

JUL 13 1977  
Boating Safety

ORDINANCE NO. 5

An Ordinance Amending Section 5 of Ordinance No. 4 Regulating Water Traffic and Speed Restrictions on Hay Creek Lake, also known as Rock Dam Lake in the Town of Foster, Clark County, Wisconsin.

1. IT IS HEREBY ORDAINED by the Town Board of the Town of Foster, Clark County, Wisconsin, as follows:

(a) That Section 5 of Ordinance No. 4 Regulating Water Traffic and Speed Restrictions on Hay Creek Lake also known as Rock Dam Lake in the Town of Foster, is hereby repealed.

(b) That Section 5 of said Ordinance is hereby recreated to read as follows:

Section 5. SPEED RESTRICTIONS.

(a) General Limits: No person shall operate a boat at a speed in excess of 5 m.p.h., or in excess of a speed which creates a wake, whichever is less, between the hours of sunset and sunrise on all waters of the lake.

(b) Special Limits: No person shall at any time operate a boat in excess of 5 m.p.h. or in excess of a speed which creates a wake, whichever is less, within 100 feet of any shore, nor within 50 feet of any swimmer, marked public swimming area, diving flag, canoe, rowboat, sailboat, non-operating motor boat, bridge or public landing or anchorage.

2. Effective Date:

(a) This ordinance shall take effect and be in force from and after its passage and posting as provided by law.

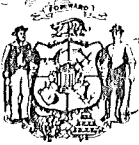
(b) The Clerk is directed to file a copy of this Ordinance with the Wisconsin Conservation Commission in Madison, Wisconsin.

Introduced and adopted this 14 day of June, 1977.

Joseph J. Bapuzik  
Town Chairman

ATTEST:

Elizabeth Dapt  
Town Clerk



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Anthony S. Earl  
Secretary

August 3, 1977

BOX 7921  
MADISON, WISCONSIN 53707

RECEIVED

11-2-77

DNR - WCD

IN REPLY REFER TO: 8520

Ms. Elizabeth Daft, Clerk  
Town of Foster  
Route 1  
Willard, Wisconsin 54493

Dear Ms. Daft:

Re: Town of Foster Boating Ordinance, No. 5, Amended

We advise that in Section 5 entitled "Speed Restrictions", speed limits set in miles per hour are difficult to enforce without the proper enforcement equipment. Most boats are not equipped with an accurate speedometer, hence, the operator would not know if and when the speed limit had been exceeded. We suggest that slow-no-wake should be used where appropriate. The term slow-no-wake should be defined in the ordinance under the definition section. (See attached Guideline Ordinance)

Reference to 50 feet from any swimmer or marked public swim area, diving flag, canoe, rowboat and sailboat is inconsistent with state statute 30.66(3) and 30.68(5) and must be redrafted to be consistent with those sections.

Reference to filing a copy of this ordinance with the Wisconsin Conservation Commission should be restated to read, filed with the Department of Natural Resources.

If I can be of any further assistance, feel free to contact me.

Sincerely,  
Bureau of Law Enforcement

Dale P. Morey  
Supervisor of Boating Safety

DPM:rw

→ cc: Larry Keith - Eau Claire  
Cal Clark