

ORDINANCE REGULATING HOUSEBOATS

ACCORDINGLY, said Town Board of the Town of Lincoln herein does hereby ORDAIN AS FOLLOWS

I. No houseboat or similar structure shall be located, used or operated on, through or over the inland lakes or waters, or on the shore thereof, of any lakes or stream in said Municipality, without:

(a). Display of Permit- Obtaining and having attached to such houseboat or structure, in a conspicuous place, any current license or permit required by any Wisconsin Statute, rule or regulation of the State of Wisconsin, or any of its authorized divisions, departments or commissions, or any such license or permit which the municipality having jurisdiction of such inland water may, by legislation, be authorized to issue;

(b). Inland Waters - Defined- "Inland waters" as covered by this Ordinance means the waters defined as "inland waters" pursuant to Section 29.01(4) and Section 30.71, Wisconsin Statutes;

(c). Limitation as to Use- Unless otherwise specifically authorized and permitted by Statute, no such houseboat or other structure shall be used or operated on such waters within 2000 feet of the shoreline; nor shall such houseboat or other

structure having sleeping facilities be used for any other purpose than for living or commercial purposes nor shall such houseboat be used for the sale or consumption of fermented malt beverages and intoxicating liquors.

(d). Definition of Houseboat -- A houseboat is hereby defined as a flat bottomed boat with a superstructure resembling a house and being capable of being used as a residence.

II. Regulations and Prohibitions- (a). Disposition of Refuse in Water- No person shall dispose of, place or throw into any such waters within the jurisdiction of the Municipality, or leave upon the ice thereof, any cans, bottles, debris, refuse or other solid waste material.

(b). Toilet must be Sealed- No person shall maintain or operate in any inland water herein, any boat or structure equipped with a toilet, unless such toilet is sealed or otherwise rendered inoperative so as to prevent human waste from discharging into such waters.

(c). Public Facilities- A reasonable fee determined at \$100.00 shall be charged and paid for the use of public boat launching facilities owned or operated by the Municipality, and as to houseboats or boats carrying passengers for hire, such boats and houseboats shall be subject to such inspection and regulations, not restricted or prohibited by Statute, as may be reasonable required to provide safety and security to the crew and passengers.

(d) General incorporation- To incorporate insofar as applicable and authorized, such other regulatory provisions pursuant to Section 30.50 to 30.77, Wisconsin Statutes, not herein specifically covered and not prohibited or restricted to this Municipality, so as to protect the health and welfare of the public in the lawful use of the inland waters for recreation, fishing, swimming and other proper uses within the jurisdiction of this Municipality.

III. Joint Municipal Action- Pursuant to the provisions of Section 30.77, this Ordinance shall become valid and effective when an identical Ordinance is duly passed by the other Municipalities having jurisdiction of the inland waters affected by this Ordinance, and the same is published and posted as hereinafter set out.

IV. Publication & Posting- Subject to the provision of Paragraph

III above, this Ordinance shall be effective from and after its passage, publication and posting as required by Chapter 30, Wisconsin Statutes, and the mailing of a copy hereof to the Public Service Commission of Wisconsin.

V. Revocation of Existing Ordinances- All Ordinances directly in conflict in whole or in part with this Ordinance shall be and the same are revoked.

VI. Inspection and Launching- All houseboats must be inspected for seaworthiness and compliance with this Ordinance, and be launched at a public landing in the said Municipality.

VII. Severability- Should any Paragraph or portion of this Ordinance be declared void or ineffective for any lawful reason, then it is considered this Ordinance would have been adopted and effective by the deletion of such paragraph, segment or portion with the same force and effect as though the same had not been made a part hereof. This Ordinance shall be effective and cover all waters lying entirely within this

Municipality and also all waters lying, partly within this Municipality and partly within other Municipalities.

VIII. Violation - Penalties- Any person, firm or corporation who violates, disobeys, neglects or refuses to comply with the provisions of this Ordinance shall be subject to a forfeiture of not less than \$10.00 or more than \$50.00, together with the costs of prosecution, and upon failure to pay such forfeiture shall be imprisoned in the Common Jail of Forest County, Wisconsin, for a period of not more than thirty days, and every day of such violation shall constitute a new and separate offence.