

AN ORDINANCE TO REGULATE CONDUCT OF VISITORS TO THE PARK OF THE COBB-HIGHLAND RECREATION COMMISSION.

The Town Board of the Town of Eden, Iowa County, Wisconsin, do ordain as follows:

SECTION ONE - PURPOSE:

The purpose of this ordinance is to provide police protection, service and enforcement to the area encompassed within the park lands operated by the Cobb-Highland Recreation Commission. Said park, which includes Blackhawk Lake, is located within the Town of Highland and the Town of Eden, Iowa County, Wisconsin. This ordinance is to provide police enforcement of the rules and regulations adopted by the Cobb-Highland Recreation Commission pertaining to the uses of the park lands and the conduct of visitors to the park lands and recreation facilities. The Town of Highland is currently adopting an ordinance with the identical provisions contained in this ordinance. This ordinance and the ordinance of the Town of Highland shall be enforced by police officers of the Town of Highland and the Town of Eden. For the purpose of enforcing this ordinance as adopted by both Town Boards, the same person or persons may be authorized to serve as police officers for both towns. For the purpose of establishing the rules and regulations enforceable under the terms of this ordinance, the following rules and regulations which have heretofore been adopted by the Cobb-Highland Recreation Commission are hereby adopted as the by-laws of the Town of Eden.

SECTION TWO - DEFINITIONS:

For the purposes of this ordinance, the following definitions apply:

- (1) Commission means the Cobb-Highland Recreation Commission.
- (2) Camp or camping - the use of a shelter such as a tent, trailer, motor vehicle, tarpaulin, bed roll or sleeping bag for temporary residence or sleeping purposes.....

SECTION TWELVE - BOATS AND WATER SAFETY:

(1) No person shall operate a motorboat towing a person on water skis, aquaplane or similar device between the hours of 8:00 o'clock in the evening and 10:00 o'clock the following morning. At all other times no person shall operate a motorboat towing a person on water skis, aquaplane or similar device without a competent person in the boat in addition to the operator who shall watch at all times for the safety of any person on water skis, aquaplane or similar device being towed by said boat.

(2) No person shall moor or beach any boat on the waters of the lake overnight other than registered overnight campers and overnight campers are limited on said mooring and beaching as a part of a use of the lake for operating, anchoring, mooring or beaching to a 48 hour period during any one week.

(3) The following provisions of the Wisconsin Statutes describing and defining regulations with respect to water safety for which the penalty is forfeiture only, including penalties to be imposed and procedures for prosecution, are hereby adopted and by reference made a part of this ordinance as is fully set forth herein. Any act required to be performed or prohibited by any statute incorporated herein by reference is required or prohibited by this ordinance. Sections of Chapter 30 adopted by reference shall include the following:

- 30.53 (Identification number to be displayed on boat; certificate to be carried)
- 30.61 (Lighting equipment)
- 30.62 (Other equipment)
- 30.64 (Patrol boats)
- 30.65 (Traffic rules)
- 30.66 (Speed regulations)
- 30.67 (1) and (2) (Accidents and accident reports) 30.675 (Distress signal flag)
- 30.68 (Prohibited operation)
- 30.69 (1) (Water skiing)
- 30.70 (Skin diving)
- 30.71 (1) (Boats equipped with toilets)
- 30.80 (Penalties)

SECTION TWENTY-THREE - PENALTY:

The penalty for violation of any provision of this ordinance shall be a forfeiture of no more than Ten Dollars (\$10.00) for any one violation thereof.

SECTION TWENTY-FIVE - SEVERABILITY:

The provisions of this ordinance shall be deemed severable and it is expressly declared that the Town of Eden would have passed the other provisions of this ordinance irrespective of whether or not one or more provisions may be declared invalid and if any provisions of this ordinance or the application thereof 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 thereby.

SECTION TWENTY-SIX - EFFECTIVE DATE: After its adoption and approval by this Town Board and the Town Board of Highland this ordinance shall be published as provided in Section 60.18 (4) of the Wisconsin Statutes, by the posting of copies in three of the most public places in each of said Towns and this ordinance shall take effect upon publication of the same.

Adopted and approved this 7 day of August, 1973.