

BOATING ORDINANCE TOWN OF BIRCHWOOD
WASHBURN COUNTY, WISCONSIN #30-98

THE TOWN BOARD OF BIRCHWOOD DO ORDAIN AS FOLLOWS:

SECTION I. APPLICABILITY AND ENFORCEMENT

(A) THE PROVISIONS OF THIS ORDINANCE SHALL APPLY TO THE WATERS OF LONG LAKE AND MUD LAKE CHANNEL.

(B) THIS CHAPTER SHALL BE ENFORCED BY THE OFFICERS OF THE WATER PATROL OF THE TOWN OF BIRCHWOOD AND WASHBURN COUNTY.

SECTION II. INTENT

THE INTENT OF THIS ORDINANCE IS TO PROVIDE SAFE AND HEALTHFUL CONDITIONS FOR THE ENJOYMENT OF AQUATIC RECREATION CONSISTENT WITH PUBLIC RIGHTS AND INTERESTS, AND THE CAPABILITY OF THE WATER RESOURCES.

SECTION III. STATE BOATING AND SAFETY LAWS ADOPTED

STATE BOATING LAWS AS FOUND IN SS. 30.50 TO 30.71 ARE ADOPTED BY REFERENCE.

SECTION IV. NO WAKE AREAS

NO PERSON SHALL OPERATE A BOAT IN THE FOLLOWING AREA AT A SPEED FASTER THAN "SLOW-NO-WAKE," AS DEFINED 30.50 (12), WISCONSIN STATUTES AS "THAT SPEED AT WHICH A BOAT MOVES AS SLOWLY AS POSSIBLE WHILE STILL MAINTAINING STEERAGE CONTROL. SAID "NO WAKE" AREAS ARE:

1. THE CHANNEL LOCATED IN THE SE SW OF SECTION 19, T38N R10W. THIS AREA WILL BE INDICATED BY BUOYS PLACED IN THE RESTRICTED AREA

SECTION V. MARKERS AND NAVIGATIONAL AIDS POSTING ORDINANCE

(A) DUTY, THE TOWN OF BIRCHWOOD SHALL PLACE AND MAINTAIN SUITABLE MARKERS AND SIGNS IN SUCH WATERS AS SHALL BE APPROPRIATE TO ADVISE THE PUBLIC OF THE PROVISIONS OF THIS CHAPTER AND POST AND MAINTAIN A COPY OF THIS SECTION AT ALL PUBLIC ACCESS POINTS WITHIN THE JURISDICTION OF THE TOWNSHIP.

SECTION VI. PENALTIES

WISCONSIN STATE BOATING PENALTIES AS FOUND IN SS. 30.80 ARE ADOPTED BY REFERENCE.

SECTION VII. SEVERABILITY

THE PROVISIONS OF THIS ORDINANCE SHALL BE DEEMED SEVERABLE AND IT IS EXPRESSLY DECLARED THAT THE TOWN BOARD WOULD HAVE PASSED THE OTHER PROVISIONS OF THIS ORDINANCE IRRESPECTIVE OF WHETHER OR NOT ONE OR MORE PROVISIONS MAY BE DECLARED INVALID. IF ANY PROVISION OF THIS ORDINANCE OR THE APPLICATION 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.

SECTION VIII. EFFECTIVE DATE

THIS SECTION WILL BECOME EFFECTIVE UPON PASSAGE AND THE DAY AFTER PUBLICATION.

5-11-98