

WHEREAS, it is reasonable, necessary and desirable for the Macon County Conservation District, hereinafter called "District," to establish a Rules and Regulations Ordinance governing the use of the lands, waters and facilities of the District; and,

WHEREAS, 70 ILCS 410/3 of the Conservation District Act provides in part as follows: such districts may, and their principal purpose is to preserve and maintain wildland, other open land, scenic roadways and pathways; hold such real property, with or without public access, for the education, pleasure and recreation of the public or for other open space values; manage and use such real property in such manner and with such restrictions as will leave it unimpaired for the benefit of future generations; and otherwise promote the conservation of nature, flora and fauna, natural environment and natural resources of the District; and,

WHEREAS, 70 ILCS 410/12(b) of the Conservation District Act provides as follows: to make and publish all ordinances, rules and regulations necessary for the management and protection of its property and conduct of its affairs;

WHEREAS, 70 ILCS 410/12(i) of the Conservation District Act provides as follows: to police its property and to exercise police powers in respect thereto or in respect to the enforcement of any rule or regulation provided by the ordinances of the district and to employ and commission police officers and other qualified persons to enforce the same; and,

WHEREAS, it is reasonable, necessary and desirable for the District to adopt the revised regulations in order to provide for the safe and peaceful use of its lands, waters, and facilities; for the education, pleasure and recreation of the public; for the protection and conservation of nature, flora and fauna, natural environment and natural resources; and for the safety and general welfare of the public; and

WHEREAS, the District has the authority and power to establish this amended Rules and Regulations Ordinance; and

WHEREAS, the Rules and Regulations Ordinance as amended in June of 1995 shall remain in effect until such time as the legal requirements associated with the passage of this Ordinance are met.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the District as follows:

Chapter I

Construction of Words and Definitions

Section 1: Construction of Words

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 importing the masculine gender shall include the female as well as male persons.

The word “shall” is mandatory and not discretionary. The word “may” is permissive or discretionary.

Section 2: Definitions

- a. **“District”** where used means the Macon County Conservation District of Macon County, Illinois;
- b. **“Board”** where used means the duly appointed Board of Trustees of the District;
- c. **“President”** where used means the President of the Board;
- d. **“Executive Director”** wherever used means the Executive Director of the District or her/his designee;
- e. **“Person”** or **“Persons”** where used means individuals, firms, corporations, societies or any group or gathering whatsoever;
- f. **“Lands”** where used means the real estate holdings of the District;
- g. **“Waters”** where used means lake, pond, slough, stream, lagoon, marsh, or river within the jurisdiction of the District;
- h. **“Property”** where used means any lands, waters, facilities, equipment, or possessions of the District;
- i. **“Area(s)”** where used means a specified place within the lands or waters;
- j. **“Vehicle”** where used includes, but is not limited to any device of conveyance on the land using wheels or belt-type track or tracks, skids or skis and propelled by an engine or motor, wagons or sleds pulled by animals, and includes such land conveyances that are able to float and operate on water;
- k. **“Watercraft”** where used means any device of conveyance on the water whether propelled by motor, engine, wind or human power;
- l. **“Written permission of the Executive Director”** where used is intended to allow written permission being granted by authorized agents of the Executive Director;
- m. **“Posted”** where used means that a notice is displayed whether by a sign in or at the entrance to the lands or waters or any area therein or at the District’s headquarters, the location being at the discretion of the Executive Director;
- n. **“Administrative Order”** where used means a written statement of policy and/or procedure issued by the Executive Director which has been approved by the Board at a regular or special meeting.
- o. **“Permit”** wherever used means the written permission that must be obtained from the Executive Director to carry out a given activity.

- p. **“Bicycle”** wherever used means any device propelled by human power upon which any person may ride, which includes, but is not limited to bicycles, in-line skates, roller skates, skateboard or any other potential conveyances.
- q. **“Employee”** whenever used means any full or part-time, regular or seasonal worker in the employ of the District under the supervision of the Executive Director.

Chapter II Rules and Regulations

Article I Trespass on Lands and Waters and Facilities Thereon

Section 1: Public Use, Purpose of the District and At Your Own Risk Policy

The principle purpose of the District is to preserve and maintain wildland, other open land, scenic roadways and pathways and hold such real property, with or without public access for the education, pleasure and recreation of the public or for other open space values. Such properties are to be managed and used in a manner and with such restrictions as will leave it unimpaired for the benefit of future generations and promote the conservation of nature, flora and fauna, natural environment and natural resources of the District. This ordinance is intended to help carry out this function. The Macon County Conservation District, through these rules and regulations, advises all individuals using its facilities that the District assumes no liability for any action or failure to act that may result in injury to person or property. Specifically, all activities, including but not limited to sledding, fishing, walking, running, bicycling, roller blading, camping, or any activity occurring on its premises is conducted at the risk of the participant.

