

CHAPTER 31

RECREATION

ARTICLE I – CITY PARK

**31-1-1**        **CREATION OF MCLEANSBORO CITY PARK.** There is hereby established and shall be maintained a public park on the property belonging to the City adjacent to the City Reservoir, for the use and benefit of the inhabitants of the City.

**31-1-2**        **CONDUCT OF PATRONS.** All persons using the facilities of the park or being thereon shall at all times conduct themselves in a lawful manner and it shall be the duty of the Park Committee to report to the Police Department and the Mayor the names of any persons guilty of any disorderly conduct or law violation, together with the names of the witnesses, and to assist in all legitimate ways to cause punishment therefor. **(Ord. No. 343; 05-11-54)**

**31-1-3**        **HOURS OF OPERATION.** The park shall be open from sunrise to **ten o'clock (10:00) P.M.** every day.

**31-1-4**        **MISCELLANEOUS RESTRICTIONS.**

(A)            **Speed Limits.** The maximum speed on all roads in the park shall be **twenty (20) miles per hour** and shall be clearly posted.

(B)            **Camping.** Camping or parking of campers overnight or other means of overnight sleeping accommodations shall not be permitted in the park at any time. **(Ord. No. 474; 08-10-76)**

(C)            **Fishing.** Fishing shall be in accordance with the rules and regulations set out and adopted from time to time. **(Ord. No. 621; 08-08-89)**

(D)            **Hunting.** Hunting on the lake shall be limited to hunting for ducks and geese, in accordance with the Fish and Game Statute for the State; provided, that there shall be no hunting where the discharge of firearms shall in any way disturb or endanger other persons on the lake.

(E)            **Motorboats.** Gasoline and other internal combustion motor-powered watercraft shall be absolutely prohibited from the lake. Electric motor-powered watercraft shall be permitted. **(Ord. No. 474; 08-10-76)**

(F)            **Liquor in Parks.**

(1)            **Possession or Consumption of Alcoholic Beverages in Public Parks.** No person shall possess or consume any alcoholic beverage, including 3.2 beer, in or at any public park or park land operated or owned by the City.

(2) **Warning.** Before issuing a citation for violation of this Section, any police officer of the City may give an oral warning, or issue a written warning ticket. If the person or persons receiving the oral warning or warning ticket do not discontinue the violation, a citation for ordinance violation shall be issued to the violator. If it appears necessary to make an arrest to preserve the public peace, a police officer may make an arrest for a violation of this Section, with or without a previous oral warning or warning ticket.

(3) **Signs and Notices.** Signs shall be posted and notices shall be placed on bulletin boards in the parks, stating substantially as follows:

**NO ALCOHOLIC BEVERAGE OR 3.2 BEER MAY BE BROUGHT INTO THIS PARK OR CONSUMED IN THIS PARK. CITY ORDINANCE ENFORCED.**

The signs shall be placed in locations to be visible on entering the park but, when possible, to be inconspicuous to persons in the park.

(G) **Vandalism.** It shall be a violation of this Section for anyone to disturb or destroy any facilities at the park, including but not limited to buildings, fences, roads and cooking grills.

(H) **Loud Noises and Nuisances.** It shall be a violation of this Section for anyone to make, maintain or permit any loud noise or nuisance of any kind or nature within the park.

(I) **Fires.** Fires in the park shall be prohibited except in charcoal grills or upon fireplaces or cooking grills provided within the park. **(Ord. No. 474; 08-10-76)**

**31-1-5 VANDALISM, REWARD FUND ESTABLISHED.** The City Council hereby creates a special fund for rewards of **Five Hundred Dollars (\$500.00)** to each person who can provide the Police Department with information leading to the arrest and conviction of persons guilty of, or involved in, vandalism of City property in City parks. **(Ord. No. 641; 04-09-91)**

**ARTICLE II – REGULATIONS FOR PARK AND LAKE**

**31-2-1      LIQUOR.** It shall be unlawful for any person to possess or consume intoxicating beverages, including beer or wine upon the McLeansboro Park or Lake property which is posted with signs indicating that such possession or consumption is unlawful.

