



ORDINANCE 2025-09

AN ORDINANCE TO REPEAL AND RECREATE CHAPTER 215 (PARK AND RECREATION AREAS) OF THE MUNICIPAL CODE OF THE VILLAGE OF HOBART, BROWN COUNTY, WISCONSIN

Purpose: The purpose of this Ordinance is to amend the portion of the Municipal Code which governs the parks and recreation areas of the Village.

The Village Board of the Village of Hobart, Brown County, Wisconsin, does ordain as follows:

Section 1: Chapter 215 (Parks and Recreation Areas) is hereby repealed and recreated to read as follows:

§ 215-1. Purpose

The purpose of this chapter shall be to protect the parks and parkways and appurtenances thereto in the Village from fire, abuse and desecration; to provide for the recreational use of these areas; to control and regulate traffic and maintain general order therein; and to further the safety, health, comfort, morals and welfare of all persons while within the limits of the parks and parkways.

§ 215-2. Definitions

Certain words and terms in this chapter are to be interpreted as defined herein.

A. "Committee" shall be defined as the Parks and Recreation Committee.

B. "Park" and "Parkway" shall be defined to include the grounds, buildings thereon, water therein and any other property which is now or may hereafter be under the control or jurisdiction of the Village of Hobart.

C. "Person" shall be designed to include any individual, firm, partnership, corporation and association of persons, and the singular number shall include the plural.

§ 215-3. Closing hours in parks

A. Presence prohibited when closed. All public parks and public playgrounds in the Village shall be closed from 10:00 p.m. to 6:00 a.m. No person shall be within the parks between these hours, except as permitted with a park, park facility, pavilion or picnic shelter reservation.

B. Exemption. The Village Administrator or his/her designee may grant to any group wishing to use a specific public park or public playground permission to use such public park or public playground during closed hours beyond 10:00 p.m. Permission shall be given in writing and shall contain the name of the group, the name of the responsible person in charge of the group, the extended closing time, and the date for which permission to use the specific public park or public playground beyond the closed hours is granted.

§ 215-4 Closing park facilities to the public.

In case of an emergency, or when in the judgment of the Village Board the public interest demands it, any portion of the parks or parkways or buildings therein may be closed to the public or to designated persons until permission is given to return.

§ 215-5 Interference with employees.

No person shall interfere with or in any manner hinder any employee of the Village of Hobart nor any employee of a contractor while engaged in constructing, repairing or caring for any portion of the parks or parkway or while in the discharge of the duties conferred by this chapter.

§ 215-6 Disorderly conduct.

A. No person shall use threatening, abusive, insulting, obscene, indecent language which constitutes a breach of the peace.

B. No person violating any of the prohibitions enumerated in Subsection A above shall be allowed to remain in any park or parkway.

§ 215-7 Smoking Prohibited.

A. No person shall be permitted to smoke or to hold a lighted cigarette, cigar, pipe, or vaping device in any building or section of a building or in any park or parkway area where officially posted notices so prohibit.

B. No person shall throw or drop a lighted cigar or cigarette or empty a lighted pipe from an automobile moving along a parkway drive.

§ 215-8 Waste disposal.

A. No person shall scatter, drop, or leave any piece of paper, rag, tin can, plastic, glass, peanut shells, melon rinds, banana peel or other garbage, dead flowers or other rubbish in any portion of the parks or parkways except in the receptacles provided for that purpose. All trash created by a person(s) or group utilizing the park with a park, park facility, pavilion or picnic shelter reservation shall be removed from the premises by said person(s) or group.

B. No person(s) shall deposit, dump, throw or place any earth, rubbish, dust, manure, paper, garbage or other refuse matter or any sand, stone, lumber or building material or any substance in the water, grounds or roadways of any park or parkway without permission of the Village Board or designee.

C. Burning of garbage or other rubbish in barrels is prohibited.

D. Glass beverage containers of any kind or measure whatsoever are prohibited.

E. Special events. The person in charge of a special event is responsible for the removal of all garbage from the grounds after the event. The Village will provide the containers with large garbage bags for this purpose.

§ 215-9 Excessive noise prohibited.

A. Any noise that is clearly audible from a distance of 50 feet or more is prohibited unless specifically permitted in connection with a public gathering or a temporary exclusive use for which a permit has been granted. This may include, but is not limited to, radios or other electronic sound amplification devices.

B. No bands or DJs are allowed to set up and perform outside, unless permission is granted through a special events permit.

§ 215-10 Permit required for advertising; sales.

A. No person shall sell, keep or offer for sale any tangible or intangible article, merchandise or thing; nor solicit for any trade, occupation, business or profession, or for alms, within any park or parkway, without receiving proper permits (See Ch. 142).

