

CHAPTER 463. POLICIES AND PROCEDURES FOR PARKS, FACILITIES, AND RECREATION AREAS.

463.01. Purpose. It is the purpose of this chapter to encourage and enhance the public's recreational experience and use of City owned public parks, trails, plazas, facilities, recreation and conservation areas within the corporate limits of the City of Ashland; while at the same time establishing reasonable restrictions and limitations intended to preserve and protect these lands and the people using them to allow the public to have a pleasurable recreational experience on these shared multi-purpose lands.

463.02. Scope. Except when the context provides otherwise, the provisions of this chapter shall apply in all lands, structures, and property owned, leased, or administered by the City of Ashland including developed and undeveloped parks, lands, trail corridors, plazas, facilities, and recreation and conservation areas within the present and future corporate limits of the City of Ashland.

463.03. Definitions. The following definitions shall be applicable to the provisions of this chapter:

(a) Campground shall mean any portion of municipal lands designated for supplying non-permanent overnight accommodations for camping units.

(b) Camp Site shall mean a defined area within a campground designated for the placement of a single camping unit or multiple camping units. A camp site may also be referred to as a Group Camp Site.

(c) Camping Unit shall mean any portable device (tent, trailer, motor home, 5th wheel, tent trailer (pop-up), van, bus, etc.) designed to be used as a temporary dwelling.

(d) Conservation Lands are those lands intended to exist primarily in a natural state. Conservation lands are intended to support wildlife and native plants. They may also support recreation and educational uses where such activities are compatible with their primary purpose.

(e) Motorized Vehicle shall mean any engine driven vehicle including, but not limited to, automobiles, trucks, go-carts, mopeds, motorcycles, scooters, ATVs, UTVs, and snowmobiles.

(f) Parks / Park Lands are public lands, leased public or private lands, trail corridors, facilities, and recreation areas owned by the City and dedicated for park, recreation, or conservation use. These lands are often, but not always, developed with recreation facilities and landscaping. They also may have natural values and functions.

(g) Trails are publicly owned or leased public or private lands, or private lands for which the City has obtained an easement for public purposes, which serve as corridors for recreation, travel, and/or wildlife. Trails may be single use or multi-use as determined by the ordinances,

policies and regulations adopted by the Common Council. The principal trail component within the City of Ashland is the Ashland Rail Trail System (ARTS).

(h) Improved Park Lands shall mean publicly owned park and recreation areas with buildings, structures, pavilions, roads, trails, landscaping and established regularly cut grassy areas or lawns, or managed native vegetation. Generally an improved park, recreation or conservation area will be dedicated as a named public area by ordinance or resolution of the Common Council and named.

(i) Park Pavilion shall mean a roofed structure open on all sides.

(j) Picnic Shelter shall mean a roofed structure open on all sides generally not larger than a single picnic table.

(k) Undeveloped Park and Recreation Lands as used within this chapter shall mean publicly owned lands, open space, or green space within the City that have not been dedicated for a specific use. Undeveloped park and recreation lands are generally not landscaped nor are they improved with trails, roadways, structures, or recreational amenities. Undeveloped park and recreation lands do not include designated conservation areas.

463.04. Park Descriptions.

(a) Prentice Park and Campground. Prentice Park consists of public owned land West of Turner Rd to the Ashland/Bayfield County Line and north of Park Rd to U.S. Highway 2 and the public owned land north of Junction Rd to Park Rd.

1. Parcel No. 201-04767-0000 lying south of the rights-of-way of USH 2 & STH 13;
2. Parcel No. 201-04778-0000 lying south of the rights-of-way of USH 2 & STH 13;
3. All of Parcel No. 201-04763-0000;
4. All of Parcel No. 201-04769-0000;
5. That part of Parcel 201-04773-0000 lying north of Gun Club Road.

(b) Maslowski Beach. The Maslowski Beach consists of that portion of Government Lots three (3) and four (4) north of the right-of-way easement of U.S. Highway 2.

1. Parcel No. 201-04778-0000 lying north of the rights-of-way of USH 2 & STH 13;
2. Parcel No. 201-04767-0000 lying north of the rights-of-way of USH 2 & STH 13.

(c) Hodgkins Park. Hodgkins Park consists of three ball fields and is the public owned land

South of Pufall Dr. and East from 11th Ave E to 14th Ave E.

