

An ordinance to regulate water traffic, boating and water sports upon the waters of Bass Lake; located entirely within the boundaries of the Town of Rutland, Dane County, Wisconsin and consisting of a body of water approximately 85 acres in area; a mean depth of 4 to 6 feet, a total shoreline of 1.65 miles and prescribing penalties for violation thereof.

The Town Board of The Town of Rutland, Dane County, Wisconsin do ordain as follows:

Section 1.

The intent of this ordinance is to provide safe and healthful conditions for the enjoyment of aquatic recreation consistent with public rights and interests as well as riparian rights, and the capability of the water resource.

Section 2.

The provisions of this ordinance shall apply to the waters of Bass Lake within the jurisdiction of The Town of Rutland, Dane County, Wisconsin.

The provisions of this ordinance shall be enforced by the officers of the Town of Rutland, The Rutland Town Constable, or any law enforcement agency so authorized.

Section 3.

The statutory provisions describing and defining regulations with respect to water traffic, boats, boating, and related water activities and safety of the Wisconsin Statutes, exclusive of any provisions therein relating to the penalties to be imposed or the punishment for violation of said statutes, are hereby adopted and by reference made a part of this ordinance.

- 30.50 Definitions
- 30.66 Speed Restrictions
- 30.80 Penalties

Section 4.

Definitions in this ordinance.

"Slow-no-wake" means the slowest possible speed so as to maintain steerage.

Section 5. Speed Restrictions Prohibited Operation.

Boats, water traffic and related water activity on Bass Lake are restricted in speed to "slow-no-wake" in order to protect life, property, and the water resource capability, riparian rights, and public rights to use navigable waters.

Section 6.

The restricted area includes the entire area of Bass Lake as described in paragraph 1 of this document, and is for the purpose of the protection of public health, safety and welfare, and the water resource capability.

Section 7. Penalties.

Penalties shall be invoked as set forth and provided under Section 30.80 of the Wisconsin Statutes.

TOWN OF RUTLAND

Office of the Clerk

ROUTE 3
STOUGHTON, WISCONSIN 53589

February 7, 1983

Mr. Dale Morey, Boating Law Administrator
State of Wisconsin
Department of Natural Resources
P. O. Box 7921
Madison, Wisconsin

re: #8520

Dear Mr. Morey:

Enclosed is a copy of the proposed ordinance to control boating on Bass Lake in the Town of Rutland. This ordinance had been submitted to you earlier, August 27, 1982; however, I would like to call your attention to two minor changes. (1) The area of the lake on the enclosed copy is listed as 85 acres approximately, which is different than the copy previously submitted; (2) Section 2 of the enclosed ordinance says "Bass Lake", whereas the copy previously submitted says "Lake Bass".

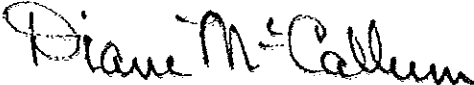
In conversation with Mr. Steinhorst he feels that the sixty day requirement for submission of the proposed ordinances has been fulfilled by the August 27th submission of the ordinance.

The Planning Commission of the Town of Rutland has recommended to the Town Board that a public hearing be held to receive citizen input on the proposed ordinance; the Town Board has therefore scheduled a Public Hearing on February 23, 1983 at 7:30 P.M. at the Rutland Town Hall. There will be two newspaper notices of this hearing printed in our local newspapers.

We would ask you to take particular note of Section #7 and advise us of your thoughts on it. We are particularly concerned about repeated violations by the same individuals.

May we hear from you soon?

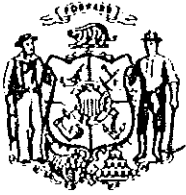
Sincerely,


Diane McCallum, Clerk
Town of Rutland

dmc
cc/Steinhorst

FEB 7 1983

Boating Safety



State of Wisconsin

DEPARTMENT OF NATURAL RESOURCES

File
Carroll D. Besadny
Secretary

BOX 7921
MADISON, WISCONSIN 53707

February 17, 1983

IN REPLY REFER TO: 8520

Ms. Diane McCallum, Clerk
Town of Rutland *Diane*
Rt. 3
Stoughton, WI 53589

Dear Ms. McCallum:

This is to acknowledge receipt of your redrafted ordinance submitted to me with your transmittal letter of February 7, 1983.

The ordinance is consistent with State Statute 30.16 and 30.71.

You asked for specific thoughts regarding to Section 7 entitled, "Penalties." I would recommend that you spell out the penalty provision in the ordinance that is identical to Section 30.80 of the Wisconsin Statutes, a copy is attached.

Upon final adoption of the ordinance, please submit a copy to this office as is required by the law. If I can be of any further assistance, feel free to contact me.

Sincerely,
Bureau of Law Enforcement

Dale P. Morey
Boating Law Administrator

DPM:care
Attach.

cc: Dave Rasmussen - Nevin
Harland Steinhorst - SD
1794J