B. No person shall distribute, post, affix or display any card, handbill, sign, placard, target, banner, flag (except of the United States), or advertisement of any kind within any park or parkway, or upon any of the gates or enclosures thereof without receiving proper permits (See Ch. 142).

§ 215-11 Permit for fermented malt beverages in conjunction with special event.

A. Special event permit required. No person or group shall sell, offer for sale or give away any fermented malt beverages in a park in conjunction with a picnic or other special event without first obtaining a permit (See Ch. 250).

B. Issuance; conditions; fee. Such permits may be issued after review and comments of the application by the Police Department, Fire Department, Public Works, and any other related department; and upon receipt of such information as they may require from the applicant, and upon the receipt of a permit fee as identified in the fee schedule. Permits shall be valid for that period of time to be specified by the special event permit. (See Ch. 250).

§ 215-12 Interferences with permittees prohibited.

A. No person shall in any manner disturb, harass or interfere with any person or party holding a written permit as indicated previously, nor with any of their equipment or property.

B. Rentals for the exclusive use of any picnic or play area for any specified date or time may be granted on a first come, first served basis by the Village Clerk and no person shall in any manner disturb or interfere with any person or party occupying the ground under such rental, nor with any of their equipment or property.

§ 215-13 Fireworks, weapons, and traps prohibited.

No person shall carry, fire, or discharge any gun, pistol or firearm, nor any rocket, torpedo or any other fireworks of any description, nor shall any person hunt with bow and arrow within any park or parkway. The word "gun" shall include air gun. No trapping of any kind is permitted unless conducted by a member of the Village of Hobart, or by a person contracted through the Village of Hobart.

§ 215-14 Throwing of stones or missiles or hitting golf balls prohibited.

No person shall throw stones or missiles, or hit golf balls in or into any park, parkway or waterways.

§ 215-15 Making of fires restricted.

A. No person shall make or kindle a fire for any purpose except in places provided therefore and then subject to such regulations as may be prescribed.

B. The use of charcoal burners and grills in designated picnic areas shall be permitted, provided lawns and other vegetation are not damaged; and provided, further, that all unburned coals or ash are disposed of in such a manner as to prevent fire or damage to any park property.

C. No booyah kettles or other similar cooking utensils are allowed with an open fire unless placed on a raised steel platform with a minimum of four inches of air space between the ground surface and platform.

D. No person or group shall leave a fire or charcoal burner and grills unattended, and all fires shall be extinguished before leaving the area.

§ 215-16 Trespass in parks prohibited.

A. No person shall operate a motor vehicle or any other vehicles except upon facilities provided.

B. Animals prohibited in parks. Animals (except for any service animal) are not allowed in parks or parkways.

(1) Exceptions

a. Dogs on a visible leash no longer than ten feet and under full control of the owner/handler.

b. If a dog defecates in the park, the dog owner/handler must clean up after the dog and place such excreta in proper waste receptacles.

§ 215-17 Fish, waterfowl, game birds and animals protected.

No person shall kill, injure or attempt to injure, or unnecessarily disturb any waterfowl or other birds or animals, wild or domestic including ponies, within any of the parks or parkways. Nor shall any person rob or disturb the nest or eggs of any bird or other animal therein.

§ 215-18 Injury to vegetation, structures and equipment prohibited.

A. No person shall climb any tree, or pluck any flowers or fruit, wild or cultivated, or break, cut down, trample upon, remove or in any manner injure or deface, write upon, defile or ill use any tree, shrub, flower, flowerbed, turf, fountain, ornament, statue, building, fence, apparatus, bench, table, official notice, sign, bridge, structure or other property within any park or parkway.

B. No person in any park or parkway shall remove any device for the protection of trees or shrubs; nor shall any person fasten a horse or other animal next to any tree, shrub or grass plot which may become damaged by the animal.

C. No person shall operate a metal detector in any park.

§ 215-19 Camping regulated.

A. No person shall sleep or camp or lodge in any park or parkway. An authorized person charged with guarding property overnight for a special event is exempted from this regulation.

B. No person shall erect a tent or similar appurtenances except with special permission obtain through receiving a special event permit (See Ch. 250).

§ 215-20 Traffic codes.

A. Parking and driving of any motorized vehicles is prohibited on non-paved areas in parks or parkways, except as maybe identified through a special event permit (See Ch. 250). This shall not apply to vehicles

engaged in construction, maintenance or operation of the parks or parkways, nor to vehicles making deliveries to parks or parkways, nor to emergency vehicles.

