

An ordinance repealing Chapter 2 of Title 5 of the Town Ordinances of the Town of Lake Mills, Jefferson County, Wisconsin, and recreating Chapter 2 of Title 5 of said ordinance.

An ordinance regulating water traffic, boating and water sports upon the waters of Rock Lake.

The Town Board of the Town of Lake Mills does ordain as follows:

5-2-1: INTENT: The intent of this ordinance is to provide safe and healthful conditions for the enjoyment of aquatic recreation consistent with public rights and interest and the capability of the water resource.

5-2-2: APPLICABILITY AND ENFORCEMENT: The provisions of this ordinance shall apply to the waters of Rock Lake. The provisions of this ordinance shall be enforced by the officers of Jefferson County, the Town of Lake Mills, and the City of Lake Mills.

5-2-3: STATE BOATING AND WATER SAFETY LAWS ADOPTED: State boating laws as found in Sections 30.50 to 30.71 are adopted by reference.

5-2-4: DEFINITIONS:

(1) "Motorboat" means any boat equipped with propulsion machinery, whether or not the machinery is the principal source of propulsion.

(2) "Water ski" means a motorboat towing a person using water skis, an aquaplane, or similar device.

(3) "Slow-No Wake" means that speed at which a motorboat moves as slowly as possible while still maintaining steering control.

(4) "Operate" or "Use" when used with reference to a motorboat, boat, or vessel means to navigate or otherwise employ.

(5) "Operation of a motorboat" means controlling the speed or direction of a motorboat, except a sailboat operating under sail alone.

5-2-5: SPEED RESTRICTIONS:

(1) No person shall operate a motorboat in excess of slow-no-wake at any time from sunset until sunrise.

(2) No person shall operate a motorboat above slow-no-wake while operating on the following portions of Rock Lake:

- (a) That portion of Rock Lake lying south of the Department of Natural Resources Glacial Drumlin Trail.
- (b) That portion of Rock Lake, west, known as Korth Bay.
- (c) That portion of Rock Lake, north, known as Schultzs' Bay.
- (d) That portion of Rock Lake, east, known as the Mill Pond.

(3) These areas of Rock Lake shall be delineated by the placement of regulatory buoys, which shall be removed from Rock Lake by November 1 and may not be placed in Rock Lake before April 1 annually.

(4) The Town of Lake Mills may authorize the placing and removal of regulatory buoys by an association, political subdivision, individual citizens, or a combination thereof. No regulatory buoys may be placed, other than those authorized by the Town of Lake Mills, in compliance with the official map approved by the Town of Lake Mills, the City of Lake Mills, and the Department of Natural Resources.

5-2-6: SWIMMING AND DIVING REGULATIONS:

- (1) No person shall swim from an unoccupied boat.
- (2) No person shall swim more than 150 feet from the shore unless he or she is within a designated swimming area or he or she is accompanied by a boat manned by a competent person.
- (3) No person shall swim more than 150 feet from the shore between sunset and sunrise.

5-2-7: WATER SKIING REGULATIONS ON ROCK LAKE:

- (1) No person shall operate a motorboat towing a person or persons on water skis, aquaplane or similar device, nor shall any person engage in water skiing, aquaplaning, or similar activity between the hours of 7:00 p.m. and 10:00 a.m.
- (2) No person shall engage in water skiing, aquaplaning, or similar activity without wearing a U.S. Coast Guard approved type I, II, or III floatation device. No operator shall allow any person to water ski, aquaplane, or similar activity who is not wearing personal floatation gear equipment of the afore-mentioned type.

5-2-8: SWIMMING RAFTS: A swimming raft means a floatation platform without railings, roof, or walls, that is adequately anchored to the bed of navigable waters and

is designed for swimming. A riparian owner on Rock Lake may place and maintain a swimming raft or platform adjacent to their land. No riparian owner shall place or maintain any swimming raft or platform more than 150 feet from the shore. No riparian owner shall place or maintain any raft within the 150 foot line unless it is so anchored that it has at least 6 inches of freeboard above the waterline, painted white, and has attached thereto not less than 12 inches from each corner or projection a red reflector not less than 3 inches in diameter. No more than one swimming raft per riparian landowner's lot is permitted. A swimming raft may not exceed 100 square feet in size and shall not include any construction above the level of the deck, except that a single diving board more or less at deck level is permissible. A swimming raft may not interfere with the public rights nor interfere with the rights of the adjacent riparian owner. All floatation devices for swimming rafts shall be free of any product, residue, or pollutant, and they may not include any container previously used to store toxic or hazardous materials as defined in Natural Resources Code 181.12. A swimming raft shall be set back at least 10 feet from the adjacent riparian owner's extended lot line. A swimming raft shall be removed from Rock Lake by November 1 and may not be placed before April 1 annually. The City of Lake Mills shall be exempt from the maximum size requirement and placement of swimming rafts.

5-2-9: RACES, REGATTAS, SPORTING EVENTS AND EXHIBITIONS:

(1) PERMIT REQUIRED. No person shall direct or participate in any boat race, regatta, waterski meet or other water sporting event or exhibition unless such event has been authorized by the Lake Mills Town Board.

