

ORDINANCE NO. 85-7

AN ORDINANCE TO REGULATE WATER TRAFFIC, BOATING AND WATER SPORTS UPON THE WATERS OF THE TOWN OF STEPHENSON, HIGH FALL FLOWAGE, PRESCRIBING PENALTIES THEREFOR.

The Town Board of the Town of Stephenson does hereby 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 High Falls Flowage within the Town of Stephenson. The provisions of this Ordinance shall be enforced by the Town Constable of the Town of Stephenson and shall in addition be enforced by personnel of the Department of Natural Resources.

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 or numbered boat

30.55 Notice of abandonment of destruction of boat or change of address

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 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 and marked 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" means the slowest possible speed so as to maintain steerage.

SECTION 5. Speed Restrictions.

It shall be unlawful for the operator of any motor boat to drive that boat faster than the "slow-no-wake" speed, in any "shore zone" and/or any "swimming zone" and/or any "designated anchorage", and/or any "public access and/or within 100 feet of the Twin Bridge.

SECTION 6. It shall be unlawful to tow any person behind a motor boat or other motorized water device of any sort whatsoever within 100 feet and/or under the Twin Bridge. For these purposes, pulling a person resting upon some device attached to a motor boat shall be deemed to be pulling the person

SECTION 7. Any person violating any provision of this ordinance shall forfeit not more than \$50.00 for the first offense and shall forfeit not more than \$100.00 upon conviction of the same offense a second or subsequent time within any one year period.

DATED this 13th day of November 1985.

PUBLISHED this 20th day of November 1985.