Section 2: Conservation Area Hours

Conservation areas shall be open to the public from 7:00 A.M., until sunset, local time unless different hours are posted by the Executive Director.

Section 3: Trespass

No person shall enter into or upon any conservation area, waters, areas or structure where trespass is prohibited by sign. These structures or areas may be, but are not limited to, employee residences and their immediate surrounding area, construction areas, work safety zones, equipment or material storage structures or areas, work shops or stations, tree nurseries or areas undergoing planning or development for public use, intensive reforestation or other soil or vegetative treatment, wildlife management sites or areas hazardous to public safety or health.

Section 4: Use of Permits

No person shall conduct, operate, present, manage or take part in the following activities in a conservation area unless a permit (permission) is obtained from the Administrative Office of the District prior to the start of the activity and is in the physical possession of

such person during such activities. All permits are subject to immediate revocation without refund as a result of violations of their accompanying restrictions.

- A. Such activities shall include, but shall not be limited to any contest, show, exhibit, dramatic performance, play act, motion picture, bazaar, sporting event, musical event, sound amplification, animal rides, ritual, religious or political 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 conservation area or facility 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.
- D. Any use of district lands for the purpose of conducting scientific study.
- E. Participation in special hunting programs as may be enacted by the conservation district require special permits.
- F. Typical written permits include, but are not limited to, shelter reservation, ground use, camping, daily fee receipt, equestrian use permit, license, or rental agreement.

Persons desiring any of the above activities may apply for a written permit under the following sections and are subject to fees set by the Board of Trustees.

Section 5: Permits in General

Permits are not transferable and fees paid are not refundable. Minor changes in the permit may be made upon written permission of the Executive Director for no additional fee, providing that the specific conservation area 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 72 hours prior to the event.

Section 6: Camping/Picnics/Special Events

- A. No person will camp on the lands or waters of the District or inhabit any structure or facility overnight without permit. The permit reserves a designated area or areas to the exclusion of others and allows the permittee to remain in the conservation area overnight. Public camping registration is provided at campsites within the designated public campground of the District. When and where permitted, camping shall be done in accordance with District rules, regulations and restriction duly set forth. Applicants for overnight camping must be at least 21 years of age.
- B. No permit is required to have a picnic; however, if a person desires to reserve a designated area to the exclusion of others or desires to conduct, in conjunction with the picnic, related activities which impair or limit the use and enjoyment of the conservation area by others, such as, but not limited to, sound amplification, a picnic permit (valid for one day) is required.
- C. A permit is required for any of the other activities listed in Section 4A. The permit may provide for use of an area or areas to the exclusion of others and for other permit controlled activities pursuant to this Ordinance.

- D. Requests for special events and fund raising activities held by non-profit organizations must be submitted in a formal letter, outlining the event in detail, to the District office at least four weeks in advance of the anticipated date of use. Upon receipt of this letter, a permit may be issued following standard District procedure. During the permit process, non-profit organizations will be required to submit both proof of the organization's 501-C-3 status and a certificate of insurance naming the District as Additional Insured on the policy.

Section 7: User Fee Facilities and Areas

No person will enter upon any area of the lands or waters where a facility is located when outer boundaries are readily identifiable and to which a user fee is levied unless said user fee has been duly paid, any required registration has been completed, and then only in accordance with District rules and regulations.

Article II Alcoholic Beverages

Section 1: Alcohol and Illegal Controlled Substance Prohibited

No person shall possess or consume alcoholic beverages in any areas of the land and waters of the Macon County Conservation District. No person shall possess, bring into, or use any illegal controlled substance, including cannabis or any derivative thereof in any areas of the lands and waters of the District.

Article III Protection of Property and Natural Resources

Section 1: Property, Equipment and Natural Resources

No person will remove, cut, break, mark upon, burn, destroy, deface, or in any way damage the property, equipment or natural resources.

Section 2: Plant Material

No person will cut, remove, uproot, blaze, girdle, deface, injure, prune, break, destroy, or in any way damage any tree, shrub, flower or other plant material.

