

## ORDINANCE NO. 2-94

### A SOLE ORDINANCE TO REGULATE BOATING UPON THE WATERS OF LAKE WISCONSIN AND PRESCRIBING PENALTIES FOR VIOLATION THEREOF.

The Town Board of the Town of Merrimac, Wisconsin do ordain as follows:

#### Section I. Applicability and Enforcement

The provisions of this ordinance shall apply to the waters of Lake Wisconsin within the jurisdiction of the Town of Merrimac in Sauk County, specifically Moon Valley.

#### Section II. 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 III. State Boating and Safety Laws Adopted

State boating laws as found in ss. 30.50 to 30.71, Wis. Stats., are adopted by reference.

#### Section IV. Definitions

"Slow-No-Wake" means that speed at which a boat moves as slowly as possible while still maintaining steerage control.

#### Section V. Hours of Operation

No person shall operate a boat faster than slow-no-wake at all times in the slow-no-wake zone as marked by buoys in the bay of Moon Valley on Lake Wisconsin.

#### Section VI. Restricted Areas

The No-Wake Zone shall be north of a line connecting the intersection of Moon Valley Marina south property line with Lake Wisconsin shoreline and the intersection of the north property line of Lazy Acres, second addition, Lot 70 with Lake Wisconsin shoreline.

This is to certify by ordinance pursuant to 30.77(3) of the Wisconsin Statutes in the interest of public safety, the Town of Merrimac, Sauk County, Wisconsin has authorized the placement of 4 Slow-No-Wake buoys in Lake Wisconsin as follows:

- 1) In the center of the bay midway between railroad right of way and Highway 78 and extending north to the railroad right of way bridge.
  - 2) In the center of the bay perpendicular to the DNR boat launch pad.
  - 3) In the center of the bay on the line describing the beginning of the no-wake zone.
  - 4) In the center of the bay 100 feet from the southeast corner of the concrete base of the handicapped pier.
- Buoys to have SLOW NO WAKE posted in one (1) inch letters.

The placement and maintenance of the buoys will be the responsibility of the marina owner. The owner will place the buoys on or before May 10 of each year and removal shall be done between September 10 and September 30 each year.

#### Section VII. Posting Requirements

The Town of Merrimac shall place and maintain a copy of this Section at each public landing within the jurisdiction of the town.

#### Section VIII. Penalties

Wisconsin state boating penalties as found in s. 30.80, Wis. Stats., are adopted by reference.

#### Section IX. Severability

The provisions of this ordinance shall be deemed severable and it is expressly declared that the Town Board 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 this ordinance or the application of any person or

circumstances is held invalid, the remainder of the ordinance and application of such provisions to other persons or circumstances shall not be affected.

**Section X. Effective Date**

This section will become effective upon passage and the day after publication.

Passed this 5th day of July, 1994.