

ORDINANCE NO. 4-92

AN ORDINANCE REQUIRING A PERMIT FOR THE CONSTRUCTION OR PLACEMENT OF A WHARF, PIER, DOCK, SLIP, SHORESTATION, RAMP OR MOORING WHIP IN THE VILLAGE OF WILLIAMS BAY

The Village Board of the Village of Williams Bay do ordain as follows:

SECTION 1. Permit Required.

No person shall hereafter construct, place, extend, modify or change the location of a wharf, pier, dock, slip, shore station, ramp or mooring whip on, into or over the water of Geneva Lake without first applying for and obtaining a permit from the Village.

SECTION 2. Definitions.

1. Wharf. A permanent land type structure built on the shore of Geneva Lake but extending over the water so as to permit a vessel to lie alongside to receive or discharge passengers or cargo.
2. Pier. A structure built out into the water of Geneva Lake, usually with piles on cribs, with one end on the shore, so as to permit a vessel to lie alongside to receive or discharge passengers or cargo.
3. Dock. A pier.
4. Slip. A three sided part of a pier or dock extending out into the water to serve as a landing or mooring place for vessels.
5. Shore station. A boat cradle or other lifting or holding device for vessels placed directly on the lake bed or lake shore.
6. Ramp. A structure installed on the lake shore generally 6 to 8 feet in width and 16 feet in length, constructed of wood or metal framing with a wooden deck and inclined toward or into the water upon which a vessel is pulled up from the water and stored thereon, generally installed in the water in the Spring and removed in the Fall.
7. Mooring whip. A spring loaded device, one end of which is secured to a wharf, pier, dock or slip and the other end is secured to a vessel so as to hold the vessel away from the wharf, pier, dock or slip. Used in pairs.

SECTION 3. Application and Plans. Any person desiring to erect, construct, place, extend, modify, change the location of or add any wharf, pier, dock, slip, shore station, ramp or mooring whip in or upon Geneva Lake along or beyond the shore line as it exists or as it may have been determined and established by proper ordinances, shall make and file in the office of the Village Clerk a written application for a permit. The application shall state the name, address and telephone number of the applicant, describe the riparian real estate owned by the applicant, together with a plan showing the proposed location, extension or modification of the said wharf, pier, dock, slip, shore station, ramp or mooring whip in detail, together with its location with regard to the shore line, or pier head and bulkhead line if established, and with the distances to the property lines of the abutting neighboring riparian lands giving the details of the dimensions and kinds of materials proposed together with drawings and any additional details and specifications the Building Inspector and Harbor Commission might require. It shall also state the name, post office address and telephone number of any lessee proposed by the applicant to rent the applied for wharf, pier, dock, slip, shore station, ramp or mooring whip.

SECTION 4. Delegation of Authority to Harbor Commission and Building Inspector to Issue Permits in Accordance with the Provisions of this Ordinance. The Village Board does delegate to the Harbor Commission of the Village of Williams Bay the authority to authorize the Building Inspector to issue permits for the construction, placement or modification of wharfs, piers, docks, slips, shore stations, ramps or mooring whips in accordance with the provisions of this Ordinance. No permit shall be granted until the Harbor Commission determines that all requirements of this Ordinance, applicable laws of the State of Wisconsin and rules and orders of the Wisconsin Department of Natural Resources have been complied with. The Harbor Commission shall state the reasons for granting or denying said permit, which shall be stated in writing and mailed by certified mail to the applicant and which shall also be stated in the minutes of the meeting. The Harbor Commission may also place restrictions or conditions on any permit so issued under this section in order to effectuate the provisions of this Ordinance.

SECTION 5. Placement Requirements. The following requirements shall control the placement and location of wharfs, piers, docks, slips, shore stations, ramps and mooring whips:

1. A sideline shall be established on Geneva Lake between the riparian property of the applicant and that of the abutting riparian properties as fairly as possible considering the curvature of the shoreline. In establishing such sidelines the determination methods set forth in the most current edition of Section NR 326.07, Wisconsin Administrative Code will be used.
2. No part of any wharf, pier, dock, slip, shore station or ramp shall extend to within 12 1/2 feet of such established sidelines. Mooring whips shall not be located so as to permit boats moored thereto to extend within 12 1/2 feet of such established sidelines. Existing piers, docks, slips or wharfs on piles and cribs are not subject to this ordinance unless their location is proposed to be moved or modified.
3. In establishing the sidelines between adjacent riparian, the guidance in Wisconsin Administrative Code Section NR 326.07 will be used.

SECTION 6. Revocation of Permit. The Building Inspector or Harbor Commission shall revoke a permit if the permittee's placement of the permitted structure subsequently violates the terms of the permit, is changed or modified as to location or placement without first obtaining a new permit, or violates any provision of this ordinance.

SECTION 7. Duration of Permit and Permit Fee. Each permit to be issued hereunder will be valid as follows:

- a) New placement of piers, docks, slips or wharfs on piles or modified or changed placement of piers, docks, slips or wharfs on piles, permit valid for as long as the placement location or configuration of the supporting piles into the lake does not change.
- b) For structures without piles or cribs that are required to be reinstalled annually to specifically include shorestations, floating piers, floating slips, ramps and mooring whips, permit valid for one seasonal year or portion thereof with such seasonal year to begin on the first day of spring or the date of the granting of the permit if later than the first day of spring and end on the first day of winter for each year.
- c) Applications for permits shall be accompanied by a nonrefundable permit fee in the amount to be determined by the Village Board from time to time by resolution, which charge shall be sufficient to defray the costs of processing of such applications and the issuance of permits. The initial permit fee shall be \$15.00.

SECTION B. Effective Date. This Ordinance shall take effect upon passage and publication as provided by law. Adoption of this ordinance will repeal the ordinance adopted June 3, 1991, entitled: "An Ordinance Requiring a Permit for the Construction or Placement of a Wharf, Pier, Dock, Shorestation, Ramp or Mooring Whip in the Village of Williams Bay."

1st Reading: 4-6-92

2nd Reading: 4-20-92

Adopted: 4-20-92

POSTED 4-21-92