Section 3: Animal Habitat

No person will hunt, wound, pursue, kill, trap, maim, capture, molest, or treat cruelly any animal, bird, amphibian or reptile, or disturb, molest or rob its den, nest, or burrow. No person will dump, cast, throw, lay or place, nor cause to be deposited, dumped, cast, thrown, laid or placed any grain, grain product, food or food product for the supplemental feeding of any animal or bird.

Section 4: Use of Fire

No person shall willfully set on fire, nor cause to be set on fire, any tree, woodland, brushland, grassland or meadow within the Conservation District. No person shall build any fire in or near any tree, woodland, grassland, building or other structure, or make use

of any inflammable material within the Conservation District, except within the fireplaces or open areas provided for and designated by the Board of Trustees for such purpose, or depart from the lands or from any buildings until after said fire is completely extinguished so as to be cold to the human touch.

Section 5: Unlawful Construction or Maintenance

No person shall erect, construct, install or perform any maintenance on, below, over or across a conservation area except by proper authorization of the District and then only in accordance with written permission of the Executive Director specifying in detail the work to be done and the conditions to be fulfilled pursuant to the terms of such authorization.

Section 6: Prehistoric and Historic Resources

Objects found on Macon County Conservation District properties by staff or by visitors must be reported and delivered to the Rock Springs Visitors Center for documentation and consideration as an archaeological specimen or collection object. These objects will be reviewed by the Collections Committee according to the general criteria outlined for acquisitions in the Macon County Conservation District Collections Policy. If the object is accessioned into the collection, the District will be named as the owner. If it is determined that the object does not fit the criteria, recommendations for disposal will be made following the procedures outlined in the Collections Policy.

Article IV Pollution, Litter and Contamination

Section 1: Waste Disposal

No person shall deposit, dump, throw, cast, lay, or place, or cause to be deposited, dumped, thrown, cast, laid, or placed any ashes, trash, rubbish, paper, garbage, refuse, landscape waste, entrails, animal carcasses, ice, graywater, debris or junk, in or upon the property of the Conservation District, nor in any watercourse, lake or pond within the Conservation District.

Section 2: Use of Chemicals

No person will apply any insecticides, herbicides or other chemical substances upon the lands or waters without written permission of the Executive Director.

Section 3: Hot Ashes

No person will dispose of any ashes that are hot to the human touch in any trash receptacle, on the grass, in any buildings, or on any of the lands or waters or property. No person will drop, throw away or scatter any burning, lighted or hot coals, ashes, cigarette, cigar, firecracker or match.

Section 4: Noise

No person will operate any device which emits a noise that exceeds the maximum decibel level prescribed by the Illinois Environmental Protection Agency or that is audible for a

distance of 75 yards from the source of the sound or which is disturbing to the reasonable quiet of other persons nearby.

Section 5: Drawing of Water

No person will draw water from any of the waters for use on other than the lands and waters or property without written permission of the Executive Director.

Section 6: Goods and Vehicles as Obstructions

No person shall 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 property within or on the boundary of any conservation area within the District to the obstruction or use of such conservation area or to the detriment of the appearance of such conservation area.

Article V Sports and Games

Section 1: Bicycles

Bicycles are permitted on paved park roads and those trails where such use has been designated and posted by the District. No person shall operate a bicycle in a reckless manner so as to endanger pedestrians or to impede the normal flow of vehicles on any road. Riders must attempt to ride on the right side of the road or bike path and have to ride single file when on roads used by motor vehicles and/or when passing another bicyclist or pedestrian. Any person riding a bicycle on any path, road, or property of the District will comply with 625 ILCS 5/11-100 et.seq.

Section 2: Powered Toys/Equipment

No person will use any powered toy or model upon the lands or waters or in the air over the lands and waters without written permission of the Executive Director.

Section 3: Roller Toys/Equipment

No person will roller skate, roller blade, skateboard or use any other similar type of non-motorized recreational device on any road, parking lot, or trail where prohibited, and in a manner which endangers the safety of persons or property, or at a speed which is greater than is reasonable and proper for the safe operation with regard to existing conditions.

Section 4: Aviation

No person shall make any ascent in a balloon, airplane, glider, hang glider, kite or any descent in or from any balloon, aircraft, glider, hang glider, kite or parachute without a permit.

Section 5: Gambling

No person shall (a) manage, operate or engage in gambling of any form; or (b) have in his/her possession any clock, wheel, tape machine, slot machine, pin machine or other 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 machine

or device shall be subject to seizure, confiscation and destruction by any authorized District employee.

