

Chapter 500. Watercraft, Snowmobiles, and Other Recreational Vehicles.

Subchapter 501. Motorboats.

#000860

501.01.PURPOSE. The purpose of this ordinance is:

- (1).To adopt Sections 30.50 to 30.71 of the Wisconsin State Statutes by reference;
- (2).To adopt regulations for safe boating on lakes and rivers within the township boundaries consistent with public rights and interests and the capability of the water resources.

501.02.AUTHORITY. The Town Board of Presque Isle has the authority, pursuant to Section 30.77 of the Wisconsin State Statutes to enact this ordinance.

501.03.LOCAL ORDINANCE. In addition to the provisions of Section 30.50 to 30.71, Wis. Stats., the following safe boating regulations are adopted:

- (1).Racing: There will be no power boat racing without a permit from the Town Board.
- (2).Speed Restrictions: Motorboats shall be operated no faster than slow-no-wake on any lake less than 50 acres in size or on any river within the township boundaries.
- (3).Other Controlled areas:
 - (a).No boat shall be operated faster than slow-no-wake within 200 feet of the mainland shoreline or island(s) shoreline on any lake or any river at any time, except when leaving or returning from shore while towing a water-skier, as provided in 501.03(4), below. Ski boats leaving or returning to shore shall yield the right-of-way to all other watercraft within the 200 ft shore zone.
 - (b).The Towns of Boulder Junction and Presque Isle Joint Boating Ordinance (Ordinance No. 1-95) is included herein and appended hereto.
 - (c).No person shall operate a motorboat, as defined in ss. 30.50(6), that is propelled by an internal combustion engine or engines on the waters of Rice Creek in Presque Isle township.
 - (d).The Town may post certain regulatory markers on its waters which are consistent with state and federal laws.
- (4).No person shall operate a motorboat towing a person on water-skis, aquaplane, or similar device, nor shall any person engage in water-skiing, aquaplaning or similar activity except between the hours of 10:00 AM and 5:00 PM local time. No water-skiing or similar activity shall be permitted on any river within the town at any time.

- (a).No more than two (2) riders shall be in tow at any time.
 - (b).Neither the towing boat nor the towed-rider shall approach another water craft within 200 feet, nor shall they approach the mainland shoreline or island shoreline within 200 feet, except starting out from or returning to shore.
 - (c).No person shall operate a boat towing a water-skier or engage in similar activity unless there are at least two people in the towing boat.
 - (d).Water ski shows, competitions, water ski jumping, or similar activities shall require a permit from the Town Board.
- (5).Regulation of Mooring: No person shall place or use a mooring without first obtaining a permit from the Town Board. Applicants shall demonstrate compliance with township standards and with the requirements of ss 30.772 and NR 5.09. No more than one mooring shall be allowed for every 200 ft of shoreline or platted lot, and only one boat shall be tethered to any mooring. No moorings shall be allowed more than 100 ft from shore.
- (6).The boating laws of the state of Wisconsin and the DNR rules promulgated under these laws shall be included in this ordinance.

501.04.ENFORCEMENT AND PENALTIES

- (1).Enforcement of this ordinance shall be in conformance with Chapter 30 of the Wis. Stats. The town constable shall have the power to enforce this ordinance.
- (2).Wisconsin State boating penalties as found in Section 30.80 of the Wis. Stats., and deposits as established in the Uniform Deposit and Bail Schedule established by the Wisconsin Judicial Conference, are hereby adopted with all reference to fines amended to forfeiture and all reference to imprisonment deleted.

501.05.VALIDITY. Shall any section or provision of this ordinance be declared invalid by the courts, it shall not affect the validity of the balance of the ordinance.

501.06.EFFECTIVE DATE

- (1).This ordinance shall be in effect after its passage and publication as required by law.
- (2).The boat ordinance of Presque Isle (Ordinance No 71-1) shall be repealed upon its passage.



Appendix to Subchapter 501 - Motorboats

The Town Board of Boulder Junction and Presque Isle do ordain as follows:

Section I Applicability and Enforcement

- (1). The provisions of this ordinance shall apply jointly by the Towns of Boulder Junction and Presque Isle to the waters of Big Lake, S4,5,6,31,32,33 T42-43N, R6E.
- (2). This chapter shall be enforced by any authorized law enforcement officers of the Towns of Boulder Junction and Presque Isle and any other authorized law enforcement officer.

Section II Intent

The intent of this ordinance is for the protection of loon nesting sites at a critical time of year, which is in the best interest and welfare of the public, while still providing the public access and use of the aquatic resource.

Section III State Boating and Safety Laws Adopted

State boating laws as found in ss. 30.50 to 30.71, Wisconsin Statutes, are adopted by reference.

Section IV Definitions

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

Section V Speed Restricted Areas

- (1). First Saturday in May to the First Saturday in August
- (2). No person shall operate a boat faster than slow-no-wake at any time during the first Saturday in May to the first Saturday in August in the following locations on Big

tot he south shore of Big Lake.

- (b). Papoose Bay at any point north of a line from the Big Lake Campground public boat landing due east to the east shore of Papoose Bay of Big Lake.

Section VI Special Events

There shall be no organized water events, special events, or contests without the expressed permission of the Town Boards of Boulder Junction and Presque Isle.

Section VII Posting Requirements

This ordinance, or information within this ordinance, shall be prominently posted by the Towns of Boulder Junction and Presque Isle as required by s. 30.77(4), Wisconsin Statutes.

Section VII Penalties

Wisconsin State boating penalties as found in s. 30.80, Wisconsin Statutes, are adopted by reference.

Section IX 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 X Effective Date

501.07. This ordinance will become effective upon passage, and the day after publication.

Dated: July 24, 2008

Town Board of Supervisors

Jack Harrison
Town Chairman

Charles G. Hayes
Town Supervisor

George Fisher
Town Supervisor



Attest:

Lorrie M. Walter
Town Clerk

4/17/1999