**31-2-2      ANIMALS, DOGS, CATS AND LIVESTOCK.**  
(A) It shall be unlawful for any person to allow or otherwise permit an unleashed dog, cat or other domesticated animal on any area of the park or lake.  
(B) All leashed animals shall at all times be under the specific physical control of the owner or person designated by the owner.  
(C) The owner or person designated by the owner for dogs or other animals must have proof that their animal has a current rabies inoculation certificate or a valid license.

**31-2-3      DANGEROUS DOG.** It shall be unlawful for any person to keep a noisy, or vicious, or dangerous dog or animal or one which is disturbing to other persons on any of the Park or Lake property and to remain therein after being asked by Site Manager or assigned employee to leave. **(See Chapter 3, City Code)**

**31-2-4      BOATS AND OTHER WATERCRAFT.** It shall be unlawful for any person to use a motor-driven boat with a motor of a size larger than **ten (10) H.P.** No boat shall be used for any reason other than fishing. All fishermen using boats shall use great caution so as to not interfere with the other fishermen or to cause harm to other fishermen on the Lake or surrounding property.

Any person violating any of the provisions of this Section will be subject to fine and/or barred from the lake for **six (6) months.**

**31-2-5      CAPACITY OF AREAS; USAGE LIMITATION.** All persons shall follow all the rules and regulations pertaining to posted usage capacity of campgrounds, picnic grounds, or other areas where limited facilities make it necessary to control use by persons and/or motor vehicles. Site Manager and law enforcement officers are authorized to close such facilities to additional persons until such time as the number of users falls below the capacity posted within the area.

**31-2-6**      **CAMPING; CAMPFIRES.** It shall be unlawful for any person to build any fire in any area, except in campstoves provided by the City, in charcoal and other types of metal grills which are furnished by the visitor at a specific campfire site designated by the City.

**31-2-7**      **DESTRUCTION OF PROPERTY.** No person shall injure or remove any animal, plant or part thereof or attempt to disturb any agricultural crop, except as otherwise provided by permit, law regulation or by program activity under the direct supervision of an authorized employee.

No person shall remove, take, mutilate, deface or destroy any natural or man-made property, equipment, sign or building, except as otherwise provided by permit, law, regulation or by City program activity under the direct supervision of an authorized employee.

**31-2-8**      **GROUP ACTIVITY.** It shall be unlawful for persons to use McLeansboro Park and Lake facilities in groups of more than **twenty-five (25) persons** unless written permission is obtained in advance from the Site Superintendent of the site of interest to that group. Further, for groups of minor persons under the age of **eighteen (18)**, it is suggested that at least **one (1)** adult accompany no more than **fifteen (15)** of these individuals.

**31-2-9**      **LITTERING.** No person shall use the McLeansboro Park or Lake facilities to discard, abandon, place or deposit on McLeansboro Park and Lake properties, except in containers provided, all wire, cans, bottles, glass, paper trash, rubbish, garbage, cardboard, wood boxes or other insoluble animal, vegetable, metal or mineral materials. **(See Chapter 27 of City Code)**

**31-2-10**      **FISHING.** The following are prohibited at McLeansboro Lake:

- |                     |             |
|---------------------|-------------|
| Jug fishing         | Net fishing |
| Trout line fishing  | Traps       |
| Fishing with floats | Snagging    |

Each fisherman may use up to, but not more than **two (2) poles** or **two (2) rods** and reels and **two (2) hooks** per pole.

There shall be a limit of **six (6)** channel catfish to each fisherman per day. There shall be a limit of **six (6)** large-mouth bass to each fisherman per day.

No channel cat which is smaller than **twelve (12) inches** shall be taken from the premises. No large-mouth bass which is smaller than **fourteen (14) inches** shall be taken from the premises. Anything smaller shall be returned to the water.

Any fish or parts of fish remaining from cleaning shall be placed in a proper refuse container with tight fitting lid or removed from the area upon leaving.

**31-2-11 SOLICITING; ADVERTISING, RENTING, SELLING.** It shall be unlawful for any person to place signs or distribute advertising of any type on City-owned or managed property except as provided below:

It shall be unlawful for any person to make sales or rentals of any kind or solicit sales or rentals of any kind including placing signs, distributing advertisements in connection with these sales and/or rentals on City-owned property without first obtaining the consent of the City Council.

**31-2-12 SWIMMING; WADING.** It shall be unlawful for any person to swim, wade or bodily enter into the water at any location unless in a swimming area designated by posting and when lifeguards are on duty.