Section 6: Golf

No person will chip, drive, or putt a golf ball anywhere on the District's properties.

Section 7: Swimming

No person will swim, wade or bathe in any of the waters of the Macon County Conservation District.

Section 8: Geocaching

No person shall place a cache on any of the lands or waters of the Macon County Conservation District without written permission of the Executive Director. No person shall dig or leave holes, ruts, or piles, establish markers, or in any way cause damage to district property or disrupt others by using any device or instrument used in geocaching.

Article VI Vehicles and Watercraft

Section 1: Speed and Weight Limit

No person will 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. No person will operate, propel, or cause to be propelled any vehicle in excess of posted speed limit or operate any vehicle that exceeds the weight limit as posted.

Section 2: Off-Road Restrictions

No person will drive or operate any vehicle on other than the park roads provided for use by that vehicular type, and then only in accordance with Illinois Rules of the Road or Administrative Order.

Section 3: Parking

No person will park a vehicle on turf, meadows, prairie, marsh, field, in a woodland or on the roots of any tree or shrub, except in an emergency, a matter of public safety, or when instructed to do so by District personnel.

Section 4: Use of Watercraft

No person will propel or cause to be propelled any watercraft with any motor without express written permission of the Executive Director.

Section 5: Excessive Acceleration

No operator or driver of a motor vehicle shall engage in any unnecessary acceleration on the roads and lands owned by the District, whether below or in excess of the established speed limits of the District and whether from a stop or not.

Section 6: Excessive Acceleration Definition

The words “excessive acceleration” shall include, but are not limited to, any sudden increase in the speed of a motor vehicle at a rate sufficient to jeopardize the safety of passengers, pedestrians or other motor vehicles.

Section 7: Vehicle and Watercraft Laws

Adoption by reference of provisions of the Illinois Compiled Statutes: The following acts and laws, or sections thereof, of the Illinois Compiled Statutes are hereby incorporated by reference in these ordinances as each is, or may hereafter be amended to the same extent and with the same legal effect as if wholly set forth herein:

1. The following Chapters of the Illinois Vehicle Code, 625 ILCS 5: Certificate of Title and Registration, 625 ILCS 5/3; Illinois Drivers Licensing Law, 605 ILCS 5/6; Rules of the Road, 625 ILCS 5/11; Equipment of Vehicles, 625 ILCS 5/12.
2. Boat Registration and Safety Act, 625 ILCS 45.
3. Snowmobile Registration and Safety Act, 625 ILCS 40.
4. The Child Passenger Protection Act, 625 ILCS 25.
5. The Illinois Fish Code, 515 ILCS 5.

Any violation of these adopted provisions shall be deemed a violation of this Chapter and be subject to penalties herein fixed. Each said adopted provision shall be identified by the section number provided in the Illinois Compiled Statutes preceded by “CD.” Chapter 1 of the Illinois Vehicle Code as the same is or may hereafter be amended, in so far as said chapter defines words and phrases used in these adopted chapters and used in this chapter of these ordinances is hereby adopted in this section as definitions for the words and phrases used in those chapters and in these ordinances.

Section 8: Safe Use of Motor Vehicles

No person shall operate a motor vehicle in a careless or negligent manner which constitutes a hazard to the safety of persons or property.

Section 9: Abandonment of Vehicles

It is unlawful to abandon a vehicle on any Conservation District property. The Executive Director may authorize the removal of an abandoned vehicle from any area, including a designated parking area at the owner’s expense. A vehicle may be deemed abandoned if the vehicle has not been moved during a 24-hour period. Further, the Executive Director may authorize the immediate removal, at the owner’s expense, of any vehicle parked, abandoned, or left unattended on a roadway where it constitutes an obstruction to the normal flow of traffic.

Section 10: Unlicensed Vehicles

No person shall operate any snowmobile, dirt bike, motor scooter, all terrain vehicle, go-carts, or other vehicle not licensed for highway use on any District lands or roadways.

Section 11: Traffic Signs and Regulations

It is unlawful for the operator of any motor vehicle or other person to fail to obey a regulatory traffic sign or other posted regulation on Conservation District property.

Section 12: Vehicle Maintenance

No person shall 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. Routine maintenance of vehicles, including, but not limited to, changing oil or antifreeze, flushing radiators, or the change or release of any vehicular fluid is prohibited. Polishing/waxing vehicles is permitted in designated parking areas only.