(2) PERMIT. A permit issued under this section shall specify the course or area of water to be used by participants in such event and the permittee shall be required to place markers, flags, or buoys designating the specified area. Permits shall be issued only if in the opinion of the Lake Mills Town Board the proposed use of the water can be carried out safely and without danger to or substantial obstruction of other watercraft or persons using the lake. Permits shall be valid only for the hours and areas specified thereon.

(3) RIGHT OF WAY TO PARTICIPANTS. Boats and participants in any such permitted event have the right of way on the marked area and no other person shall obstruct such area during the race or event or interfere therewith.

5-2-10: PENALTIES: The State of Wisconsin Revised Uniform Deposit and Bail Schedule for Boating Violations, adopted January of 1993, is hereby incorporated by reference. Any person violating any provisions of this ordinance not covered under the Revised Uniform Deposit and Bail Schedule for boating violations shall forfeit not more than \$50.00 for the first offense and shall forfeit not more than \$100.00 upon the

conviction of the same offense a second or subsequent time within one year. In addition, said persons shall also be responsible for any costs of prosecution.

5-2-11: EACH DAY A SEPARATE VIOLATION: Each day in which a violation of any of the sections or requirements of this ordinance exists shall constitute a separate offense.

5-2-12: REPEAL OF CONFLICTING ORDINANCES: All ordinances regulating water traffic, boating and water sports upon the waters of Rock Lake and buoys in the Town of Lake Mills, Jefferson County, Wisconsin, heretofore enacted by the Town Board of the Town of Lake Mills are hereby repealed.

5-2-13: SEVERABILITY: The provisions of this ordinance shall be deemed severable, and it is expressly declared that the Town Board of the Town of Lake Mills would have passed the other provisions of this ordinance irrespective of whether or not one or more provisions may be declared invalid. If any provisions of this ordinance or the application to any person or circumstances is held invalid, the remainder of the ordinance and the application of such provisions to other persons or circumstances shall not be affected.

5-2-14: EFFECTIVE DATE: This ordinance shall go into effect after passage and publication with the exception of Section 5-2-7 (RAFTS AND PLATFORMS), which shall go into effect commencing March 1 of the year following the passage and publication of this ordinance.

Passed this 13th day of April, 1993.

Charles G. Untz  
Charles G. Untz, Town Chairman

Attest:

Janet R. Balaam  
Janet R. Balaam, Town Clerk

Published: April 22, 1993

The undersigned certifies this document is a true and exact copy of the original.

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\* Janet R. Balaam

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CONDITION REPORTS

1. Water skiing hours have been restricted on Rock Lake for many years. The change eliminates the possibility of confusion since the 10:00 a.m. to 7:00 p.m. hours are daily. This will also facilitate enforcement since no one will have an excuse. Since Rock Lake is well known as a fishing lake, restricting water skiing hours gives fishermen some daytime quiet time on the lake (morning and evening). No public reaction to this minor change has been received to date. As stated above, ski hours have always been restricted.

2. The slow-no-wake buoy system has been changed to protect two large shallow bays in which natural weed beds have slowly become very small areas and natural fish habitat have slowly decreased. Both bays are at a maximum of three (3) feet deep. A recent fish survey conducted in the fall of 1992 by Don Bush (Wisconsin Department of Natural Resources) shows a declining fish census in Rock Lake. There can be several reasons for this, including the deteriorating natural habitat, weed beds, rock bars and spawning areas playing a major role. There should be no public reaction to marking these bays. Quality water activities (swimming, skiing, jet skiing, etc.) are not possible in these areas. These weed beds are desirable and should not be abused.

ORDINANCE NO. 643

An ordinance repealing Chapter 8 of Title 7 of the Ordinances of the City of Lake Mills, Jefferson County, Wisconsin, and recreating Chapter 8 of Title 7 of said ordinance.

An ordinance regulating water traffic, boating and water sports upon the waters of Rock Lake.

The Common Council of the City of Lake Mills does ordain as follows:

7-8-1: INTENT: The intent of this ordinance is to provide safe and healthful conditions for the enjoyment of aquatic recreation consistent with public rights and interest and the capability of the water resource.

7-8-2: APPLICABILITY AND ENFORCEMENT: The provisions of this ordinance shall apply to the waters of Rock Lake. The provisions of this ordinance shall be enforced by the officers of Jefferson County, the Town of Lake Mills, and the City of Lake Mills.

7-8-3: STATE BOATING AND WATER SAFETY LAWS ADOPTED: State boating laws as found in Sections 30.50 to 30.71 are adopted by reference.

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conviction of the same offense a second or subsequent time within one year. In addition, said persons shall also be responsible for any costs of prosecution.

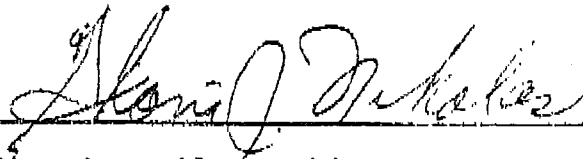
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7-8-15: EFFECTIVE DATE: This ordinance shall be into effect after passage and publication with the exception of Section 7-8-9 (SWIMMING RAFTS), which shall go into effect commencing March 1 of the year following the passage and publication of this ordinance.

Adopted this 20<sup>TH</sup> day of APRIL, 1993.

  
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City Council President

Attest:

  
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James E. Heilman, City Clerk