

AN ORDINANCE TO REGULATE WATER TRAFFIC, BOATING AND WATER SPORTS UPON A SECTION OF THE WATERS OF THE MAUNESHA RIVER KNOWN AS THE MARSHALL MILL POND AND PRESCRIBING PENALTIES FOR VIOLATION THEREOF.

The Village Board of the Village of Marshall, Dane County, Wisconsin does 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 of Marshall Mill Pond located and adjoining the Village of Marshall, Dane County, Wisconsin.

Section 2. Applicability and Enforcement. The provisions of this Ordinance shall apply to the waters of Marshall Mill Pond within the jurisdiction of the Village of Marshall, Dane County, Wisconsin. The provisions of this Ordinance shall be enforced by the Village Police Department, but such enforcement shall not be limited to them specifically.

Section 3. State Boat 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

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

30.60 Classification of motorboats

30.61 Lighting equipment

30.62 Other equipment

30.635 Motorboat prohibition

30.64 Patrol boats exempt from certain traffic regulations

30.65 Traffic rules

30.66 Speed restrictions

30.67 Accidents and accident reporting

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. Slow no wake is defined as the slowest possible speed so as to maintain steerage.

Section 5. Speed Restriction. Boating activities shall be limited to slow no wake speed in the narrows, south east end of the Marshall Mill Pond to the Mill Dam. Speed zone buoy markers meeting the Wisconsin uniform waterway marking system standards will be installed by the Village between the NE corner of the Marshall Community Park playground area and the storm sewer on the shore straight east. Such buoys will bear the legend, "Slow-No Wake".

Section 6. Penalties. Any person who shall violate any provision of this Ordinance shall upon conviction thereof, forfeit not more than fifty dollars (\$50.00), and the costs of prosecution.

1

Section 7. Severability. The several provisions of this Ordinance shall be deemed severable and it is expressly declared that the Village Board 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 provision 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 effected thereby.

THIS ORDINANCE shall take effect and be enforced after passage and publication as provided for by law,
and after approval by the Department of Natural Resources, State of Wisconsin.
Approved June 8th, 1976 by the Village of Marshall.