

TOWN OF RED SPRINGS SHAWANO COUNTY, WISCONSIN ORDINANCE NO. 01-93

A SOLE ORDINANCE TO REGULATE WATER TRAFFIC, BOATING AND WATER SPORTS UPON THE WATERS OF BIG LAKE, LOCATED WHOLLY WITHIN SECTIONS 2 AND 11, TOWN OF RED SPRINGS, AND PRESCRIBING PENALTIES FOR VIOLATION THEREOF.

The Town of Red Springs, by action of its Board of Supervisors, does hereby ORDAIN AS FOLLOWS:

Section 1. INTENT. The intent of this ordinance is to provide safe and healthful conditions for, and equitable use by competing interests of aquatic recreation, all consistent with public rights and interests and within the capability of the water resource, as well as to provide for the tranquility of the residents of Big Lake.

Section 2. APPLICABILITY AND ENFORCEMENT. The provisions of this ordinance shall apply to the waters of BIG LAKE, located wholly within the jurisdiction of the Town of Red Springs, Shawano County. The provisions of this ordinance shall be enforced by any duly elected or appointed law enforcement officers having jurisdiction and/or Town officials as may be designated pursuant to sec. 66.119, Wis. Stats. Pursuant to the provisions of sec. 66.119, Wis. Stats., the issuance of a citation is hereby authorized for violations hereof.

Section 3. STATE BOATING AND SAFETY LAWS ADOPTED. State boating laws as found in ss. 30.50 to 30.71, Wis. Stats., and amendments thereto, are adopted and incorporated herein by reference.

Section 4. DEFINITIONS. As contained in this ordinance, the following definitions shall apply:

- (a) "Slow-no-wake" means that speed at which a boat moves as slowly as possible while still maintaining steering control.
- (b) "Memorial Day weekend" shall include Memorial Day as well as the Saturday and Sunday preceding.
- (c) Times indicated shall be local time, either standard or daylight savings as the case may be.
- (d) The terms "ice breakup" and "freezeup" shall mean a condition of at least 50% open water on the lake.
- (e) "Motorboat" means any boat equipped with propulsion machinery, whether or not the machinery is the principle source of propulsion.

Section 5. PROHIBITED OPERATION.

- (a) No person shall operate a motorboat at a speed greater than slow-no-wake from ice breakup to, but not including, Memorial Day weekend.
- (b) No person shall operate a motorboat greater than slow-no-wake between the hours of 5:00 PM and 10:00 AM, from (and including) Memorial Day weekend until freezeup.

Section 6. PENALTIES AND AUTHORITY. This ordinance is enacted under authority contained in sec. 30.77(3), Wis. Stats. and Wisconsin state boating penalties as found in sec. 30.80, Wis. Stats. are adopted by reference.

Section 7. 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 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.

DATE OF PASSAGE: April 5, 1993