1. Parcel No. 201-02434-0000;
2. Parcel No. 201-02438-0000;
3. Parcel No. 201-05088-0000.

(d) Kreher Park, Beach, Boat Launch, and RV Campground. Kreher Park, Kreher Park Beach, and RV Campground consists of the public owned land west from the Willis Avenue to Ellis Avenue and North of the Railroad right-of-way between the two avenues. This park contains a pavilion, restroom facilities, RV Campground, a fee boat launch and Marina boat storage.

1. Parcel No. 201-00997-0000;
2. Parcel No. 201-01002-0000; and
3. Undeveloped street rights-of-way.

(e) Bayview Park and Beach. Bay View Park consists of those publicly owned parcels located North of Lake Shore Dr East (U.S Hwy 2 E), West from approximately 21st Avenue East on the east to 13th Ave East on the west and includes the area commonly referred to as City Dock; the tract consists of:

1. Parcel No. 201-03301-0000;
2. Parcel No. 201-01141-0000;
3. Parcel No. 201-01139-0000;
4. Parcel No. 201-01140-0000;
5. Easterly portion of Parcel 201-00976-1000 (C&NW RR rights-of-way);
6. Undeveloped street rights-of-way.

(f) Howard Pearson Plaza and Ed Griffiths Pedestrian Pass. The H. Pearson Plaza consists of the public owned property by Ashland City Hall, the area North of Main St W to U.S. Highway 2, then under U.S. Highway 2 through Ed Griffiths Pedestrian Pass:

1. Parcel No. 201-04239-0000;
2. Parcel No. 201-04240-0000;
3. Northerly ½ of Parcel No. 201-04229-0000
4. 201-04231-0000
5. Undeveloped street rights-of-way.

(g) 6th Avenue Beach. A tract of publicly owned land lying between Lake Shore Drive West and the shore of Chequamegon Bay, extending along the lakeshore 400 ft. east from the north end of 6th Ave W. and including the following parcel numbers:

1. Parcel No. 201-04221-0000;

2. Undeveloped street rights-of-way north of the Waterfront Trail.

(h) Central Railyard Park, Little League Fields & Skatepark. Central Railyard Park consists of a tract of public and private lands generally bounded on the south by 6th Street West and parcels containing Zipperers Mini Storage and Chequamegon Bay Engineering, bounded on the west by Vaughn Avenue, bounded on the north by parcels containing the AADC Enterprise Center, Bretting Community Center, Bay Civic Center, the historic Soo Line Depot; on the east by commercial offices including the Chequamegon Clinic consisting of Parcels:

1. 201-01958-0000
2. 201-01959-0200
3. 201-01960-0000
4. 201-01952-0000
5. 201-01965-0000
6. 201-01948-0000
7. 201-01979-0000
8. Parking lot easement on Parcel 201-01945-0000
9. Parking lot easement on Parcel 201-01973-0000
10. Undeveloped street rights-of-way.

(i) East End Skating Rink. A tract of land bounded by 5th Street East on the north, 17th Avenue East on the east, the alley between 5th Street and 6th Street on the south, and 16th Avenue East on the west consisting of Parcel:

1. 201-03641-0000

(j) Ellis Park. Block 128, Ellis Division of the City of Ashland consisting of Parcel:

1. 201-01760-0000

(k) Penn Park. Block 264, Ellis Division of the City of Ashland consisting of Parcel:

1. 201-02692-0000

(l) Locomotive Park. Consists of the publicly owned land on Depot Drive including the following parcel number:

1. 201-01671-0000

(m) Marina Park. Marina Park consists of those lands on the marina peninsula east of Ellis Avenue comprising that portion of Parcel No. 201-01009-000 lying on the marina peninsula east of Ellis Avenue.

(n) Menard Park. Consists of the public owned property on the corner of Chapple Ave and

Main St W, consisting of Parcel:

1. 210-00015-0000

(o) Beaser Park & Martinsen & Bebeau Fields. Consists of the public owned property on Block 71-72 of Ashland Proper off of Beaser Ave and 8th St W and consisting of Parcel:

1. 210-00564-0000
1. 201-00560-0000

(p) Hot Pond Boat Launch. An area of privately owned lands between Lake Shore Drive (USH 2 & STH 13) and the shore of Chequamegon Bay at approximately Beaser Avenue outside of the security fence of the NSPW Bayfront Power Plant for which the City has a license for maintaining a boat launch consisting of a portion of Parcel:

1. 201-00726-0000

(q) Pig Iron Dock. An area of privately owned lands between Lake Shore Drive (USH 2 & STH 13) and the shore of Chequamegon Bay at approximately 17th Avenue West outside of, and west of, the security fence of the NSPW Bayfront Power Plant for which the City has a license for permitting recreational access consisting of the westernmost portion of Parcel:

