

#918

SLOW NO WAKE ORDINANCE  
BEAR LAKE  
BEAR LAKE TOWNSHIP, BARRON COUNTY WI

A SOLE ORDINANCE TO REGULATE BOATING UPON THE WATER OF BEAR LAKE, IN DUBSKY ISLAND BAY, BEAR LAKE TOWNSHIP, BARRON COUNTY WI, AND PRESCRIBING PENALTIES FOR VIOLATIONS THEREOF.

The Town Board of the Town of Bear Lake does ordain as follows.

Section I. Applicability and Enforcement

- (a) The provisions of this ordinance shall apply to the waters of the Dubsky Island Bay within Bear Lake located within the Town of Bear Lake, Barron County WI.
- (b) This ordinance shall be enforced by the Barron County Sheriffs Department and/or other law enforcement agencies.

Section II. Intent

The intent of this ordinance is to provide a safe and healthful condition for the enjoyment of aquatic recreation consistent with the public rights and interests, and the capability of the water resources by reducing the impact of boat traffic and associated boat wakes on the Wild Rice Beds south and west of Dubsky Island. The natural, historic Wild Rice Beds in this area are beneficial to the lake ecosystem and therefore the public in general. Increased boat traffic in this area due to an improved boat launch, has degraded these beds which have resulted in a decline in size and density of these particular Wild Rice Beds.

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. **Control Area**

No person shall operate a boat faster than slow no wake in the waters of Dubsky Island Bay, on Bear Lake, during any time of year. The area shall be marked with Slow-No-Wake buoys and will make the water of Dubsky Island Bay Slow-No-Wake. The slow not wake zone will commence, and encompass all waters to the west of a line starting at N45.6208°, W 091.80595°; otherwise know as the point lakeside from the property at 1728 28 ¾ Ave, and proceeding northwesterly to a point located at N45.62541°, W091.81798°; otherwise know as the intersection of Bear lake and 29<sup>th</sup> Ave (also know as the Grudem property line).

Section VI **Posting Requirements**

The Town of Bear Lake shall place and maintain a synopsis of this ordinance at all public access points on Bear Lake within the jurisdiction of the Town of Bear Lake, Barron County WI, pursuant to the requirements of NR 5.15 Wis. Administrative Code. Postings, buoys, and/or other required notification will be provided and maintained by the Town of Bear Lake.

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 the fines amended to forfeitures and all reference 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 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 section will become effective upon passage and the day after publication.

Passed this 13 day of July 2010.

Paul Tott

Bear Lake Town Chairman

Paul Tott

Signature of Chairperson