B. No parking is allowed in places reserved for Fire Department personnel only, nor in posted areas along the property.

C. Regular drives and parking areas. No person shall drive any automobile, motorcycle, snowmobile, UTV, ATV, or other vehicle of traffic or burden upon any part of the parks or parkways except the proper drives and parking areas, or permit the same to stand upon the drives or any part thereof so as to congest traffic or obstruct the drive.

D. Parking regulations. Vehicles normally shall be parked in designated parking areas. Parking along roads and drives may be controlled by appropriate signs.

§ 215-21 Shelter; ballfield rental and fees.

It will be necessary to reserve the shelter and/or the ballfield for both special events and league play. Reservations will be scheduled by the Village Clerk and will be on a first come, first served basis. Fees will be reviewed on a yearly basis and will be determined on costs incurred during the season for maintenance, lighting, and other operating expenses.

§ 215-22 Cleanup.

A. All grounds, buildings and parking areas must be cleaned of any garbage, rubbish, or refuse after a special event, league softball, lacrosse, or other event.

B. The responsible person in charge will receive a list of specific cleanup regulations prior to the event.

§ 215-23 Closing.

The responsible person in charge of a special event, softball league, Lacrosse, or other event will receive specific regulations on proper closing procedures prior to each event.

§ 215-24 Possession of alcoholic beverages

A. Permitted Use. Alcoholic beverages may be possessed and consumed in the Village of Hobart parks under the following conditions:

1. When a park facility, pavilion, or picnic shelter is reserved, and the reservation form explicitly indicates that alcoholic beverages will be present at the event;
2. When authorized and approved by a Special Event permit; or

3. In park areas designated for general public use, where consumption does not disrupt others' activities, provided such areas are not otherwise restricted and no special event or reservation is in effect.

B. Restrictions on Type and Location.

1. No alcoholic beverages shall be allowed:

- a. During school-sponsored events held in any park; or
- b. On any court (e.g., basketball, tennis, pickleball, etc.) or field (e.g., soccer, lacrosse, football, baseball, etc.) located within any park.

C. Time Restrictions.

1. No person shall possess an open container of a permitted alcoholic beverage or consume such beverage in any park before 10:00 a.m., except as provided below:

- a. As otherwise specified in an approved Special Event permit.

D. Prohibited Conduct and Enforcement.

1. Any person who has consumed alcoholic beverages to the extent that their blood alcohol concentration exceeds the legal limit for operating a motor vehicle (as defined by Wis. Stat. § 346.63) may be:

- a. Immediately ejected from the park; and
- b. Held responsible for any damages caused within the park as a result of their conduct.

E. Penalties.

1. Any person violating this section, or a permit holder who violates the Terms and Responsibility Agreement of an approved permit, may be subject to forfeiture as provided under Village ordinances.

2. A violation may also result in the denial of future permit requests.

§ 215-25 Police Duties and Enforcement

A. Duty to Enforce. It shall be the duty of the Village Police Department and its officers to enforce the provisions of this chapter, and all park rules and regulations established. No person shall resist, obstruct, or interfere with a police officer in the lawful discharge of these duties.

B. Authority of Peace Officers.

1. Any peace officer of the Village may, without a warrant, arrest any person detected in the act of violating any provision of this chapter and shall promptly bring the arrested person before a court of competent jurisdiction.

2. Peace officers shall have the right, at all times, to enter any building, structure, or enclosure within a park or parkway, including areas leased or designated for private or exclusive use by individuals or group, to arrest violators of this chapter, using all necessary and lawful means to effect such enforcement.

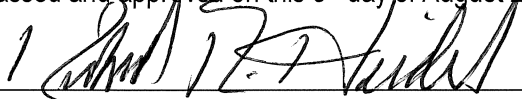
§ 215-26 Violations and penalties.

Any person violating this chapter shall be subject to the penalties provided in § 1-3.

Section 2: Any Ordinance or parts thereof, inconsistent herewith are hereby repealed.

Section 3. This Ordinance shall be effective from and after its passage by the Village Board and publication as required by law.

Passed and approved on this 5th day of August 2025.



Richard Heidel, Village President

Attest:



Aaron Kramer, Village Administrator

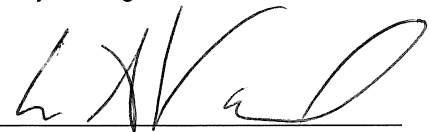
CERTIFICATION

The undersigned, being the duly appointed Clerk of the Board of the Village of Hobart, certifies that the aforementioned is the original ordinance adopted by the Village Board.

IN WITNESS WHEREOF, I have executed this Certificate in my official capacity on August 5, 2025.

(Seal)





Lisa Vanden Heuvel, Village Clerk