Article VII Domestic Animals and Pets

Section 1: Control of Pets

No person will permit his/her dog, cat or other pet to be on the lands unless under the direct physical control of a responsible person at all times. All pets shall be kept on a leash no longer than 6 feet in length. No person will permit his/her dog, cat or other pet to be in any of the buildings unless for purposes of public safety. No person will permit his/her dog, cat or other pet to swim or wade in any of the waters. Any person or persons bringing animals onto District property for any purpose are responsible for the removal and proper disposal of any feces produced by those animals.

Section 2: Release of Animals

No person will release or cause to be released any wild, domestic, or pet animal, bird, amphibian, reptile, insect, or fish on the lands or waters without written permission of the Executive Director.

Section 3: Equestrian Use

No person shall bring into a conservation area, unload, use, or ride any horse or domestic animal except on those roads, areas, or trails designated and posted by the conservation district for equestrian use. Where permitted, horses shall be used in accordance with District rules, regulations and restrictions.

Section 4: Livestock

No person will allow his/her livestock to trespass upon the lands or waters.

Article VIII Personal Conduct and Behavior

Section 1: Use of Weapons

No person will possess, concealed or otherwise, transport or discharge on the lands or waters and facilities thereon any weapon including, but not limited to, a firearm, pistol, revolver, rifle, shotgun, paint ball gun, bow and arrow, slingshot, cross bow, spear or spear gun, switchblade, knife, stiletto, sword, blackjack, billy club, whip, ax, or any weapon capable of discharging a projectile by air, blowgun, gas or explosive, any

explosive substance or harmful solid, liquid or gaseous substance or any other dangerous weapon. Those participants in the upland game program or deer herd management program who have been issued a permit by the Conservation District may carry weapons specifically authorized by the program rules within designated areas.

Section 2: Drug or Alcohol Abuse

No person will be on the lands or waters in an intoxicated condition or under the influence of any alcoholic beverage, 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 these substances engages in behavior or speech that intimidates others or interferes with or unreasonably disrupts others in the normal, safe and lawful use of the lands or waters and facilities thereon. No person shall do, or cause to be done, any act in violation of: The Illinois Criminal Code of 1961 as amended; the Illinois Cannabis and Controlled Substance Act of 1971 as amended; the Illinois Dram Shop Act as amended; or any applicable Illinois Compiled Statute as amended while in or on any property administered by or under the jurisdiction of the District.

Section 3: Obstruction of Employees

No person will interfere with, unreasonably disrupt, delay or in any manner hinder an employee engaged in the performance of his/her official duties, or give or offer to give any employee any money, gift, privilege or article of value on or off District property with intent to influence the employee's performance, or any act related to his/her employment of function.

Section 4: Amusements, Concessions and Advertising

No person will advertise, vend, set up amusement rides, or establish a concession in or levy an admission fee to any area of the lands or waters without written permission of the Executive Director or unless under written contract with the Board. No person will display, distribute, post or fix any placard, sign, handbill, pamphlet, circular or any other writing or printed material or objects containing advertising matter or announcements of any kind whatsoever, without written permission of the Executive Director, 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 not attached to any tree or shrub or any post, building, District sign, gate or other structure.

Section 5: Honoring Permits

No person will by act or speech willfully or unreasonably hinder, interrupt or interfere with any activity for which a permit has been granted by the Executive Director, or unreasonably or willfully intrude on any areas or into any structures for which a permit has been granted by the Executive Director to person or persons to the exclusion of others.

Section 6: Smoking

No person will smoke any pipe, cigar or cigarette in any facility or building or in any area posted as a "No Smoking Area".

Section 7: Commercial Photography

No person will take or cause to be taken any still or motion picture for commercial purposes or for use in commercial advertising without written permission of the Executive Director and then only in accordance with District rules, regulations, and restrictions set forth as part of such permit.

Section 8: Pyrotechnics

No person will set off or attempt to set off or ignite any firecracker, fireworks, smoke bombs, rockets, black powder guns or other pyrotechnics without written permission from the Executive Director.

Section 9: Metal Detectors

No person will dig or leave holes, ruts, piles, establish markers, or in any way cause damage to District property or disrupt others by using any device or instrument used to detect metallic objects, without written permission from the Executive Director.

**Article IX
Fishing Regulations****Section 1: Fishing Methods**

No person shall take, catch or attempt to take or catch any fish or other aquatic life in any water controlled by the District, by any method whatsoever except by means of not more than two poles and lines with no more than two hooks or lures attached to each.