1. 201-00726-0000

(r) Ashland Rail Trail System. The Ashland Rail Trail System (ARTS) is described as a linear corridor of varying widths and about 10 miles in length and includes public property and private property where the City of Ashland has been granted easements or license for recreational use. ARTS consists of several components including:

- (1) 5th Street Corridor extending from the Tri-County Corridor at Sanborn Avenue on its west end through Central Railyard Park to Lake Shore Drive at approximately 24th Avenue East on the east;
- (2) Waterfront Trail extending from the Prentice Park pavilion parking lot on the west and extending along the waterfront through Maslowski Beach, 6th Avenue Landing, Kreher Park, and Bayview Park to approximately 22nd Avenue East on the east where it connects to the 5th Street Corridor; and
- (3) East Side Connector extending from Bayview Park along the former C&NW railroad rights-of-way to the 5th Street Corridor at the Public Works Shop.

463.05. Opening & Closing Dates Established.

(a) Availability of Park Facilities. The facilities of Prentice Park, Maslowski Beach, Bay View Park, Kreher Park, Howard Pearson Plaza and Central Railyard Park will open the first of May and close Mid-October (depending upon weather).

(b) Campground Closure. The Kreher Park and Prentice Park Campgrounds shall be closed from Mid-October (depending upon weather) until the first Saturday in May.

463.06. Park Hours. It shall be unlawful for any person to enter or be within any municipal park lands between the hours of 10:00 p.m. and one-half hour before sunrise with the following exceptions:

(a) A City sponsored or City approved event.

(b) A registered camper at either the Kreher Park Campground or the Prentice Park Campground.

(c) Activities directly related to boat launching and trailer parking areas.

(d) Users of the City's Waterfront Trail and 5th Street Corridor Trail provided trail users are not congregating with others nor are they loitering in the use of the trail.

463.07. Fees, Charges, Deposits.

(a) Fee Schedule. It shall be unlawful for any person to reserve any facility, shelter, pavilion, or area for which a fee or charge has been approved by the Ashland Common Council, without payment of such fee or charge. Fees and charges are incorporated within the City of Ashland Comprehensive Fee Schedule and are reviewed and approved annually by the Common Council.

(b) Special Fees. Any park area, structure, or facility may be reserved or rented for special purposes subject to approval by the Parks and Recreation Committee.

(c) Program Fees. Fees may be established for recreational programs including separate resident and non-resident fees, subject to approval by the Parks and Recreation Committee.

(d) Reservations and Deposits. Reservation requests and deposits are handled through the Parks and Recreation Office. Upon inspection of the premises and surrender of keys where applicable, the deposit shall be refunded to the user. The deposit will be subject to retention, in whole or part, by the City if the pavilion or facility used proves to have been subjected to abuse, inadequately cleaned, or used in violation of current rules and regulations.

463.08. Reservations.

(a) Reservations for pavilions, picnic shelters, green spaces, recreation areas and month long camping will be accepted on a first come – first serve basis beginning the first Monday in

February for the calendar year at the Parks and Recreation Department office.

(b) Pavilion, park, and green space reservations must be made at least 24 hours prior to a scheduled event. Reservations, fees, and charges must be paid at the time the reservation is made at the Parks and Recreation Department office.

463.09. Personal Conduct and Nuisances.

(a) Personal Conduct. It shall be unlawful for any person to indulge in violent, abusive, indecent, profane, boisterous, unreasonably loud, or otherwise disorderly conduct under circumstances in which such conduct tends to cause or provoke a disturbance, or to be so intoxicated that he/she is unable to care for his/her own safety, upon any City park land.

(b) Property of Others. It shall be unlawful for any person to destroy, disturb, molest, or remove the property or personal effects of others upon any city park land.

(c) Unnecessary Noises. It shall be unlawful for any person to operate sound trucks, loud speakers, motors, generators, power boats, motor vehicles, or any other mechanical devices that produce undue or unnecessary noises without first obtaining a written permit from an authorized agent of the Parks and Recreation Department. Unnecessary noise for the purposes of this section is defined as any noise that disturbs a person of reasonable sensibilities.

(d) Glass Beverage Containers. It shall be unlawful to bring, or possess, any glass alcoholic or non-alcoholic beverage container within City park lands, trails, beach or skatepark.

