

ORDINANCE 2024-07
OF THE TOWN COUNCIL OF THE TOWN OF ZIONSVILLE, INDIANA

AN ORDINANCE AMENDING TITLE IX, CHAPTER 90, SECTION 90.01 AND TITLE IX,
CHAPTER 98, SECTION 98.01 OF THE ZIONSVILLE TOWN CODE

WHEREAS, on October 9, 2024, the Zionsville Board of Parks and Recreation (the “Park Board”) adopted Resolution 2024-05, which, pursuant to Ind. Code § 36-10-3-10, revised and updated the general rules and regulations for Zionsville’s park system (“Park Board Resolution”); and

WHEREAS, in order to accurately reflect the Park Board Resolution and permit the Zionsville Police Department enforcement authority of said rules and regulations, it is necessary to amend the Zionsville, Indiana Code of Ordinances (“Town Code”) and

WHEREAS, the Town Council of the Town of Zionsville, Indiana (“Town Council”) finds that it is in the interest of the health and safety of the citizens of the Town of Zionsville (“Town”) to amend the Town Code to reflect the rule changes set forth in Park Board Resolution.

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of Zionsville, Indiana, as follows:

Section 1: The foregoing Recitals are incorporated herein by this reference.

Section 2: Title IX, Chapter 90, Section 90.01 of the Zionsville, Indiana Code of Ordinances is hereby amended to add subsection (C)(6), which shall read as follows:

“§ 90.01 ALCOHOLIC BEVERAGES IN PUBLIC PLACES.

(C) The following properties or activities shall be specifically excluded from this prohibition:

(6) Park property when alcoholic beverages are sold and dispensed by an approved vendor under the Town Special Event application process or as established by a Designated Outdoor Refreshment Area (DORA) Ordinance.”

Section 3: The remaining provisions of the Zionsville Code of Ordinances, Title IX, Chapter 90, Section 90.01 shall remain in full force and effect and are not affected by this Ordinance.

Section 4: Title IX, Chapter 98, Section 98.01 of the Town of Zionsville Code of Ordinances is hereby amended to read as follows:

(A) *“Definitions.* For the purpose of this section, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

BOARD. The Zionsville Board of Parks and Recreation.

PARK PROPERTY. All lands and property owned by, or under the control and jurisdiction of the Town Board of Park and Recreation.

PERSON. Every natural person, firm, partnership, association or corporation.

SUPERINTENDENT. The Superintendent of Parks and Recreation duly appointed by the Board.

MOTORIZED VEHICLE. A vehicle that is self-propelled. The term does not include an electric bicycle or an electric personal assistive mobility device.

CAMPING. The use of a temporary tent, temporary structure, or motorized vehicle as a residence or dwelling for the purpose of living therein, as evidenced by, but not limited to: sleeping, eating food, storage of personal belongings, and/or changing clothes in the tent, structure, or motorized vehicle and/or by the length of time an individual occupies the vehicle when stationary. Any determination of camping must be made by assessing the totality of the circumstances.

(B) *Rules and restrictions.*

- (1) No person shall hunt, trap, snare or kill any bird or animal on park property.
- (2) No person shall fire or discharge a firearm, including air or spring powered pellet or BB guns, or do any other act prohibited by Town Ord. 80-8, on or into any park property.
- (3) No person shall shoot an arrow with a bow or otherwise on or into any park property, unless prior written consent is granted the Board or Superintendent.
- (4) No person shall operate any motorized vehicle or off-road vehicle, except Town maintenance vehicles, on any park property, except on the designated parking areas.
- (5) The riding of bicycles for recreation within park property is permitted only on trails or other areas designated by the Board for bicycle use. No person shall organize, sanction, hold or engage in any bicycle race or speed contest on park property unless prior written consent is granted by the Board or Superintendent.

