

MAY - 3 2010

TOWN OF MONTELLO
ORDINANCE #09-01
SLOW-NO-WAKE AREA

A SOLE ORDINANCE TO REGULATE BOATING UPON THE WATERS OF THE FOX RIVER AND
PRESCRIBING PENALTIES FOR VIOLATIONS THEREOF.

The Town Board of the Town of Montello does hereby ordain as follows:

Section I. **Applicability and Enforcement**

- (a) The provisions of this Ordinance shall apply to the waters of the Fox River
- (b) This chapter shall be enforced by the officers of the Town of Montello.

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 SS30.50 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 the Fox River in the marked area in the SE1/4 of the NE1/4 of Section 36, Town of Montello at any time.

Section VI. **Posting Requirements**

The Town of Montello 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 Wis. Admin. Code.

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Section VII. Penalties

Wisconsin state boating penalties as found in Wis. Stat. 30.80, and deposits as established in the Uniform Deposit and Bail Schedule established by the Wisconsin Judicial Conference, are hereby adopted by reference and all references to fines amended to forfeitures and all references to imprisonment deleted.

Section VIII. 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 circumstance 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

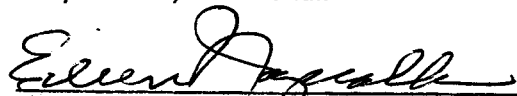
This section will become effective upon passage and the day after publication.

Passed this 15th day of September, 2009.



Wayne Hein, Town Chair

ATTEST:



Eileen Napralla, Town Clerk

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