(e) Smoking. Is prohibited within the Purple Park and within 15 feet of all City park playground structures, ballparks, public beaches, and the skatepark. The “Purple Park” is that part of the Central Railyard Park, as defined in sec. 463(04)(h), that is bounded by Sixth Street on the South, Vaughn Avenue on the West, the walkway bordering the Zipperer’s Mini Storage parcel on the east (including the walkway itself), and the Fifth Street Corridor trail on the north (including the paved portion of the trail itself).

(1) Smoking shall mean:

(A) Inhaling, exhaling, burning or holding any lighted cigar, cigarette, pipe or other lighted tobacco product in any manner or in any form, or

(B) Inhaling or exhaling from, holding, or operating any lighted or activated electronic device which produces and/or delivers nicotine in a vaporized form, or is designed, advertised, or marketed to do so, including, but not limited to, devices commonly known as electronic cigarettes or e-cigarettes.

(2) Playgrounds shall mean the area set aside for recreation and play, especially those containing equipment such as seesaws and swings, owned and maintained by the City.

(3) Ballparks shall mean a facility, including bathrooms, concession buildings, bleachers and dugouts in which baseball and softball games are played.

(4) Public beaches shall mean the areas covered with sand or small rock next to Lake Superior and owned by the City; refers only to Maslowski, Kreher and Bayview Beaches.

(5) Skatepark shall mean the area of concrete with structures built and used for skateboarding, BMX and aggressive inline skating in Central Railyard Park.

463.10. Destruction of Property, Disposal of Refuse, Cleaning.

(a) Destruction, Defacement, Removal. It shall be unlawful for any person to disturb, molest, deface, remove, or destroy any native tree, shrub, plant, or other natural growth; to carve on or deface any rock, archaeological feature, signs, walls, structures, barrier, barricade, or railing; to drive nails in trees, or to move, injure or deface in any manner any structures including buildings, signs, fences, tables, or other City property.

(b) Disposal of Refuse.

(1) It shall be unlawful for any person to dispose of any garbage, sewage, bottles, tin cans, or other waste material in any manner except by placing in receptacles provided for such purposes. Discarding bottles, tin cans, garbage, sewage, or other refuse in the water or on the ice of any river, stream, lake or along roads in any City park lands is prohibited.

(2) It shall be unlawful for any person (registered campers excepted) to dispose of household solid waste or yard waste on any City park lands or within waste receptacles in City park lands.

(3) It shall be unlawful for any person, hunter, fisherman, or trapper to utilize a park restroom, concession stand, pavilion for the gutting and cleaning of fish and game.

(4) Charcoal residue and wood coals shall not be disposed of within waste receptacles until such time as they are cool to the touch.

(c) Cleaning, Washing. The washing of cars, pets, recreational vehicles, persons, cooking utensils, or clothing in any river, stream, lake, playground, boat landing, parking lot, roadway or within fifty feet (50') of any well, fountain, artesian well, or drinking water outlet within any City park land is prohibited. The washing of persons, cooking utensils, and clothing shall be permitted at designated facilities and washing areas.

463.11. Vehicles. It shall be unlawful to operate or park any motorized vehicle, except as provided herein, upon any trail, pathway, beach area, playground, picnic area, athletic field, or any area other than an established roadway, parking area, boat ramp, and service areas or contrary to posted notice or within any park seasonally closed to vehicular traffic.

(a) Vehicular Traffic.

(1) No person shall operate any vehicle in any park in a reckless manner contrary to the provisions of sec. 346.62, Wisconsin Stats.

(2) It shall be unlawful to operate any motorized vehicle at a speed in excess of 15 miles per hour, or contrary to official traffic signs, on roadways and within parking lots within any City park lands.

(3) It shall be unlawful to operate any motorized vehicle at a speed in excess of 5 miles per hour within the access roads of any City of Ashland recreational vehicle park or campground, unless otherwise stated.

(4) It shall be unlawful for any vehicle, other than a government vehicle, to be within the boundaries of any City of Ashland R.V. Park and Campground between the hours of 10:00 p.m. and 6:00 a.m. without the person in control of the vehicle first having paid the applicable R.V. Park or campground entry/user fee with the exception of guests of campers.

(b) Parking.

(1) No person shall park, stop, or leave standing, whether attended or unattended, any vehicle, obstruction, or watercraft in any manner as to block, obstruct, or limit the use of any road, trail, parking lot, boat landing, waterway, or winter sport facility or contrary to posted notice.

(2) No person shall park, stop or leave standing a motor vehicle within City park lands between the hours of 10:00 p.m. and one-half hour before sunrise except:

(A) Registered campers or their guests at Kreher and Prentice Park.

