

**ORDINANCE: Amend Sections 19.24 and 19.25 of the General Code of Winnebago County to Reflect the Elimination of Swimming Activities at the Community Park Swim Beach and Establish the Beach House as a Pavilion Available for Day Rentals**

**TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:**

**WHEREAS**, in following with the recommendations expressed by both the Parks and Recreation Committee and the Ad Hoc Committee to study beach programming options, it is appropriate to discontinue the practice of facilitating swimming activities at the Community Park Swim Beach and to hereafter redirect usage of the facility towards another purpose; and

**WHEREAS**, it has been determined that the most practical function of the beach facility would be to serve as a park pavilion to be made available for day rentals; and

**WHEREAS**, comparison of the fees applied to similar facilities and services located in other municipalities demonstrates the appropriateness of instituting a separate fee category from the charges applied at each of the existing park shelters.

**NOW, THEREFORE, BE IT RESOLVED** by the Winnebago County Board of Supervisors that effective January 1, 2012, Section 19.24 FEES AND CHARGES, (2) (a) and (b), and (3) of the General Code of Winnebago County be amended to reflect the establishment of the Pavilion rental facility in place of the former Community Park Beach House (Service Center) and that Section 19.24 (2) (a) and (b), & (3) thereafter read as follows:

**19.24 FEES AND CHARGES:**

(1) No person shall use any facility, land, or area for which a fee has been established by the Committee without payment of such fee.

(2) The following fees shall apply for the reserved use of picnic shelter buildings at the Community Park:

(a) COMMUNITY PARK FEE SCHEDULE

Facility	Group Size	Weekday Charge	Weekend Charge
Shelters 1 & 2	Up to 150	\$40.00	\$50.00
	151 – 300	\$70.00	\$70.00
	301 – 1000	\$130.00	\$130.00
	Over 1000	\$210.00	\$210.00
Shelters 3 & 4	Up to 50	\$30.00	\$35.00
	50 - 150	\$40.00	\$50.00
	151 – 300	\$70.00	\$70.00
	301 – 1000	\$130.00	\$130.00
<b>Pavilion</b>	<b>Up to 150</b>	<b>\$110.00</b>	<b>\$135.00</b>
	<b>151 – 300</b>	<b>\$170.00</b>	<b>\$170.00</b>
	<b>301 – 1000</b>	<b>\$210.00</b>	<b>\$210.00</b>
	<b>Over 1000</b>	<b>\$255.00</b>	<b>\$255.00</b>
Open Air	Small Groups	\$10.00	\$10.00

(b) A security deposit of not less than ~~\$25.00~~ **\$100.00** may be required at the discretion of the Parks Director.

(3) The availability for partial ~~or full~~ rental of the Community Park ~~Service Center~~ **Pavilion** shall be at the discretion of the Director and shall be a negotiated price with a minimum charge starting at ~~\$15.00~~ **\$30.00** for the initial hour of use.

**BE IT FURTHER RESOLVED** by the Winnebago County Board of Supervisors that Section 19.25 BEACHES (1) (a) of the General Code of Winnebago County be amended to reflect the elimination of swimming activities at the former Community Park Swim Beach and that Section 19.25 thereafter read as follows:

**19.25 ~~BEACHES~~ WATERFRONT AREAS:**

(1) No person in a park shall:

(a) Swim, bathe, or wade in any waters or waterways in ~~or adjacent to~~ any park, except in such waters and at such places in which swimming is specifically permitted and in compliance with such regulations as are herein set forth or may be adopted thereafter.

***(b) If permitted, swimming at all park areas shall be strictly at the person's own risk.***

**Note:** The remaining portion of Section 19.25, which mainly refers to beach regulations, is to be deleted.

**Fiscal Note:** The introduction of the Pavilion rental category is estimated to net the program an additional \$2,500 over and above the average annual shelter rental income of \$8,000.

Submitted by:

**PARKS AND RECREATION COMMITTEE**

---

---

---

---

---

Committee Vote:

**4-0**

Vote Required for Passage:

**Majority of Those Present**

Approved by the Winnebago County Executive this \_\_\_\_\_ day of October, 2011.

---

Mark L Harris  
Winnebago County Executive