**31-2-13 VEHICLES; OPERATION ON ROADWAY.** It shall be unlawful for any person to operate any motor vehicle other than on roadways specifically posted as trafficways by the City, or to operate a snowmobile in any area unless specific permission is granted by the City Council, or for any person to ride any motor-driven bicycle, mini-bike, or motorcycle or off-road vehicle, except if licensed and on roadways designated for vehicular use.

**31-2-14 SPEED LIMITS.** It shall be unlawful to exceed a speed limit of **twenty (20) miles per hour** unless it is otherwise posted by sign on any paved, concrete, asphalt or other all-weather roadway, or to exceed **ten (10) miles per hour** unless otherwise posted by sign on any unpaved, gravel or dirt roadway or in any parking area.

**31-2-15 PARKING.** It shall be unlawful for any person to park a motor vehicle in any prohibited area which is posted with signs, or to park a vehicle in any area for the purpose of repair, except those immediate repairs necessary to remove the vehicle from the area immediately.

**31-2-16 WEAPONS AND FIREARMS, DISPLAY AND USE.** It shall be unlawful for any person, other than authorized peace officers, to display or use on City-owned lands, except as authorized by the City on hunting, target or special event areas, any gun including shotgun, rifle, pistol, revolver, air or BB gun, sling shot, bow and arrow, switchblade knife with spring loaded blade, throwing knife, tomahawk or throwing axe.

**ARTICLE III – GENERAL REGULATIONS**

**31-3-1**        **DEFINITIONS.** When used in this Article, the following terms shall be defined as set forth herein:

**"Reservoir"**. The artificial lake and water impounded therein by means of the public water supply dam and by any other structure heretofore or hereafter constructed within the limits of the hereinafter defined drainage area, which is used or for use as a public water supply for the City.

**"Drainage Area"**. That entire area of land and water that drains into the reservoir or any tributary or other stream above said public water supply dam.

**"Watercourse"**. Any stream, natural or artificial channel, spring or depression of any kind in which water flows continuously or intermittently over any part of the drainage area, directly or indirectly, into any part of the reservoir.

**"Intake"**. The place where the water supply for the City is taken from the reservoir.

**"Shoreline"**. The extended point where the plane of the surface of the waters of the reservoir touches land.

**"Marginal Land"**. The land owned or controlled by the City adjacent to the shoreline and not flooded by the waters of the reservoir.

**"Craft"**. Includes any raft not permanently attached to the shore.

**31-3-2**        **COMPLIANCE WITH REGULATIONS.** The reservoir and the lands constituting the reservoir area of the City are herein and hereafter made subject to this Chapter and all sections herein contained.

**31-3-3**        **USE OF PICNIC GROUNDS; FIRES.** The use of the grounds designated as the reservoir area for picnic purposes is confined and permitted only on the established picnic ground or grounds and on such established picnic grounds picnicking is limited to the particular area wherein appropriate picnic tables, disposal containers and other equipment have been installed by the City Council or with permission of the City Council. It shall be unlawful for any person to cause a fire to be started, built or kept or permit the same to be done unless such person will see and provide that the fire has been completely extinguished before leaving the vicinity of the fire.

      No fire shall be lighted or used around the lake except at such places as may be designated by the City for such purposes.

**31-3-4**        **NUISANCE ACTS, CONTAMINATION PROHIBITED.**

(A)        **Committing Nuisance Prohibited.** Upon the reservoir, any lands surrounding it or on the waters of the reservoir, it is prohibited for any person to bathe, swim, wade, dump any trash or garbage except in containers provided on the picnic grounds, or

commit any nuisance as defined in **Chapter 25** of this Code, or permit any contamination upon the grounds or within or upon the waters of the reservoir.

(B) **Deposits of Building Materials.** No building material, fuel, manure or other product may be deposited on any boulevard, road or parkway around said lake. Such products may be temporarily deposited in such location, provided a written permit is secured from the City, based upon an application setting forth the location and approximate time such obstruction will exist and the amount of the boulevard, road or parkway the same will obstruct.