(B) Persons launching boats.

(C) Persons participating in special events approved by the City or its Parks and Recreation Department.

(c) Use of Snowmobiles and Off Road Vehicles

(1) It shall be unlawful for any person to operate a snowmobile, all terrain vehicle (ATV), or utility terrain vehicle (UTV) within any City parklands except routes designated and signed for snowmobile, ATV or UTV use.

(2) Persons operating snowmobiles on approved designated routes within City parklands shall abide by the provisions of Chapter 350, Wis. Stats. and Chapter 505, Ashland City Ordinances.

(3) Persons operating ATVs or UTVs on approved designated routes within City parklands shall abide by the provisions of Chapter 23.33, Wis. Stats. and Chapter 507, Ashland City Ordinances.

463.12. Fires and Firewood.

(a) Fires. It shall be unlawful for any person to start, tend, or maintain any fire, except at designated fireplaces, fire rings, or grills within any City park, except:

(1) Fires for cooking or heating may be made in portable stoves, heaters, or grills at designated camping and picnic areas.

(2) Special events approved by the City or its Parks and Recreation Department.

(b) Unattended Fires. It shall be unlawful for any person to leave a fire unattended.

(c) Burning of Refuse. It shall be unlawful for any person to burn rubbish, trash, plastic, glass, cans, or household garbage on City park lands.

(d) Collection of Firewood. The collection of firewood from City park lands is prohibited.

(e) Transport of Firewood. It shall be unlawful for any person to transport firewood onto City parklands from a distance of more than 25 miles from the corporate limits of the City of Ashland.

463.13. Fireworks. It shall be unlawful for any person to possess, fire, discharge, explode, or set off any squib, crackers, or other explosive or pyrotechnic device containing powder, or other combustible or explosive material within the limits of any City park, excepting the exhibitions of fireworks given under the direction or by the permission of the City or its Parks and Recreation Department.

463.14. Ashland Rail Trail System.

(a) Trail Use. The use of the Ashland Rail Trail System corridors are limited to pedestrian activities such as walking and bicycling except as provided within Section 463.14 (c).

(b) Users Shall Share the Trail. All users of the Ashland Rail Trail System shall share the trail with other users.

(c) Motorized Vehicles. The operation of Motorized Vehicles on the Ashland Rail Trail System is prohibited except:

(1) Snowmobiles are permitted on the length of the 5th Street Corridor from Sanborn Avenue on the west to the south east corner of the Chicago Iron property during those times in which Ashland County snowmobile trails are open for use in accordance with Chapter 505, Ashland City Ordinances.

(2) ATVs are permitted on that portion of the 5th Street Corridor between Stuntz Avenue and 11th Avenue East to permit utilization of the bridge to cross Bay City Creek, however:

(A) ATVs are restricted to 10 mph when using this trail segment in accordance with Chapter 507, Ashland City Ordinances.

(B) ATVs are prohibited from traversing or climbing the banks of Bay City Creek or crossing Bay City Creek in any manner which avoids utilizing the 5th Street Corridor Trail bridge.

(3) Motorized vehicles are permitted on that portion of the Waterfront Trail from the access road to the western entrance of the Bayfront Power Plant (15th Avenue West) to the unimproved trail accessing the private lands licensed for public recreational use by NSPW known as the Pig Iron Dock.

(4) Municipal vehicles utilized for maintenance, operations, emergency, or enforcement of municipal ordinances.

(d) Motorized Vehicles Shall Yield. Motorized vehicles are required, in all circumstances, to yield to pedestrians and non-motorized traffic.

(e) Trail Closing.

(1) In an emergency, or when in the judgment of the Public Works Director and/or Parks and Recreation Director, or their designees, that flooding, wet conditions, lack of snow, construction, severe weather, high fire danger, or any other reason that the public interest demands, may close sections of the trail system.

(2) Portions of the trail system may be closed by the Parks and Recreation Department for authorized special events.

(3) Use of the portion of the trail system after it is posted “closed” under this section shall be deemed as trespass.

463.15. Ashland Skate Park.

(a) In addition to the prohibitions set forth herein, the Parks and Recreation Committee and its designee may establish administrative and operating rules and policies applicable to the City skate park when conditions or necessity require.