- (6) No person shall maintain, construct, assemble or store any building, tree house, structure or personalty on park property.
- (7) No person shall possess or consume any alcoholic beverages or controlled substances, as defined by state criminal statutes, on park property, except for the lawful possession and consumption of alcoholic beverages sold and dispensed by the Zionsville Golf Course or sold and dispensed by an approved vendor under the Town Special Event application process or as established by a Designated Outdoor Refreshment Area (DORA) Ordinance.
- (8) No person shall cut, remove, deface or destroy any tree, shrub, flower or plant excluding the normal and customary maintenance and control of weeds; further that, this provision shall not prohibit removal of any plants and the like made as a part of and necessary to any nature or biology studies conducted by classes under the supervision of their teachers or the Superintendent, and then only with prior written consent granted by the Board of Superintendent.
- (9) Except for barbecue grills installed thereon, no person shall start or cause to be started a fire unless prior written consent is granted by the Board or Superintendent.
- (10) No person shall be on any park property after or before the hours to be specified by the Board and posted at any applicable park property unless prior written consent is granted by the Board or Superintendent.
- (11) No person shall cut, remove, deface, vandalize or destroy any sign, building, structure or other property on park property.
- (12) No person shall operate motorized equipment or machinery such as a motor vehicle, motorized toy or an audio device, such as a radio, television set, tape or disc player or musical instrument, louder than necessary for the convenient hearing of such person, thereby disturbing the peace, quiet and comfort of others, unless prior written consent is granted by the Board or Superintendent.
- (13) No person, except authorized Town staff, individuals and entities authorized by the Town, or public safety personnel with jurisdictional authority, shall launch or land, or cause to be launched or landed, any Unmanned Aerial Vehicles (UAV) within park property except in designated areas.
- (14) No person shall park any motor vehicle or trailer on any park property including parking areas after or before the hours to be specified by the Board and posted at any applicable park property unless prior written consent is granted by the Board or Superintendent.
- (15) No person shall swim anywhere except within designated swimming areas.

- (16) No horses or horse trailers are allowed except on designated equestrian trails and in designated equestrian facilities.
- (17) No camping is permitted on park property as defined in subsection (A) unless prior written consent is granted by the Board or Superintendent.”

Section 5: The remaining provisions of the Zionsville Code of Ordinances, Title IX, Chapter 98, Section 98.01 shall remain in full force and effect and are not affected by this Ordinance.

Section 6: Repeal of Prior Ordinances. All prior Town ordinances or parts thereof that are inconsistent with any provision of this Ordinance are hereby repealed as of the effective date of this Ordinance.

Section 7: Construction of Clause Headings. The clause headings appearing herein have been provided for convenience and reference and do not purport and shall not be deemed to define, limit, or extend the scope or intent of the clause to which they appertain.

Section 8: Severability. If any part of this Ordinance shall be held invalid, such part shall be deemed severable and the invalidity thereof shall not affect the remainder of the Ordinance.

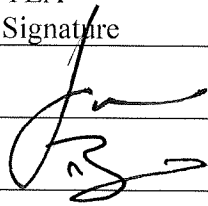
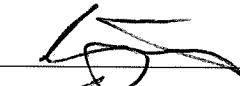
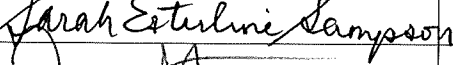
Section 9: Duration and Effective Date. The provisions of this Ordinance shall take effect following the date of its passage and action by the Town Council and the Mayor in the manner prescribed by Reorganization section ZR2A18 and shall remain in full force and effect until amended or repealed by ordinance of the Town Council.

Introduced and filed on the 3rd ____ day of March ____, 2025. A motion to consider on First Reading was sustained by a vote of __6__ in favor and __0__ opposed, pursuant to Ind. Code § 36-5-2-9.8.

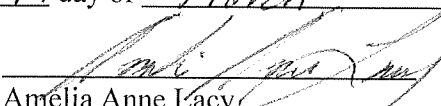
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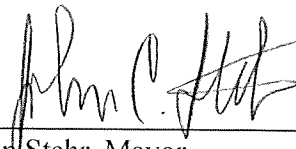
SO ORDAINED, this 17th day of March, 2025, by the Town Council of the Town of Zionsville, Boone County, Indiana, having been passed by a vote of 6 in favor and 0 opposed.

**TOWN COUNCIL OF THE TOWN OF ZIONSVILLE,
BOONE COUNTY, INDIANA**

	YEA Signature	NAY Signature
Jason Plunkett, President		
Brad Burk, Vice-President		
Tim McElderry, Member		
Craig Melton, Member		
Evan Norris, Member		
Sarah Esterline Sampson, Member		
Joseph Stein, Member		

I hereby certify that the foregoing Ordinance was delivered to the Town of Zionsville Mayor John Stehr on the 17th day of March, 2025, at 10:00 A.m.

ATTEST: 
Amelia Anne Lacy,
Municipal Relations Coordinator


John Stehr, Mayor

MAYOR'S APPROVAL

3-17-2025
Date

This Ordinance was prepared by Jon Oberlander, Chief Legal Counsel, on 2/21/25 at 2:41 p.m. No subsequent revision to this Ordinance has been reviewed by Mr. Oberlander for legal sufficiency or otherwise.