(C) **Nuisance Declared.** The violation of any provision of this Chapter whereby any unsanitary condition is created is hereby declared to be a public nuisance. **(Ord. No. 319; 06-10-52)**

**31-3-5 BOATING PERMIT REQUIRED.** Boating on the waters of the reservoir is limited only to rowboats, electric motorboats, **ten (10) h.p.** gasoline or less, and sailboats, and only after the owners of such boats shall have secured a license at the City Hall or at Sam's Bait Shop, and at the same time execute a release, releasing the City from any liability to any injury or death resulting from the boat and the use of the boat in, upon or about the premises of the reservoir and the waters of the reservoir. Said permit shall only be issued to persons of the age of **twenty-one (21) years** or upwards. **(Ord. No. 623; 08-08-89)**

**31-3-6 SEWAGE DISPOSAL FACILITIES.** No toilet, water closet, urinal, privy, cesspool, septic tank, sewer or other means for the depositing, storing, retaining or disposing of sewage, or sink or bathroom wastes shall be built or maintained on said lake unless a written permit has been granted by the City based upon a written application disclosing the location and specifications thereof, and means for the treatment or disposal of such sewage or sink or bathroom wastes in such manner as may be approved by the City so as not to pollute or threaten pollution of the reservoir or tend to create a nuisance, and the construction and maintenance thereof shall be subject to supervision by the City. **(See Chapter 38; Article V)**

**31-3-7 WATER POLLUTION.**

(A) No person shall, in any part of the drainage area, place, throw, discharge or cause to be discharged, any sewage, garbage, decayed or fermented fruit or vegetables, offal, dead body, manure, polluted, filthy, decaying, fermenting, putrescible or oily matter or liquid industrial waste, into or so as to reach any natural or artificial watercourse or open or covered sewer, ditch, tile or drain flowing directly or indirectly, continuously or intermittently, into and so as to pollute or tend to pollute the reservoir or other waters from which the City obtains a water supply. No person shall construct in any part of the drainage area any open or covered sewer, ditch, tile or drain, or make any change therein or connection therewith so as to cause any pollution or polluted or oily water to flow into or reach more quickly, said reservoir or water supply of the City; nor shall any person in any part of the drainage area construct, or cause to be constructed, or use any toilet, water closet, urinal, sink,

cesspool, privy, garbage, slaughterhouse or other structure, establishment or place which is so situated that polluted or oily liquid therefrom may continuously or intermittently so flow as to ultimately reach and pollute or tend to pollute the waters of said reservoir or other waters from which the City obtains or may obtain a water supply unless there is constructed, maintained and operated such sewage treatment and disposal thereof, approved by the City, whereby such polluted or oily liquid is treated, or caused to be treated, so as not to pollute or tend to pollute or threaten pollution of the waters of said reservoir or water supply of the City.

(B) No house slop, sink waste, garbage, decayed or fermented fruit or vegetables or other fruit or vegetable refuse, offal, swill, carcass, filth, decaying, fermenting or putrescible matter of any kind or unsanitary waste product or polluted or oily liquid or solid shall be thrown into the reservoir or placed, piles or discharged in any manner in said like but shall be kept in watertight closed containers, approved by the City, and at regular intervals shall be buried under the ground and completely covered in level noneroding soil at least **one hundred fifty (150) feet** from the reservoir or be destroyed by fire, or removed in time or manner as required by the City. Provided, however, manure and commercial fertilizer may be used for horticultural purposes in certain areas, but no manure or commercial fertilizer shall be placed, spread or used on or in the grounds in such quantities or in such a manner as to cause or threaten any pollution of the reservoir or bring about any public or private nuisance, whatsoever.

(C) No clothing, bedding, carpet, vehicle, receptacle, utensil or article that tends to pollute water shall be washed in the reservoir.

(D) No person shall cause or permit any part of said lake or the water thereof to be used, kept or maintained so as to cause the pollution of any part of the waters in the reservoir or so as to create, continue or contribute to the creation or continuance of any public or private nuisance in the aforesaid lake.

**31-3-8 BEER, LIQUOR CONSUMPTION PROHIBITED.** Upon the reservoir, any picnic grounds or on the waters of the reservoir it is prohibited for any person to carry, keep, drink, give away or use any beer or intoxicating liquor, as defined by the Dram Shop Act of the State of Illinois.

No intoxicated person shall enter or remain in or around the lake or public grounds.