(b) It is unlawful for any person to engage in any of the following conduct while present at the City skate park:

- (1) Skateboarding, inline skating, or otherwise being present at the City skate park during hours when posted signs indicate that such skate park is closed and usage is not allowed.
- (2) Use of motorized bicycles, scooters, or vehicles on the skateable surfaces within the City skate park.
- (3) Placing or using ramps, tables, benches, or other objects not constructed as an integral part of the skate park within the skate parks' skateable surface areas.
- (4) Using alcohol, tobacco, or unlawful drugs within any part of the skate park area.
- (5) Allowing or possessing any animals within the skate park skate area.
- (6) Littering within the skate park complex, adjoining parking lots, park lands, and public street rights-of-way.
- (7) Possessing any glass or ceramic container while on the skate park skateable surface areas.
- (8) Profane, obnoxious, boisterous, or rowdy behavior disturbing to others.
- (9) Utilization of the skate park without wearing a properly fastened helmet that is specifically approved and sold as a helmet for skateboarding or inline skating.

463.16. RV and Tent Camping.

(a) Camping.

- (1) Occupancy of Kreher and Prentice Park campsites is first come – first serve except for month long campers who may reserve sites at Kreher Park.
- (2) APR may accept nightly reservations for groups of 10+ RVs. Reservations must be

made at least four months in advance through the APR Office and are subject to the Parks and Recreation Director's approval.

(3) It shall be unlawful to camp or use a camping unit on any City park land other than designated campsites within Kreher or Prentice Park.

(4) The Parks and Recreation Committee, and its designated agent, may provide exemptions to City park camping restrictions for special events.

(b) After Hours Loitering.

(1) Parking of vehicles, congregating of individuals, or loitering at the Kreher Park beach, restrooms, playground, pavilion, boat launch area or boat launch parking lot between the hours 10:00 p.m. and one-half hour before sunrise by anyone other than registered campers or individuals or parties launching boats is strictly prohibited.

(2) Parking of vehicles, congregating of individuals, or loitering at the Prentice Park, restrooms, playground, pavilion, boardwalk between the hours 10 PM and one-half hour before sunrise by anyone other than registered campers is strictly prohibited.

(c) Registration and Payment of Camping Fee. Self Registration is required of all parties occupying a campground campsite for any purpose prior to occupancy.

(d) Tent camping is prohibited at Kreher RV Park. Family tents are allowed on a paid and occupied RV site as an accessory use.

(e) Check-Out time is 11:00 a.m. Occupants of a site after 11:00 a.m. without permission of the camp host or caretaker will be charged another night's camping fee

(f) Occupation Limit. A site may not be occupied by more than eight (8) persons.

(g) Length of Stay.

(1) Kreher RV Park – no one may occupy the following lakefront RV campsites continuously for more than 14 days: 15, 18, 19, 20 and 23. Sites 15, 18, 19, 20 and 23 are not able to be reserved and are only available on a first come first serve basis unless approved by special circumstance by Parks and Recreation Director: i.e. host site, medical reasons, etc. Lake sites 16, 17, 21, and 22 have a maximum stay of one month per calendar year.

(2) Prentice Park - No one may occupy a tent campsite continuously for more than 14 days. RV sites with a recreational vehicle (RV) are available for month long rentals.

(h) Placement of Vehicles and Tents.

(1) Camping units are restricted to the designated parking area on each campsite. No more than two motor vehicles (or six motorcycles) are allowed on any one campsite.

(2) The number of tents allowed on any one campsite depends on the sizes of the tents and of the site. Tents may not exceed the boundaries of the site. Tents must be placed on a tent pad at the campsite. Tents are not allowed to be placed in the woods.

(i) Quiet Hours Established. Campground quiet hours are between 10:00 p.m. and 6:00 a.m.

(1) Any noise originating from campsites, camping units, the Waterfront trail, beach, playground, restrooms, or pavilion bothersome to campers at the Kreher RV Park Campground is prohibited.

(2) Any noise originating from campsites, camping units, boardwalk, slough, trails, restrooms, playground, or pavilion bothersome to campers at the Prentice Park Campground is prohibited.

463.17. Use of the Soo Line Ore Dock.

(a) Applicability. This section applies to the structure known as the Soo Line Ore Dock, AKA Ashland Ore Dock, more specifically described as the structure that extends into Lake Superior from the shore between Stuntz Avenue and Seventh Avenue East, or between Blocks 17 and 18, Ellis Division, City of Ashland, Ashland County, Wisconsin.

(b) Closures. City staff, as delegated by the City Administrator, may close the Ore Dock, or a part of it, to the public for maintenance activities, during periods of inclement weather, during special events authorized by the City, or to protect the public from any hazard to health, safety, or welfare. The public shall be given notice of the closure of the Ore Dock through the placement of signs or physical barricades or both sufficient to provide reasonable notice of the closure to the public. It shall be a violation of this section to:

(1) Move or remove a sign or barricade providing notice of closure.

