

AN ORDINANCE REGULATING WATER SAFETY  
AND BOATING IN THE CITY OF FOX LAKE, DODGE COUNTY, WISCONSIN WHEREAS,  
the Common Council of the City of Fox Lake, Dodge County, Wisconsin, deem it necessary to regulate  
water safety and the operation of boats for the protection of life, person and property on waters within the  
corporate boundaries of the said City of Fox Lake, do hereby exercise the police powers inherent in the  
City Council and do ordain as follows:

STATE BOATING AND WATER SAFETY LAWS ADOPTED:

30.50 Definitions

30.51 (Operation of unnumbered motorboats prohibited)

30.52 (Certificates of number)

30.53 (Identification number to be displayed on boat) 30.54 (Transfer of ownership of numbered boat)

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

30.60 (Classification of motorboats)

30.61 (Lighting equipment)

30.62 (Other equipment)

30.64 (Patrol boats from certain traffic regulations) 30.65 (Traffic rules)

30.66 (Speed restrictions)

30.676 (Distress signal flag)

30.68 (Prohibit operation)

30.69 (Water skiing)

30.70 (Skin diving)

30.71 (Boats equipped with toilets)

30.76 (Deposit of money to obtain release from arrest)

30.77 (Local regulation of boating)

30.79 (Municipal water safety patrols)

30.60 (Penalties)

SECTION 1: Definitions.

(A) "Boat" means every description of watercraft, other than a seaplane on the water, used or capable of being used as a means of transportation on water.

(B) "Motorboat" means any boat propelled by machinery, whether or not such machinery is the principal source of propulsion, but does not include a boat which has a valid marine document issued by the bureau of customs of the U.S. Government or any federal agency successor thereto.

(C) "Owner" means the person who has lawful possession of a boat by virtue of legal title or equitable interest therein which entitles him to such possession.

(D) "Operate" when used with reference to a motorboat or boat, means to navigate, steer, sail, row or otherwise to move or exercise physical control over the movement of such motorboat or boat.

SECTION 2.. Operation of boats on Waters in the City of Fox Lake.

(A) Pursuant to the authority set forth in 30.77(2) Wisconsin Statutes, Sections 30.06, 30.61 and 30.62, relation to boat equipment, are hereby adopted by reference.

(B) No person shall operate a boat on the waters in the City of Fox Lake in a careless, negligent or reckless manner so as to endanger his or her life, property or person of another.

(C) No person shall operate a motorboat repeatedly in a circuitous course around any other boat or around any person swimming if such circuitous is within 200 feet of such boat or swimmer under chapter 30.68(5).

(D) When two boats are approaching each other "head and head" or so nearly so as to involve risk of collision, each boat shall bear to the right and pass the other boat on its left side.

(E) when boats are approaching each other obliquely or at right angles, the boat approaching on the right has the right of way.

(F) No person shall operate a motorboat so as to approach or pass another boat in such manner as to create a hazardous wake or wash.

(G) No person shall operate a powerboat within the restricted area of the shoreline marked by the restricted area marker buoy (100 feet) above a slow-no-wake speed.

(H) The use of a siren on any motorboat is prohibited except on boats used on patrol duty.

(I) Every boat propelled by an engine or motor shall be equipped with a muffler which is so constructed and kept in constant operation that it prevents excessive or unusual noise at all times while the engine is in operation. No motorboat shall be operated at any time with muffler or cut-out open on the waters of the City of Fox Lake, subject to exception as provided by the State Statutes.

(J) Searchlights may be used to furnish light in making a landing and only otherwise in case of imminent danger or emergency, Any operator of a motorboat or other person who shall repeatedly or continually cause the rays of a searchlight to rest upon the operator or occupant of another vessel, or upon the shore line shall be deemed guilty of a violation of this ordinance.

(K) Section 30.64 of the Wisconsin Statutes (patrol boats exempt from certain traffic regulations) is hereby adopted by reference pursuant to 30.77(2) of the Wisconsin Statutes.

#### SECTION 3: Safety in the Waters of the City of Fox Lake. (A)

No person or persons shall swim beyond two hundred feet from shore unless accompanied by a manned boat.

(B) No person in charge or control of a boat shall permit any person under ten years of age on board without wearing a vest type Coast Guard Approved Personal Floatation Device.

(C) All rafts and stationary platforms, or any kind anchored in the water, except docks and piers, shall be painted white and shall be so anchored that they will have at least six Inches of free board above the water line.

(D) No person shall operate a motor boat at speeds in excess of Slow No Wake while navigating through a channel. In those areas of the lake which are zoned, the speed in such zones shall be designated by markers and the operator of a motorboat shall obey such speed limits.

(E) The use of aqua-planes, water skis or similar apparatus in conjunction with the operation of a motorboat will be permitted only as follows:

On Fox Lake . Between the hours of sunrise and sunset.

(F) Section 30.70 of the Wisconsin Statutes (on skin-diving) is hereby adopted by reference pursuant to 30.77(2) of the Wisconsin Statutes.

(G) No person may anchor or permit a boat to be anchored within the restricted area around the aerators designated by the uniform waterway markers.

#### SECTION 4: Penalty.

Any person, firm, or corporation convicted of violating any section of this ordinance shall forfeit no less than Ten Dollars (\$10.00) nor more than Five Hundred Dollars (\$500.00) for each violation of this ordinance.

SECTION 5: Delegation of Enforcement Authority. The City of Fox Lake hereby delegates concurrent enforcement Jurisdiction to the appropriate officials of the Town of Fox Lake over waters of Fox Lake within the City of Fox Lake's municipal boundaries.

#### SECTION 6 :Validity.

The several sections, subsections and paragraphs of this ordinance are hereby declared to be severable. If any section, subsection, paragraph or subparagraph of this ordinance shall be declared by a decision of a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the other provisions of the ordinance or of the section of which the invalid portion or paragraph may be a part. This ordinance shall take effect and be in full force from and after its passage and publication or posting as required by law.

All ordinances or parts of ordinances in conflict with the terms of this ordinance are hereby repealed.