

VILLAGE OF WHITE LAKE, WI

Ordinance No. _____

AN ORDINANCE ADOPTING A NEW CHAPTER 12—ENVIRONMENT AND CHAPTER 20—PARKS, LAKES AND RECREATION TO BE INCORPORATED IN THE CODE OF ORDINANCES OF THE VILLAGE OF WHITE LAKE WISCONSIN.

Section 1. The Code of Ordinances of the Village of White Lake, Wisconsin, is amended by adding thereto a new Chapter 12, Environment, a copy of which is appended to this ordinance.

Section 2. Further, the Code of Ordinances of the Village of White Lake, Wisconsin, is amended by adding thereto a new Chapter 20, Parks, Lakes and Recreation, a copy of which is appended to this ordinance.

Section 3. This ordinance shall become effective on the date of adoption.

PASSED AND ADOPTED by the village board this 11 day of June, 2013.

Joseph Grenell
Village President
Cheri J. Hoffman
Village Trustee

Patricia Little
Village Trustee
Mary L. Tomask
Village Trustee

ATTEST:

Carol Blawie
Village Clerk

CERTIFICATE OF ADOPTION

I hereby certify that the foregoing is a true copy of the ordinance passed at the regular meeting of the village board of trustees, held on June 11, 2013.

Carol Blawie
Village Clerk

Chapter 20

PARKS, LAKES AND RECREATION*

*State Law reference—Village and village parks, Wis. Stats. § 27.13; village park commission, Wis. Stats. § 60.66; public parks and places of recreation, Wis. Stats. § 27.01 et seq.; regulation of boating generally, Wis. Stats. § 30.50 et seq.; local regulation of boating, Wis. Stats. § 30.77; local water safety patrols, Wis. Stats. § 30.79; water exhibitions and races, Wis. Stats. § 30.742; use of firearms near parks, Wis. Stats. § 167.30; safe use and transportation of firearms and bows, Wis. Stats. § 167.31.

ARTICLE I. IN GENERAL

Sec. 20-1. Fees and charges.

The village board shall have the authority to establish fees as deemed necessary for use of any park facility, shelter or land area. It shall be unlawful to use such areas without payment of established fees or charges when required. Fees established pursuant to this section shall be in the amount provided in the village fee schedule.

ARTICLE II. BOATING

Sec. 20-19. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Boat or vessel means every description of watercraft used or capable of being used as a means of transportation on water, including personal watercraft (PWC) and pontoon boats, except a seaplane on the water and a fishing raft.

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

Park means all grounds, structures and watercourses which are or may be located within any area dedicated to the public use as a park, parkway, recreation facility or conservancy district in the village, including the village beach and pavilion.

Personal watercraft means a watercraft:

- (1) Upon which during use the operator or passengers stand, kneel or sit astride,
- (2) That has water jet propulsion or a caged propeller as its primary source of motive power.
- (3) The operation of which after sunset and before sunrise is prohibited by state law.

Slow-No-Wake means the slowest possible speed at which a boat can move through the water while still maintaining steerage.

Water ski means the act of skiing on water with water skis, aquaplane or similar devices while being towed by a boat.

(Ord. No. A-5, § 2, 3-27-1972)

Sec. 20-20. Applicability, purpose and intent, enforcement and posting.

(a) This article shall apply to the waters of White Lake sections 16, 17 and 20, Township 31 North, Range 14 East, in Langlade County, Wisconsin.

(b) The intent of this article is to provide safe and healthful conditions for the enjoyment of aquatic recreation consistent with public rights and interests and with preservation of water resources.

(c) This article shall be enforced by the officers of the village. The village board specifically authorizes enforcement of this article by authorized county and state officers, including county and state law enforcement officers.

(d) The village shall place and maintain a copy of this article at all public lake access points within the jurisdiction of the village pursuant to the requirements of Wis. Adm. Code NR § 5.15.

Sec. 20-21. State statutes adopted; compliance with state rules required.

In addition to the provisions of this article, all persons using White Lake shall comply with the Wisconsin Boating Laws and Responsibilities as published by the state department of natural resources and state boating law as provided in Wis. Stats. § 30.50 through 30.80 which statutes are adopted by reference, or any successor statutes.

Sec. 20-22. Penalties.

State boating penalties provided in Wis. Stats. § 30.80, or any successor statute, and deposits as established in the Uniform Deposit and Bail schedule adopted by the Wisconsin Judicial Conference are adopted by reference in this section except that references in the adopted provisions to "fines" are replaced with "forfeiture" and all references in the adopted provisions to imprisonment are deleted.

Sec. 20-23. Hours of operation.

No person shall operate any boat faster than Slow-No-Wake speed, as defined in this article, except during the hours of 10:00 a.m. until 6:00p.m. local time on White Lake.

Sec. 20-24. Slow-No-Wake restrictions and controlled permanent areas.

(a) No person shall operate a boat at faster than Slow-No-Wake within 100 feet or a PWC within 200 feet of any shoreline. No person shall operate a boat, including a PWC, at faster than Slow-No-Wake within 100 feet of any dock, raft, pier, swimmer or swim area as marked by swim area buoys.

(b) No person shall operate a motorboat, including a PWC, faster than Slow-No-Wake speed at any time in the wildlife and fishing refuge area on the north/northwest side of White Lake (the area north/northwest of the department of natural resources approved buoys indicating Slow-No-Wake).

(c) No person shall operate a motorboat, including a PWC, faster than Slow-No-Wake speed at any time in the swimming and boating safety area on the east side of White Lake (the area east of the department of natural resources approved buoys indicating Slow-No-Wake).

(d) The requirements of this section are not inclusive of and do not relieve obligation for compliance with all other state laws applicable to boating in Slow-No-Wake areas.

(e) The wildlife and fishing areas and swimming and boating safety areas referred to in this section are outlined on signs near the boat launch ramp and beach areas. Exact buoy locations are indicated in the State of Wisconsin Waterway Marker Application and Permit on file in the village office.
(Ord. No. A-5, § 3, 3-27-1972)

Sec. 20-25. Direction of motor boat towing and PWC.

Boats engaged in towing for water skiing activities including a PWC must travel in a counter clockwise direction around the lake. Any other direction of travel for such purposes is prohibited.
(Ord. No. A-5, § 4, 3-27-1972)

Sec. 20-26. Severability.

The provisions of this article shall be deemed severable, and it is expressly declared that the village board would have passed the other provisions of this article irrespective of whether one or more provisions may be declared invalid. If any provision of this article or the application to any person or circumstance is held invalid, the remainder of the article and the application of such provisions to other persons or circumstances shall not be affected.

ARTICLE III. PARK RULES AND REGULATIONS*

*State law reference—Village authority to lay out, maintain, change, improve or discontinue parks and other public grounds, Wis. Stats. §§ 2.13 and 61.36.

Sec. 20-50. Applicability.