

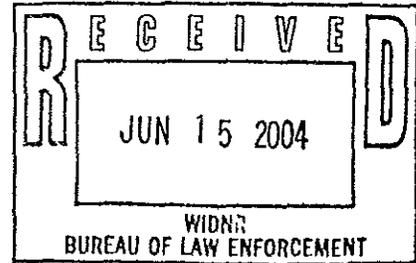
Ordinance No. 04-002

AN ORDINANCE TO REGULATE BOATING UPON THE WATERS OF THE OCONTO RIVER WITHIN THE CORPORATE LIMITS OF THE CITY OF OCONTO FALLS AND PRESCRIBING PENALTIES FOR VIOLATIONS THEREOF

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CHAPTER 32

BOATING ORDINANCE



- 32.01 Applicability and Enforcement
- 32.02 Intent
- 32.03 State Boating and Safety Laws Adopted
- 32.04 Penalties
- 32.05 Severability
- 32.06 Effective Date

The Common Council For City Of Oconto Falls Does Ordain: Chapter 32 of the Municipal Code is hereby created to provide as follows:

Section 32.01: Applicability and Enforcement

- (a) The provisions of this Ordinance shall apply to the waters of the Oconto River.
- (b) This chapter shall be enforced by the Oconto Falls Police Department.

Section 32.02: Intent

The intent of this ordinance 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.

Section 32.03: State Boating and Safety Laws Adopted

State boating laws as found in §§ 30.50 to 30.71, *Wis. Stats.* (2001-2002), are adopted, in their entirety, by reference.

Section 32.04: Penalties

Wisconsin state boating penalties as found in § 30.80, *Wis. Stats.* (2001-2002), as amended from time to time, and deposits as established in the Uniform Deposit and Bail Schedule established by the Wisconsin Judicial Conference, are hereby adopted by reference, with all statutory references to fines being amended to "forfeitures", and all statutory references to imprisonment being deleted.

Section 32.05: Severability

The provisions of this Ordinance shall be deemed severable and it is expressly declared that the Common Council would have passed the other provisions of this ordinance irrespective of

whether or not one or more provisions may be declared invalid. If any provision of his 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.

SECTION 32.06: Effective Date

Pursuant to §§ 66.0101(3) & (5), *Wis. Stats.*, (1999 – 2000), this Ordinance shall be published in the Oconto County *Times-Herald* on May 26, 2004 as a Class I notice, and shall take effect Sixty (60) days from the date of publication.

Adopted by the Common Council on the 11th day of May, 2004.

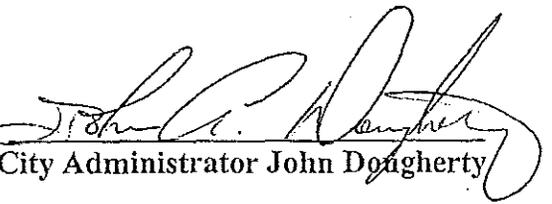
OFFERED BY COUNCIL PERSON G COOPMAN

SECONDED BY COUNCIL PERSON MOGGED

AYES 6 NAYS 0 ABSENT 0

Roll Call Voice Vote: All Voting Aye.

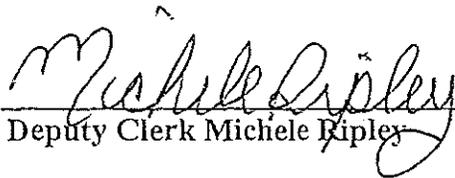
Adopted: 
Mayor Ted Thronson

Attest: 
City Administrator John Dougherty

CERTIFICATION:

IN WITNESS WHEREOF

I, *Michele Ripley*, Deputy City Clerk for the City of Oconto Falls, hereby certify this is a true and accurate copy of the creation of City of Oconto Falls Ordinance 04-002, Chapter 32 which was adopted by the Common Council of the City of Oconto Falls, at a regular meeting held on May 11, 2004, by the affirmative vote of 6 "ayes", 0 "nays" and 0 "absent", which affirmative vote constituted more than two-thirds (2/3) of the members-elect of the Council.

Attest 
Deputy Clerk Michele Ripley

Date of Publication MAY 26 2004
Oconto County Times Herald

