

AN ORDINANCE TO REGULATE WATER TRAFFIC, BOATING AND WATERSPORTS UPON THE WATERS OF THE TOWN OF MOUNT MORRIS AND PRESCRIBING PENALTIES FOR VIOLATIONS THEREOF

The Town Board of the Town of Mount Morris, Waushara 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 apply to all the waters of the Town of Mount Morris, Waushara County, Wisconsin, within the jurisdiction of said Town. The provisions of this ordinance shall be enforced by the officers designated by the Town of Mount Morris. The provisions of this ordinance supersedes all previous ordinances regulating boating on the waters of the Town of Mount Morris.

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 Sections 30.50 through 30.80 of the Wisconsin Statutes, and adopting Section 30.80 of the Wisconsin Statutes as the penalty section, 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.

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) Slow-no-wake means that speed at which a boat moves as slowly as possible while still maintaining steerage control.
- (f) Boat means every description of watercraft, other than a seaplane on the water, used or capable of being used as a means of transportation of water.
- (g) Motorboat. means any boat equipped with propulsion machinery, whether or not the machinery is the principal source of propulsion.
- (h) Flotation Device means a Coast Guard approved Personal Flotation Device as described in Section 30.62 (3) of the Wisconsin Statutes.

Section 5. Restrictions - Specific to particular waters located in the Town of Mount Morris

(a) Lake Mount Morris and Emerald Lake

(1) Speed Restrictions

No person shall on any day operate a motor boat of any nature in excess of a .slow-no-wake speed on the waters of Lakes "A", "B", "C" and "D" of Lake Mount Morris between the hours of 5:00 PM and 10:00 AM the following morning. No person shall operate a motor boat of any nature at any waters of Emerald Lake.

The Channels connecting each of the lakes in the Lake Mount Morris Chain are designated slow-no-wake zones, with the end of each zone to be marked with a slow-no-wake buoy, in the locations indicated on the attached maps which are incorporated as part of this ordinance. No person shall operate any motor boat at a speed in excess of slow-no-wake between the buoys in each channel.

(2) Water Skiing and Boating Hours

Water Skiing, aquaplaning and similar activities are not permitted at any time on Lakes "A", "B" and "C" of Lake Mount Morris. Boating in excess of slow-no-wake speed is permitted on Lakes "A", "B", and "C" of Lake Mount Morris, only between the hours of 10:00 A.M. and 5:00 P.M. :Boating in excess of slow-no-

wake speed, water skiing, aquaplaning and similar activities, are permitted on Lake "D" of Lake Mount Morris only between the hours of 10:00 A.M. and 5:00 P.M.

(3) Restricted Areas

The following described areas are designated as bathing- or swimming area on Lake Mount Morris and no person shall operate a boat except for emergency or rescue craft within these areas marked by the official buoy. A swimming area is designated on the north side of Lake Mount Morris and known as the Town Park, which is described as an area 150 feet from the center of the public landing southeast along the shoreline to a point of beginning; thence southwest 75 feet to a buoy; thence southeast 100 feet to a buoy; thence northeast 75 feet to the shore; thence northwest 100 feet along the shoreline to a point of beginning. Further, a swimming area is designated on the south side of Lake Mount Morris known as the Lutheran Retreat Beach, which is described as follows: Starting at the waterline-in line with the northwest end of the concrete block wall; thence northeast 100 feet to a buoy; thence southeast 150 feet to a buoy; thence southwest 100 feet to the shoreline; thence northwest 150 feet more or less to the point of beginning.

(b) Hills Lake

(1) Speed Restrictions

No person shall operate a motor boat in excess of a slow-no-wake speed on the waters of Hills Lake except during the water skiing and boating hours hereinafter set forth.

(2) Water Skiing and Boating Hours

Boating in excess of slow-no-wake speed, water skiing, aquaplaning and similar activities are permitted on Hills Lake only between the hours of 9:30 AM to 5:30 P.M.

(3) Restricted Area

The following described areas are designated as a bathing or swimming area Hills Lake- and no person shall operate any watercraft within these areas marked by official buoys. One swimming area is designated on the southeast side of Hills Lake adjacent to the Napowan Scout Camp and known as the Scout Bathing Beach, starting at the steel stake on the northeast end of the beach; thence 127 feet northwest to a buoy; thence 120 feet southeast to the shore line; thence 107 feet more or less to the point of beginning. Further, a swimming area is designated on the westerly side of Hill Lake and adjacent to the Girl Scout Properties, Inc., from the South leg of the pier in the shape of the letter "H" 60 feet West to the other leg of the pier.

