

# CHAPTER 140

## ACTIVE PUBLIC PARK DISTRICT

140.01 Purpose.

140.02 Use Regulations.

140.03 Area, height and other regulations.

### 140.01 PURPOSE.

The Active Public Park District is established to provide recreational facilities for the community within a park-like setting and atmosphere; to promote certain healthy and beneficial outdoor leisure time activities for park users which do not present a significant risk of harm to others; and to afford reasonable access for the public to outdoor athletic, social and educational activities. Unlike the Passive Public Park District, this district recognizes that certain outdoor activities may require modification and alteration of natural terrain and disturbances of natural habitat. The Active Public Park District is created to achieve a balance between the public's need for active outdoor recreational facilities and the preservation of open space. Additionally, see Sections 101.02 and 131.04.

### 140.02 USE REGULATIONS.

(a) Permitted Principal Buildings, Structures, and Uses:

All uses permitted in a Passive Public Park District, Section 142.02 (a), except Township cemeteries.

Picnic grounds, barbecue pits and similar cooking facilities.

Shelters, observation decks, platforms, and pavilions.

Jogging trails.

Playgrounds.

Ball games, including hardball, softball, soccer, football, lacrosse, rugby, and other similar athletic activities.

Outdoor sports playing fields, dugouts, fences, backstops, goal posts, hard surface recreational courts, seating, concession stands, and other similar structures or facilities necessary to carry on any permitted use.

Swimming pools, lakes, and ponds. Swimming pools shall be in accordance with the applicable regulations in Section 135.02.

Outdoor ice skating rinks.

Rooms for meetings and special events.

Dog parks.

- (b) Prohibited Uses: The following uses are specifically prohibited within an Active Public Park District.

Any activity involving operating, riding, or the use of the following:

All-terrain vehicles, motorbikes, snowmobiles, horses, horse stables, and horse trails.

Camping.

Golf courses.

Survival, war, capture the flag and paintball games.

Any activity involving the use of firearms, including hunting, skeet-shooting and target practice.

Crossbow or archery.

Dumping of trash, waste or other materials of any kind.

Fireworks.

Lit outdoor sports playing fields.

Any use not listed as permitted shall be prohibited.

Any use listed in Chapter 177 shall be prohibited.

- (c) Permitted Accessory Buildings, Structures and Uses

Signs shall be in accordance with Chapter 173.

Off-street parking shall be in accordance with Chapter 169.

Accessory buildings, structures and uses in accordance with Section 142.02 (c).

### **140.03 AREA, HEIGHT, AND OTHER REGULATIONS.**

- (a) Maximum height of buildings and structures: The maximum height of any building or structure, with the exception of wireless telecommunications towers as outlined in Chapter 186 of this resolution, shall not exceed twenty-four (24) feet above the finished grade level.
- (b) The minimum lot area shall be two (2) acres.
- (c) The maximum lot coverage shall be ten (10) percent.
- (d) The minimum setback of any building, structure, or use shall be one hundred (100) feet from any residentially zoned property line.

- (e) Minimum setbacks for buildings, structures, and uses except as set forth in Subparagraph (d):
- (1) Front yard: 150 feet
  - (2) Each side yard: 125 feet
  - (3) Side yard on street side of corner lot: same as minimum front yard.
  - (4) Rear yard: 125 feet
  - (5) Riparian setback: See Chapter 160.
- (f) The storage of maintenance or park related equipment, as well as any central trash collection areas, shall be in a fully enclosed building or structure.
- (g) Where an active public park adjoins a residential district, a dense buffer of trees fifty (50) feet wide shall be installed and maintained so as to screen the park on a year round basis.
- (h) The minimum distance between buildings on a lot shall be twenty (20) feet.
- (i) Proof of compliance with the regulations of the applicable governmental agency regarding water and sewage facilities, if any, shall be provided.
- (j) Minimum lot frontage shall be sixty (60) feet and minimum lot width shall be two hundred (200) feet.