**31-3-9 DISCHARGING FIREARMS, HUNTING.** Upon the picnic grounds as may be established in and upon said reservoir area, it shall be unlawful for any person to use, carry, have in possession or fire, any firearm including pistols, revolvers, rifles, shotguns and all other types and makes of weapons commonly designated as firearms, except that during duck season such persons who are lawfully licensed to hunt for ducks may be entitled to hunt except when the hunting will not be an act that will jeopardize persons and property in and upon the reservoir or the reservoir site.

**31-3-10**     **INTERMENT OF HUMAN BODY.** No interment of a human body shall be made near the lake.

**31-3-11**     **ANIMALS RUNNING AT LARGE.** No person shall cause or permit any domestic livestock or poultry to run at large in the area around the lake. Any livestock or poultry found at large in said area round the lake may be taken up by the City and sold to pay the expense of taking, keeping, advertising and selling such livestock or poultry, and all damage caused to the City or its property by such livestock or poultry. No livestock or poultry shall be kept in the area around the lake except in such places and to such limited extent as may be expressly authorized by the City and in a manner not tending to pollute any part of the reservoir or tending to be offensive or annoying to any custodian or any marginal land on said lake. No animal or poultry shall be allowed to stand, wallow, wade or swim or be washed or watered in the reservoir. No person shall bring, drive or lead any domestic livestock around said lake, except in lawful use of the public highway and except horses and draft animals while engaged in work or ridden on such portions as may be designated for riding or driving. No person shall cause or permit any horse or other animal to stand in any street, road or parkway unless securely hitched or in charge of some competent person.

No vicious or dangerous dog shall be permitted on the lake. Any dog or cat found running at large may be taken up by the City and if not promptly called for may be destroyed or otherwise disposed of without liability on the part of any officer performing such duty, or the City.

**31-3-12**     **CHILDREN ACCOMPANIED BY PARENTS.** No child or children under the age of **twelve (12) years** shall go about the reservoir unless accompanied by their parents or persons in legal custody who must be responsible for all acts or injuries by said child or children on the reservoir site.

**31-3-13**     **FIREWORKS.** No fireworks or balloons shall be lighted or set off on the lake except:

- (A)             under supervision of or special permit from the City, or
- (B)             by any custodian of leased premises in such manner as not to cause any fire or endanger any person or property on their premises.

**31-3-14**     **INJURING PROPERTY.** No person shall willfully, maliciously or negligently cut, break, climb on, carry away, conceal, transfer, tamper with, mark upon or in any way injure, damage or deface any tree, shrub, turf, grass, statue, bust, lamppost, hydrant, regulating device, transformer, meter, wire, wiring, pole, curbstone, coping, flagstone, fence, wall, bridge, balustrade, railing, bench, building, or other structure of any kind or property. No person shall take down, alter, mar, move, injure or destroy any sign, trail marker, placard, notice, post, pole or buoy posted or placed by the City or authorized to be posted or placed by

the City, on the lake. No person shall drive any motorcar, vehicle, boat or craft in such a manner as to cause the same to deface or damage any such property, but custodians of the marginal land surrounding the reservoir may make changes and improvements as permitted in their leases from the City. No person shall open any fire hydrant of the City except a duly authorized fireman or agent of the City.

**31-3-15 BUSINESSES RESTRICTED.** Unless duly authorized in writing by the City, no person shall maintain or operate any garage, restaurant, confectionery, refreshment parlor, dance hall, hotel, inn, place of amusement for hire, store or stand for the sale of merchandise. Any license issued therefor by the City shall be kept conspicuously posted in such place of business or establishment.

**31-3-16 SOLICITING OR PEDDLING.** No person shall beg, solicit alms or do anything pertaining to soliciting, peddling or hawking on the lake.

**31-3-17 SIGNS, POSTERS.** The erection or maintenance of any sign, bill or poster, the posting of or placing of any advertising poster, placard or card or the distributing of any advertising matter by handbills, or otherwise, on the lake, except signs posted by the City, is prohibited.

**31-3-18 TRESPASSING.** No person shall go upon any portion of the lake where by a sign or notice, posted or authorized to be posted by the City, persons are prohibited from going.

**31-3-19 ENCROACHMENTS.** No building or structure or anything erected or constructed on the face thereof or in any way connected therewith, shall extend into, upon or over any boulevard, road or parkway around the lake unless a written permit for the same shall have been granted by the City, based upon a written application setting forth the location and specifications of the encroachment. Provided, further, that all cottages and appurtenances on the lake be placed at least **fifty (50) feet** back from the shoreline of the lake.

