care should know, of a reasonable probability that their minor child has consumed or will consume alcoholic liquor, whether in violation of this section or other law, shall restrain or prevent their minor child from:
  - (a) operating or driving a motor vehicle on District Property; or
  - (b) committing acts which constitute vandalism, theft, disorderly conduct, graffiti or other violations of law while on District Property.

### **III. WEAPONS AND FIREARMS**

#### **A. Definitions**

For the purpose of this section, the following words, terms, and phrases shall have the meanings set forth in this section:

"Assault Ammunition" means a detachable box magazine capacity of which is more than 35 rounds centerfire.

"Firearm" means any device, by whatever name known, which is designed to expel a projectile or projectiles by the action of an explosion, expansion of gas or escape of gas, including but not limited to those Firearms described in 720 ILCS 5/24-1 *et. seq.*; excluding however:

Any pneumatic gun, spring gun, paint ball gun, or B-B gun which expels as single globular projectile not exceeding .18 inch in diameter or which has a maximum muzzle velocity of less than 700 feet per second;

Any pneumatic gun, spring gun, paint ball gun, or B-B gun which expels breakable paint balls containing washable marking colors;

Any device used exclusively for signaling or safety and required or recommended by the United States Coast Guard or the Interstate Commerce Commission;

Any devise used exclusively for the firing of stud cartridges, explosive rivets or similar industrial ammunition; and

An antique firearm (other than a machine-gun) which, although designed as a weapon, the Department of State Police finds by reason of the date of its manufacture, value, design, and other characteristics is primarily a collector's item and is not likely to be used as a weapon.

"Weapons" include Firearms and any other devices as set forth in 720 ILCS 5/24-1 *et seq.*

#### **B. Possession and Carrying of Weapons and Firearms.**

No person shall carry or have in his possession any Weapon or Firearm on District Property, except as otherwise preempted by the Firearm Owners Identification Card Act (430 ILCS 65/13.1) and the Firearm Concealed Carry Act

(430 ILCS 66/1 *et seq.*) and as set forth in the Park District's Conduct Ordinance No. 08-007 Chapter 1, Section C,8

**C. No Use of Firearms or Weapons.**

No person, other than a peace officer, shall use, fire, set-off or otherwise cause to explode, discharge or burn, or throw onto or while on District Property any Weapon or Firearm.

**D. No Sale or Transfer of Firearms or Ammunition**

No person shall sell, offer or display for sale, give, lend, transfer ownership of, acquire or possess, manufacture or distribute any Weapon, Firearm, any Assault Ammunition or any explosive bullet, as defined in 720 ILCS 5/24-1 *et seq.*, within the District.

**IV. LOITERING**

No person shall loiter in or obstruct and encumber any street, sidewalk, building, or other public place in the District after being directed to move on by any peace officer, or any member of the District police force.

**V. DISTURBING THE PEACE**

It shall be unlawful cause for any person to make, continue to cause to be made, or continue any loud, unnecessary, prolonged or unusual noise which disturbs the peace of others.

**VI. PARENTAL RESPONSIBILITY**

**A. Willful and Malicious Acts**

The District hereby holds parents and legal guardians of an unemancipated minor who resides with such parent or legal guardian liable for actual damages for the willful and malicious acts of such minor which cause injury to a person on District Property or injury to District Property, as provided in the "Illinois Parental Responsibility Act" (740 ILCS 115/1, *et seq.*).

## VII. FINES

### A. Monetary Fine

Upon a finding of guilty for any violation of this ordinance, there shall be imposed a fine up to one thousand dollars (\$1000.00).

### B. Restriction, Reimbursements, and Community Service

In addition to the fine, the court may require that a party guilty of violating this ordinance:

1. make full and complete restitution to the District for expenses incurred in the restoration of the property to its previous condition;
2. reimburse the District for any reward paid in connection with the violation;
3. participate in community service, including but not limited to, time spent in cleaning property that has been defaced by graffiti at any location in the District or time spent in youth recreation or service programs and programs to discourage driving while under the influence of alcohol.

SECTION 2: That this Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

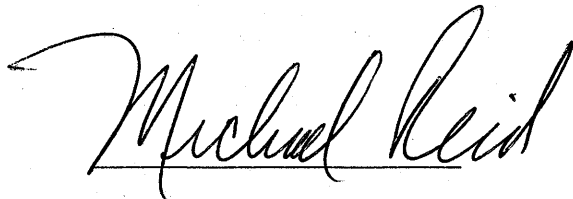
PASSED this 15<sup>th</sup> day of July, 2014.

AYES: 5

NAYS: 0

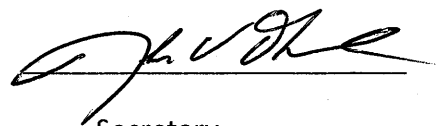
ABSENT: 0

APPROVED this 15<sup>th</sup> day of July, 2014.



President

ATTEST:



Secretary

STATE OF ILLINOIS )

) SS

COUNTY OF COOK )

### CERTIFICATION

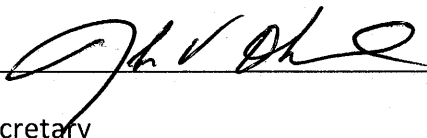
I, the undersigned, do hereby certify that I am the duly qualified and acting Secretary of the Board of Commissioners of Skokie Park District, Cook County, Illinois ("Board"), and that as such official, I am the keeper of the records and files of the Board.

I do further certify that the attached and foregoing is a full, true and complete copy of the Ordinance adopted by the Board at a meeting of said Board held on July 15, 2014.

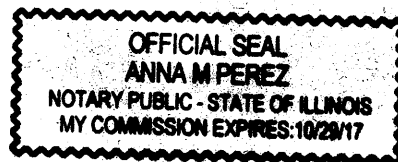
I do further certify that the deliberations of the Board on the adoption of said Ordinance were conducted openly, that the vote on the adoption of said Ordinance was taken openly, that said meeting was held at a specified time and place convenient to the public, that notice of said meeting was duly given to all of the news media requesting such notice, that an agenda for said meeting was posted at the location where said meeting was held and at the principal office of the Board at least forty-eight (48) hours in advance of the holding of said meeting, that said meeting was called and held in strict compliance with the provisions of the Open Meetings Act of the State of Illinois, as amended, and that the Board has complied with all of the provisions of said Act and with all of the procedural rules of the Board.

I do further certify that the original Ordinance of which the foregoing is a true copy is entrusted to my care for safekeeping and that I am the lawful keeper of the same.

IN WITNESS WHEREOF, I hereunto affix my official signature and seal of the Board, this 15<sup>th</sup> day of July, 2014.

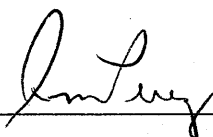
  
Secretary

Board of Commissioners of Skokie Park District



Subscribed and sworn to before me

This 15<sup>th</sup> day of July, 2014

 (SEAL)

Notary Public