

**Town of Liberty
Manitowoc County, Wisconsin
Ordinance _____**

An Ordinance for Slow, No Wake operation of Water Craft during High Water Period

A SOLE ORDINANCE TO REGULATE BOATING UPON THE WATERS OF PIGEON LAKE, MANITOWOC COUNTY, AND PRESCRIBING PENALTIES FOR VIOLATIONS THEREOF.

The Town Board of the Town of Liberty do ordain as follows:

Section I Applicability and Enforcement

- (a) The provisions of this Ordinance shall apply to the waters of Pigeon Lake, Town of Liberty, Manitowoc County.
- (b) Town of Liberty Constable and the Manitowoc County Sheriff's Department are each separately empowered to enforce the provisions of this Ordinance and to issue citations for violations hereof.

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, Wis. Stats., are adopted by reference.

Section IV Definitions

- (a) "Slow-no-wake" means that speed at which a boat moves as slowly as possible while still maintaining steerage control.

Section V Controlled Area

No person shall operate a boat faster than "slow-no-wake" in the waters of Pigeon Lake when the water level exceeds the ordinary high water mark based on the benchmark located at the public boat landing.

This slow-no-wake restriction will be posted at all public access points and the entrances to North and South Shore Drives when in effect by the Board of the Town of Liberty, Manitowoc County, or their designee. It will not be lifted until this Board determines that the lake level has subsided enough to no longer be at the benchmark at the public boat landing. The Wisconsin Department of Natural Resources will also have to be notified by the Town of Liberty Board when this restriction goes into effect and when this restriction is lifted.

Section VI Posting Requirements

The Town of Liberty shall place and maintain a synopsis of this ordinance at all public access points within the jurisdiction of the Town pursuant to the Requirements of NR 5.15 Admin. Code.

Section VII Penalties

- (a) The penalty for violation of Section I shall be \$50 for the first offense and shall forfeit not more than \$100 upon conviction of the same offense a second or subsequent time within one year.
- (b) Any person who shall violate any provision of this Ordinance for which a penalty is not otherwise established by this Section shall be subject to a forfeiture of not less than \$10 and not more than \$500.

Section VIII Severability

The provisions of this Ordinance shall be deemed severable and it is expressly declared that the Board of Town of Liberty 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 IX Effective Date

This ordinance shall take effect and be in force from and after adoption and publication according to law.

Dated and adoption this _____ day of _____, 20____.

TOWN OF LIBERTY TOWN BOARD

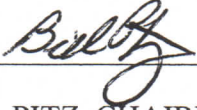
By: _____
William Pitz, Chairperson

ATTEST:


By: _____
Angela Vetting, Clerk

DATED THIS 10TH DAY OF OCTOBER, 2011.

TOWN OF LIBERTY



BILL PITZ, CHAIRMAN

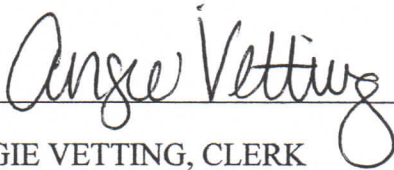


JOEL AULIK, SUPERVISOR



DUSTIN HAMMEL, SUPERVISOR

ATTEST:



ANGIE VETTING, CLERK