**31-3-20 EXCAVATIONS, ABATEMENT.** Any walk, opening, excavation, projection or obstruction which shall be constructed, erected, placed or maintained in or upon any boulevard, road or parkway contrary to any of the provisions of any ordinance of the City governing and controlling the lake may be filed up, removed or abated by the City at the expense and risk of the person constructing, erecting, placing or maintaining the same.

**31-3-21**     **OBSTRUCTIONS, WARNING LIGHTS.** Every person using or obstructing any portion of any boulevard, road or parkway for any purpose shall cause warning lights to be placed and properly maintained in a conspicuous place from sunset until sunrise during the time such obstruction shall remain and shall also construct such other and proper safeguards as may be necessary to properly protect the public from injury, or if necessary maintain a watchman at such obstruction.

**31-3-22**     **CONSTRUCTION OF WALKS, PRIVATE DRIVES.** No walk or private drive shall be constructed or laid about the lake without a written permit from the City to construct or lay the same based upon a written application setting forth the location and the specifications for its construction.

**31-3-23**     **VEHICLES, COMPLIANCE WITH TRAFFIC REGULATIONS.**

(A)     **Traffic Signs.** All persons shall obey all official signs and traffic signals and police officers of the City. The display of unauthorized traffic signs and signals is prohibited.

(B)     **Driving on Roadways.** No vehicle shall be driven upon any part of the lake except upon roadways and parking places constructed or designated by the City for such use.

(C)     **Parking Restrictions.** No vehicle shall be permitted to stand in any of the following places around the lake except when necessary to avoid conflict with other traffic or to comply with the directions of any police officer:

- (1)     Where parking or standing is indicated to be prohibited by any authorized sign.
- (2)     In any intersection or crosswalk.
- (3)     Upon the roadway of, or approaches to any bridge or the main impounding dam or dividing dam forming the reservoir.
- (4)     At any place where the standing or parking of a vehicle will tend to obstruct the flow of a single line of traffic in each direction or cause either of such lines of traffic to veer from its course in the center of the roadway.
- (5)     At any place where the standing or parking of a vehicle will tend to obstruct the flow of a single line of traffic in each direction or cause either of such lines of traffic to veer from its course in the center of the roadway.

(D)     **Speed.** No person shall drive a motor vehicle upon any boulevard, road, driveway or parkway at a speed greater than is reasonable and proper, having regard for the traffic and the use of the way and so as not to endanger the life, limb or injure the property of any person. The City may from time to time designate the maximum rate of speed on all boulevards, roads and parkways based on the location, nature and amount of traffic on the same and shall erect suitable signs indicating such maximum rates of speed. If the rate of speed of any motor vehicle operating on any boulevard, road or parkway shall exceed the rate

of speed designated for said location, said rate of speed shall be prima facie evidence that the person operating such motor vehicle was running at a rate of speed greater than is reasonable and proper, having regard for the traffic and use of the highway.

**31-3-24 PUBLIC INDECENCY.** No person shall commit in public any indecent, lewd or filthy act, nor use any threatening or obscene language, or make any indecent gesture or movement or make any indecent exposure of his or her person, solicit, pander or sell or offer to sell, give away or offer to give away, or have in his or her possession or display or exhibit in public with or without any attempt to sell or give away, any obscene or indecent book, pamphlet, paper, drawing, lithograph, engraving, picture, photograph, model, cast, instrument or any article for indecent or immoral use around the lake.

**31-3-25 DISTURBING THE PEACE.** No person shall make, aid or countenance or assist in making any improper noise, racket, disturbance, breach of the peace, or anything tending to a breach of the peace around the lake, or be guilty of any disorderly or offensive conduct or collect or assemble any body or group of persons for any unlawful purpose or to the annoyance or disturbance of any other person, or the damage or destruction of property of the City or of any other person around the lake.

**31-3-26 VAGRANTS, MENDICANTS.** No beggar, peddler, hawker, tramp, mendicant, common drunkard, pickpocket, criminal, dissolute person or person who wanders about and begs or goes about from door to door, or person who habitually violates this Chapter or any other provisions hereof, or any amendment hereto, or rules and regulations, made pursuant hereto, shall enter or be in or upon any part of the lake.