(2) Enter the Ore Dock, or any closed part of it, when it has been closed pursuant to this section.

(c) Special events. The Parks and Recreation Department may authorize weddings and other brief ceremonies (less than an hour) that are small enough to allow the public substantial access to most of the Ore Dock during the ceremony. Any event that would require closure of the entire Ore Dock or a substantial portion of it must be approved by the City Council.

(d) Children. No child under the age of ten years shall be on the Ore Dock unaccompanied by an adult, and no parent or guardian shall allow a child under the age of ten years to be on the Ore Dock unaccompanied by an adult.

(e) Prohibitions. No person shall:

- (1) Tamper with, remove, damage, or misuse any rescue ring, safety ladder, navigational aid, light, or other safety device.
- (2) Climb on, move, remove, or damage any fence or barricade.
- (3) Remove, damage, or destroy any City property on the Ore Dock, such as but not limited to picnic tables or trash cans.
- (4) Draw or paint or otherwise place any graffiti on any portion of the Ore Dock, or any fence or barricade or other structure on the Ore Dock.
- (5) Jump or dive from the Ore Dock.
- (6) Swim from the Ore Dock.
- (7) Light, use, or maintain any fire on the Ore Dock or in or on any device on the Ore Dock.
- (8) Discharge any fireworks not specifically authorized by the City.
- (9) Operate any motorized vehicle not specifically authorized by the City.
- (10) Moor a vessel of any sort to the Ore Dock for more than four hours without permission of the Marina Manager.
- (11) Moor a vessel in any manner which interferes with the ingress or egress of the RV Kiyi from the adjacent dock.
- (12) Use or possess any glass container.
- (13) Dispose of any trash or refuse of any nature on the Ore Dock or in the waters or on the ice near the Ore Dock.
- (14) Use any alcoholic beverage or possess any alcoholic beverage unless it is in the container in which it was sold and the container is sealed as it was when sold.
- (15) Be so intoxicated as to be a danger to himself or herself or others.
- (16) Smoke. Smoking means:
 - (A) Inhaling, exhaling, burning or holding any lighted cigar, cigarette, pipe or other lighted tobacco product in any manner or in any form, or

(B) Inhaling or exhaling from, holding, or operating any lighted or activated electronic device which produces and/or delivers nicotine in a vaporized form, or is designed, advertised, or marketed to do so, including, but not limited to, devices commonly known as electronic cigarettes or e-cigarettes.

463.18. Beaches.

(a) Swimming Area Boundary Markers. It shall be unlawful for any person to disturb or mistreat any swimming area buoy or marker at any public swimming beach.

(b) Swimming Area Limits. It shall be unlawful for any person to swim beyond the limits of swimming area marker buoys where such buoys are provided.

(c) Lifeguards.

(1) It shall be unlawful for any person to ignore the instructions of a lifeguard in the performance of his/her duties.

(2) It shall be unlawful for any person to carry on unnecessary conversation with lifeguards or falsely call for help or assistance; to stand, sit, or cling to any lifeguard perches; or, except in emergency, to climb into or cling to any lifeguard boats.

(d) Bathing Dress. It shall be unlawful for any swimmer or bather to enter the water or onto any bathing beach unless clothed in suitable dress or suit.

(e) Glass Containers. It shall be unlawful to possess or use any glass container on a beach within City park lands.

463.19. Animals.

(a) Pets.

(1) It shall be unlawful for any person to allow pets to enter any public building, swimming bathing-beach, or playgrounds within City park lands with the exception of service animals.

(2) It shall be unlawful for any person to allow pets to run at-large at any time within City park lands except those areas specifically designated as pet runs. In those areas in which pets are permitted, dogs shall at all times be kept on a leash not more than six (6) feet long. All pets shall be effectively restrained and under the owner's control at all times. At-large pets are subject to seizure by animal control officers.

(3) No person shall tether a pet to a tree or plant.

(4) No person shall permit any dog, cat or other pet to enter the Kreher Park, Bayview Park, or Maslowski Park beach swimming areas.

(5) No off leash pets are allowed within the fences of the Beaser Park Baseball fields, Central Railyard Baseball fields, Hodgkins Park Baseball fields, and Penn Park.

(6) No person shall allow his/her pet to deprive or disrupt the enjoyment or use of any City park land by others.

(b) Horses.