(c) Lake Napowan

(1) Speed Restrictions

No person shall operate a motor boat in excess of a slow-no-wake speed on the waters of Lake Napowan except during the water skiing and boating hours hereinafter set forth.

(2) Water Skiing and Boating Hours

Boating in excess of slow-no-wake speed, water skiing, aquaplaning and similar activities are permitted on Lake Napowan only between the hours of 10:00 A.M. to 4:30 P.M.

(3) Restricted Area

No person shall operate a motor boat in excess of slow-no-wake speed within 100 feet of mooring buoys located on the north side of Lake Napowan and known as the Boy Scout Sailboat Area.

(d) John's Lake

(1) Speed Restrictions

No person shall operate a boat in excess of a slow-no-wake speed on the waters of John's Lake except during the water skiing and speed boating hours hereinafter set forth.

(2) Water Skiing and Boating Hours

Boating in excess of slow-no-wake speed, water skiing, aquaplaning and similar activities are permitted on John's Lake only between the hours of 10:00 A.M. to 4:00 P.M.

(e) Porter's Lake

(1) Speed Restrictions

No person shall operate a motor boat in excess of slow-no-wake speed on the waters of Porter's Lake at any time

(f) Irogami Lake

(1) Speed Restrictions

(A) No person shall on any .day operate a motor boat of any nature in excess of a slow-no-wake speed on the waters of Irogami Lake between the hours of 8:30 P.M. and 6:00 A.M. the following, morning.

(B) No person shall operate any motor boat at a speed in excess- of fifty y (50) miles per hour at anytime.

(2) Water Skiing and Boating

No person shall operate a motor boat of any nature towing a person or persons on water skis, aquaplane or similar device, nor shall any person engage in water skiing, aquaplaning, or similar activity on the waters of Irogami Lake between the hours of 8:30 P.M. and 6:00 A.M. the following morning, except on Saturdays, Sundays and specific holidays; namely, Memorial Day, July 4th and Labor Day. On the days of Saturday, Sunday and aforementioned holidays, water skiing, aquaplaning and similar activities will be allowed only between the hours of 10:00 A.M. and 6:00 P.M. At no time shall any person engage in these activities after the time of sunset contrary to Section 30.69, Wisconsin Statutes.

Section 6. Prohibitive Operation

(a) Use of Personal Flotation Devices No person shall engage in water skiing, aquaplaning or similar activity unless they are wearing a United States Coast Guard approved Personal Flotation Device.

(b) Swimming Distance from Shore

No person shall swim more that 200 feet from the shore unless accompanied by a competent person in a boat and having readily-available a United States Coast Guard approved Personal Flotation Device for each person in boat and in the water.

Section 7. Penalties

Wisconsin state boating penalties as found in s. 30.80, Wis. Stets. and deposits as established in the Uniform-Deposit and Bail Schedule established by the Wisconsin Judicial Conference, are hereby adopted by reference with all references to fines amended to forfeitures and all references to imprisonment deleted.

Section 8 Wisconsin Statutes Defined

whenever used in this ordinance, the term Wisconsin Statutes «hall mean the Wisconsin Statutes of 1985-86 and subsequent amendments.

Section 9 Repeal of Conflicting Ordinances

All former ordinances regulating Water traffic, boats, boating or Water Sports upon the waters covered by this ordinance and all ordinances or parts of ordinances in conflict With this ordinance heretofore enacted by the he Town Board of Mount Morris Township, Waushara County, Wisconsin, are hereby repealed.

Section 10 Severability

The provisions of this ordinance shall be deemed severable and it is expressly declared that the Mount Morris Town Board would have passed the other provisions of the ordinance irrespective of whether or not any more provisions may be declared invalid and if any Provision of this ordinance or the application hereof 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 11. Effective Date. Clerk's Duty

(a) This ordinance shall take effect and be in force from and after passage, publication and posting as provided by law.

(b ) The Town Clerk is directed to file a copy of this ordinance with h the Wisconsin Dept of Natural Resources Madison, Wisconsin.