

DNR ID #0955

## CHAPTER 93: PARKS AND RECREATION

### Section

#### *General Provisions*

93.01 Laura Ingalls Wilder Memorial Park; hours and use regulated

#### *Pepin Harbor*

- 93.15 Definition
- 93.16 Markers and signs; interference prohibited
- 93.17 Swimming area designated; fishing and boating prohibited
- 93.18 Littering into water or upon ice prohibited
- 93.19 State law adopted by reference; speed restriction
- 93.20 Tampering with or boarding vessels
- 93.21 Minors in Pepin Harbor
- 93.22 Use of vessels as a residence
- 93.23 Camping prohibited
- 93.24 Restricted hours at certain areas
- 93.25 Enforcement authority

93.99 Penalty

#### *Cross-reference:*

*Board of Harbor Commissioners, see §§ 31.01 et seq.*

RECEIVED

DEC 01 2011

### **GENERAL PROVISIONS**

#### **§ 93.01 LAURA INGALLS WILDER MEMORIAL PARK; HOURS AND USE REGULATED.**

(A) For the purposes of this section, all references herein to "park" shall mean the Laura Ingalls Wilder Memorial Park located within the village.

(B) The park shall be open to the public on each and every day from 7:00 a.m. to 11:00 p.m. but shall be closed at all other times. It shall be unlawful for any person to be upon the premises of such property except at those times when the park is open as set forth herein.

RECEIVED  
DEC 01 2011

**Pepin - General Regulations**

(C) It shall be unlawful for any person to litter upon the grounds of the park or to commit any act of vandalism on the premises of the park.

(D) Any person or group desiring to reserve the designated shelter within the park for any given day shall make application therefore to the Village Clerk for an official permit at least 48 hours prior to the time desired for such reserved use. Reservations shall be by official permit only.

(E) No one shall park any motor vehicle upon the park premises at any time except authorized police or emergency vehicles, unless prior written permission is received from the Village Clerk. (Ord. 110, passed 10-7-74) Penalty, see § 93.99

(F) All vending in the Park is subject to approval by the Village Board. Applications are available at the Clerk's Office. (Passed 11-14-2005)

**PEPIN HARBOR**

**§ 93.15 DEFINITION.**

For the purpose of this chapter, **PEPIN HARBOR** shall mean that water area on Lake Pepin which is inside the Pepin pier and the breakwater barricade and the shore of Lake Pepin. (Ord. 92, passed 6-1-70)

**§ 93.16 MARKERS AND SIGNS; INTERFERENCE PROHIBITED.**

(A) *Standard markers.* All markers and signs placed upon the waters of Lake Pepin shall comply with the regulations of the Conservation Commission.

(B) *Interference with markers.* No person shall without authority, remove, damage, destroy, moor, or attach any watercraft to any buoy, beacon, marker or sign in the area of the lake as shall be necessary under this subchapter. (Ord. 92, passed 6-1-70) Penalty, see § 93.99

**§ 93.17 SWIMMING AREA DESIGNATED; FISHING AND BOATING PROHIBITED.**

(A) The swimming area will be that water area in Lake Pepin which has its outside perimeter marked off by buoys. Swimming shall be prohibited in the Pepin Harbor.

(B) The swimming area for the village shall be marked off by buoys and on the shore side of such buoys, no fishing of any kind or boating of any kind shall be permitted. (Ord. 92, passed 6-1-70) Penalty, see § 93.99

**§ 93.18 LITTERING INTO WATER OR UPON ICE PROHIBITED.**

No person shall deposit, place or throw away from the shore, boat, raft, pier, platform or similar structure, any cans, bottles, debris, refuse, garbage, solid or liquid waste sewage or effluent into the waters of the lake or upon the ice when formed.

(Ord. 92, passed 6-1-70) Penalty, see § 93.99

**§ 93.19 STATE LAW ADOPTED BY REFERENCE; SPEED RESTRICTION.**

(A) *Applicability and enforcement.* The provisions of this section shall apply to the waters of Lake Pepin. This section shall be enforced by the officers of the village.

(B) *Intent.* The intent of this section is to provide safe and healthful conditions for the enjoyment of aquatic recreation consistent with public rights and interests and the capability of the water resources.

(C) *State boating and safety laws adopted.* State boating laws as found in Wis. Stat. §§ 30.50 through 30.71 are hereby adopted by reference as if set forth in full herein.

(D) *Definition.* For the purpose of this section, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

**SLOW-NO-WAKE.** That speed at which a boat moves as slowly as possible while still maintaining steering control.

(E) *Controlled area.* No person shall operate a boat faster than slow-no-wake (three nautical miles per hour) in the waters of the Pepin Harbor at any time.

(F) *Posting requirements.* The village shall place and maintain a copy of this prohibition at all public access points within the jurisdiction of the village.

(Ord. passed - -97) Penalty, see § 93.99

**§ 93.20 TAMPERING WITH OR BOARDING VESSELS.**

It shall be unlawful to willfully injure, break, remove or tamper with any part of any vessel in the Pepin Harbor, any waterway or maritime facility, or to climb into or upon any vessel without the consent of the owner unless in the performance of official duties or to protect life or property. Penalty, see § 93.99

**§ 93.21 MINORS IN PEPIN HARBOR.**

It shall be unlawful for any person under the age of 16 years to go, remain, or be upon any of the gangways, floats or vessels in the Pepin Harbor unless such person is accompanied by an adult, or



**Pepin - General Regulations**

unless such person has the written permission of the owner of any vessel located at the Pepin Harbor to go upon such vessel, or unless such person has permission of the Police Department.

Penalty, see § 93.99

**§ 93.22 USE OF VESSELS AS A RESIDENCES.**

No vessel moored or berthed within the Pepin Harbor shall be used as a place of residence. For the purpose of this regulation, any vessel used as an overnight accommodation in excess of 10 days in any 30-day period shall be considered a residence.

Penalty, see § 93.99

**§ 93.23 CAMPING PROHIBITED.**

It shall be unlawful for any person to camp at the Pepin Harbor.

Penalty, see § 93.99

**§ 93.24 RESTRICTED HOURS AT CERTAIN AREAS.**

No person shall remain or be present during any restricted hours at the beach area, the yacht club or parking lot. Such restricted hours shall be posted.

Penalty, see § 93.99

**§ 93.25 ENFORCEMENT AUTHORITY.**

The Police Department, or their designated representative, shall have authority to enforce all lawful regulations affecting the Pepin Harbor. It shall be the duty of the Police Department to carry out the orders of the Village Board and to enforce all regulations and laws of the village and state laws affecting the waters in the Pepin Harbor area.

**§ 93.99 PENALTY.**

(A) Any person who shall violate any provision of this chapter for which no other specific penalty is provided shall be punished as provided in § 10.99.

(Ord. 110, passed 10-7-74)

(B) Any person violating the provisions of § 93.19 shall be subject to the state boating penalties, as found in Wis. Stat. § 30.80, which are hereby adopted by reference as if set forth in full herein.

(Ord. 92, passed 6-1-70; Am. Ord. 92-A, passed 9-12-77)