(1) Horses are prohibited within all City parklands. Exceptions will be made for special events approved by the City or Parks and Recreation Department.

(2) Should a special event be approved in which horses will be a part, it shall be unlawful to ride a horse in a careless, negligent or reckless manner so as to endanger the life, property or person of others on any City park roads, or designated trails, or to ride, lead, or have a horse in any manner on the beaches, foot paths, picnic grounds, athletic fields, or other similar special public use areas of any City park lands.

(c) Hunting and Trapping. No person shall intentionally kill, trap, hunt, pursue or in any manner disturb or cause to be disturbed any species of wildlife within City park lands, recreation areas or conservation areas except:

(1) Fishing is permitted on park lands and recreation areas with the proper state license.

(2) Hunts or trapping authorized by the City for the purpose of controlling or removing nuisance animals.

(d) Animal Excreta. Any owner or person having the immediate care, custody, or control of any animal shall promptly remove and dispose of, in a sanitary manner, any excreta left or deposited by the animal on City park lands.

463.20. Feeding Wildlife. No person shall purposely or knowingly feed, bait, or in any manner provide access to food to any wild animal or waterfowl within City park lands.

463.21. Alcoholic Beverages.

(a) Sale of Alcoholic Beverages. It shall be unlawful to sell alcoholic beverages within any City park lands without first acquiring the appropriate license from the Ashland City Clerk's office. The sale of alcoholic beverages shall only occur in compliance with Wisconsin Statutes and City Ordinance.

(b) Enforcement of Drinking Laws. The permit or license holder shall be responsible for

complying with the alcoholic beverage laws of municipal ordinance, Wisconsin Statute, and the policies of the Ashland Parks and Recreation Department.

(c) Violations. Violators of the alcoholic beverage provisions of this Ordinance will be asked to leave City park lands and may be cited for the violation of Wisconsin's alcoholic beverage statutes and municipal alcoholic beverage ordinances.

463.22. Installation, Maintenance, & Replacement of Public, Private Utilities.

(a) Location. The location and placement of all public and private utilities serving City park and recreation facilities or crossing City park lands shall be undertaken in conjunction with discussions with the Parks and Recreation Department and Parks and Recreation Committee.

(b) Construction. All public and private utilities located within the boundaries of City park lands, recreation areas, or conservation areas shall be placed underground. The reconstruction or rebuilding of any existing above ground utility will include the placement of that utility line underground.

463.23. Peddling and Soliciting. It shall be unlawful for any person, organization, or business to peddle or solicit business of any nature whatever or to distribute handbills or other advertising matter or to post unauthorized signs, posters, bills, or decorative matter on any vehicle, structures, trees, light poles, sign posts, or property within City park lands or use such lands, structures, or property as a base of commercial operations for soliciting or conducting of business, peddling or providing services within or outside of such lands, structures, or property unless first authorized in writing by the Parks and Recreation Department.

463.24. Additional Park Rules, Permits.

(a) Additional Rules. Rules, policies, and regulations may be made from time to time by the Common Council governing the further use of and enjoyment of City park lands, playgrounds, trails, beaches, conservation areas, and the facilities thereof provided that such rules may not contradict or conflict with the provisions of this chapter. Any person who shall violate such rules, policies, or regulations, or who refuses to subject himself thereto, may be excluded from the use of such facility.

(b) Permits. Any person, organization, company to whom a park use permit or special event permit has been issued shall be bound by the provisions of all ordinances of the City of Ashland and the rules, policies, and regulations of use of City park lands as fully as though the same were inserted in each permit.

463.25. Penalty. Any person, firm or corporation violating any provision of this chapter, or any rule, policy, or order adopted hereunder, shall pay a forfeiture of not less than One Hundred Dollars (\$100.00) nor shall more than Five Hundred Dollars (\$500.00) for each offense, and a separate offense be deemed committed on each day on which a violation occurs or continues.

463.26. Restitution. In addition to the foregoing, any person, firm or corporation violating any provision of this chapter, or any rule, policy, or order adopted hereunder, shall be directly liable to the City of Ashland for the actual cost of repair or replacement of any property owned or in control of the City of Ashland which was damaged or destroyed by the said violation. The court may order restitution to the City of Ashland for said costs in addition to the foregoing penalties. Said restitution may be ordered in cash or labor under the direction of the Parks and Recreation Director.

ADOPTED: 463 (1819) 12/10/2013

AMENDMENTS: 463 (1833) 9/30/2014; 463 (2020-1926) 02/11/2020, 463 (2021-1939)
2/9/2021