

AMENDED ORDINANCE NO. 97-2

000499

The town board of Underhill, Oconto County, does ordain as follows:

#1. AUTHORITY. The board acts pursuant to its powers as set forth in the boating subchapter of 30, Wisconsin statutes including s.30.77.

#2. WHERE AS. The goal of this ordinance is to promote the health, safety and welfare of the town through lowering of accident risk, promote enjoyment of aquatic recreation consistent with public rights and interests and capability of the water resources of Berry Lake, especially at the boat launch

#3. DEFINITION. No loitering, littering, or unreasonably loud noises

Use the launch and parking area at your own risk.
 No swimming in marked launch area-swimming at your own risk.
 Landing and parking area closed from 10:00 p.m. to 5:00 a.m. NOT CLOSED_ to fisherman that are on the lake fishing.

#4. WHEREAS. A summary of ordinance paragraphs relating to enforce shall be posted on a sign at the launch site, using at least 3 inch lettering at the public landing listed. Markers shall be placed at the swimming-launch boundary by or for the town.

#5. THEREFORE. The Clerk shall mail this ordinance to the DNR for advisory review, and this ordinance shall not become final until 60 days have passed since approval, or further amendment has occurred, following consideration of comments.

#6. Therefore. The town chairperson and any other officer authorized by the town board may enforce this ordinance. To the extent allowed by law, the county sheriff's department and DNR may enforce the provisions of this ordinance.

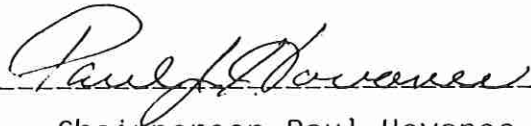
#7. PENALTY. Wisconsin state boating penalties as found in s.30.80 Wis Stats., or its successor, and deposits as established in the Uniform Deposit and Bail Schedule established by the Wisconsin Judicial Conference, are hereby adopted by reference. Any town penalty shall be by forfeiture with no imprisonment unless ordered by a court for contempt sanction. Citations are authorized, following procedure of s. 66.119. In the event no equivalent state penalty is found, the following is approved:

Penalty range:	\$20 to \$200	plus current court costs
Deposit:		
First offense	\$50	plus current court costs
Second or later offense in 2 years	\$100	plus current court costs

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Concept Presented at January 6, 1997 meeting

Vote for: 3 against: 0



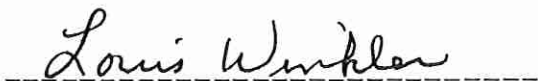
Chairperson Paul Hovanec



Supervisor Frank Schuettpelz



Supervisor Byron Fish



Clerk Louis Winkler

Published on _____

within 30 days of passage and final approval