

Ordinance #12

An Ordinance to regulate water traffic, boating and water sports upon the waters of the Town of Spider Lake and prescribing penalties thereof

The Town Board of the Town of Spider Lake, Sawyer County, Wisconsin, do ordain as follows:

Section 1. INTENT. The intent of this ordinance is to provide safe and healthful conditions for the enjoyment of aquatic recreation consistent with public rights and interest and the capability of the water resource.

Section 2. APPLICABILITY AND ENFORCEMENT. The provisions of this ordinance shall apply to the waters of Lower Clam Lake, located in Sections 1, 2, 11 and 12, Township 42 North, Range 5 West; Ghost Lake located in Sections 24, 25 and 36, Township 42 North, Range 6 West and Sections 19, 30 and 31, Township 42 North, Range 5 West; Teal, Lost Land Lake and Ole lakes located in Sections 16, 17, 19, 20, 21, 26, 27, 28, 29, 30, 31, 32, 33 and 34, Township 42 North, Range 6 West; and the Spider Chain of Lakes located in Sections 14, 15, 22, 23, 24, 26, 27, 28, 33 and 34, Township 42 North, Range 7 West, all lying wholly within the boundaries and jurisdiction of the Town. The provisions of this ordinance shall be enforced by the Town Constable and his deputies and when authorized and established by the Board, the water safety patrol of the Town.

Section 3. STATE BOATING AND WATER SAFETY LAWS ADOPTED. The statutory provisions describing and defining regulations with respect to water traffic, boats, boating and related water activities and safety in the following enumerated sections of the Wisconsin Statutes, exclusive of any provisions therein relating to the penalties to be imposed or the punishment for violation of said statutes, are hereby adopted and by reference made a part of this ordinance.

30.50 Definitions

30.51 Operation of unnumbered motorboats prohibited 30.52 Certificates of number

30.53 Identification number to be displayed on boat, certificate to be carried

30.54 Transfer of ownership of numbered boat

30.55 Notice of abandonment or destruction float or change of address

30.60 Classification of motorboats 30.61 Lighting equipment

30.62 Other equipment

30.63 Motorboat prohibition

30.64 Patrol boats exempt from certain traffic regulations 30.65 Traffic rules

30.66 Speed restrictions

30.67 Accidents and accident reports 30.675 Distress signal flag

30.68 Prohibited operation 30.69 Water skiing

30.70 Skin diving

30.71 Boats equipped with toilets Section 4. Definitions in this ordinance:

(a) "Shore zone" means all surface water within 200 feet of the shoreline.

(b) "Swimming zone" means an authorized area marked by regulatory markers to designate a swimming area.

(c) "Designated Anchorage" means an area of water established as an anchorage by lawful authority.

(d) "Public access" means any access to the water by means of public property.

(e) "Navigation lane" means an area designated by authorized aids to navigation.

(f) "Slow-no-wake" is defined as the slowest possible speed so as to maintain steerage.

Section 5. SWIMMING ZONES. A single riparian owner or a group of riparian owners may apply to the Town Board for establishment of a swimming zone in waters abutting such property. Upon receipt of such an application, the Board shall give consideration at a regular or special meeting. The Board may establish an annual fee for such swimming areas which will be adequate to provide and maintain buoys or distinguishing markers as required by law. In no instance shall a swimming zone be authorized or established which extends beyond the shore zone.

Section 6. PROHIBITED OPERATION.

(a) Speed restrictions. No person shall operate a boat on any of the waters identified by this ordinance at a speed greater than 10 m.p.h., except as provided in sub-paragraph (b) below.

(b) Water skiing is prohibited on the waters covered by this ordinance with the exception to the Spider Chain of Lakes, Ghost Lake and Lower Clam Lake where water skiing will be permitted between the hours of 11:00 A.M., and 3:00 P.M. Where and when water skiing is permitted, speed shall conform to the provisions of 30.66 (1) Wisconsin Statutes. No person shall operate a boat for the purpose of towing a water skier nor shall a person engage in water skiing within 200 feet of a canoe or boat occupied by persons engaged in fishing

Section 7. PENALTIES AND DEPOSITS.

(a) Any person who shall violate the provisions adopted by reference in Section 2 of this ordinance as described and defined in SS. 30.67(1) or 30.68(1) and (2) of the Wisconsin Statutes shall upon conviction thereof forfeit not more than \$200.00 nor less than \$25.00 together with the costs of prosecution and in default of payment of forfeiture and costs shall be imprisoned in the county jail until full payment thereof is made, but not exceeding 60 days.

(b) Any person who shall violate any provision of this ordinance except as specified in Sub. (a) of this section shall upon conviction thereof forfeit not less than \$10.00 nor more than \$100.00 together with the costs of prosecution and in default of payment thereof shall be imprisoned in the county jail until full payment is made, but not exceeding 30 days.

(c) MONEY DEPOSITS. Any officer arresting a person for violation of a provision of this ordinance who is unable to bring the person arrested before the County Court for Sawyer County without unnecessary delay shall permit such person to make a money deposit as provided in S30.76 of the Wisconsin Statutes. Such deposit shall be made to the Clerk of Court for Sawyer County.

July 9, 1975