Section 2: Violation of Fishing Regulations

No person shall violate any posted fishing regulation, including but not limited to, the size or possession limit on fish. Those fishing in Conservation District waters are required to comply with the fishing regulations of the State of Illinois. The District shall post special fishing regulations in conspicuous locations where these regulations are in effect.

**Chapter III
United States of America,
State of Illinois and Local Laws**

All persons on the lands or waters and facilities thereon are subject to all ordinances, rules and regulations of the District as well as all applicable laws of the United States of America, the state of Illinois and local statutes and ordinances, as amended and changed from time to time. These laws include, but are not limited to, the Conservation District Act of the State of Illinois, the Illinois Motor Vehicle Code, the Criminal Code of the State of Illinois, the Game and Fish Codes of the State of Illinois, and the Boat

Registration and Safety Act of the State of Illinois as amended and changed from time to time.

Chapter IV Enforcement and Administration

Section 1: Enforcement

All employees of the District have the power and are authorized to enforce this Ordinance. Further, all duly commissioned members of the Macon County Sheriff's Department have the power and are authorized to enforce this Ordinance and all laws of the State of Illinois.

Section 2: Two Penalties – One Judgment

In all cases where the same offense is made punishable or is created by different sections of this ordinance, the police officer or other appropriate individual will elect under which to proceed, but not more than one judgment may be rendered against the same person for the same offense.

Section 3: Fines and Penalties

Any person who violates this Ordinance will be subject to a fine for each violation including each day of an ongoing violation, of not less than \$50.00 nor more than \$500.00 plus costs and attorneys fees. These fines, monies and court costs will be paid to the Treasurer of the District.

Section 4: Civil Suits

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

Section 5: Contraband

All animals, plants, birds, fish or reptiles, or parts thereof, killed, captured, trapped or taken or bought, sold or bartered or had in possession contrary to this ordinance or applicable laws of the State of Illinois will be declared contraband and are subject to seizure by any duly sworn peace officer or authorized District personnel.

Section 6: Permission, Postings and Restrictions

To carry out the terms of this Ordinance, the Executive Director is hereby given authority to issue the Permits, post Notices or to take other action as called for herein, subject to the guidelines herein set forth: (a) The Executive 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 issue Permits where required by this Ordinance and collect such fees established by the Board of Trustees, (b) the Executive Director may impose reasonable restrictions on the granting of a Permit including, but not limited to 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, sound and energy

amplification devices, amusement devices, off-the-road vehicle access, the number of persons present, location and type of any tents, the use of domestic pets 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 likely to create a risk of unreasonable harm to use and enjoyment of the Conservation Area by others or of damage to District property, (c) 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 Executive Director to require such.

Section 7: Grievances

All designated areas, lands or waters and facilities thereon and any written permission, administrative orders or posted restrictions are subject to review at any time by the Board. Any aggrieved person has the right to petition the Board, in writing, regarding denial or restriction of use or activity and be properly and promptly heard by the Board as the president may direct.

Section 8: Authority of Other Agencies

Nothing in this ordinance should be construed to prevent other duly sworn peace officers from carrying out their official duties within the territories of the District as defined by any laws of the United States of America or the state of Illinois, or ordinances of Macon County, Illinois, or in accord with any other policing agreement approved by the Board.

Section 9: Exemption

Nothing in this ordinance should be construed to prevent, obstruct or impede District employees in the normal and routine performance of their official duties.

Chapter V Arrest, Prosecution and Bail

All arrests, issuance of warrants, bail, and related procedures will be in accordance with the laws and statutes of the state of Illinois.

Chapter VI Miscellaneous

Section 1: Conflict

All District ordinances, resolutions and orders, or any parts thereof, in conflict with this ordinance are hereby repealed.

Section 2: Enactment

This ordinance will be in full force and effect from and after its passage, approval and publication, as by statute in such cases made and provided.

Section 3: 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.

Section 4: Severability

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

**Chapter VII
Amendments**

This ordinance may be amended from time to time by the Board and such amendment may be shown by either marking the section amended or attaching the amendment to this ordinance.

Passed and approved by the President and Board of Trustees of the Macon County Conservation District of Macon County, Illinois, this day of , 2004.

Ayes: _____
Nays: _____
Abstentions: _____

APPROVED: _____
Howard Buoy, President
Board of Trustees
Macon County Conservation District

Carol Barr, Secretary
Board of Trustees
Macon County Conservation District

ATTEST: