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ORDINANCE NO. _____

AN ORDINANCE CREATING §21.14(4)(c) OF THE MUNICIPAL CODE OF THE CITY OF OCONOMOWOC RELATING TO HIGH WATER SPEED LIMITS ON LAC LABELLE

The Common Council of the City of Oconomowoc, Waukesha County, Wisconsin, does ordain as follows:

SECTION 1. Sec. 21.14(4)(c) of the Municipal Code is created to read:

21.14(4)(c) Emergency Slow No Wake Speed at Times of High Water.

1. Definitions.

a. "High water" means when the waters of Lac LaBelle exceed an elevation of 852.20 feet as based upon the USGS benchmark or 3.27 feet measured at the fourth bay from West Wisconsin Avenue down from the top of the existing concrete abutment of the Lac LaBelle Dam (outlet of Lac LaBelle) and/or when the Mayor of the City, Town Chairman of the Town of Oconomowoc, or Village President of the Village of Lac LaBelle determines conditions warrant declaring that an emergency exists requiring reduced boat speed. When the high water elevation has been reached, the Mayor shall make the high water declaration.

b. "Slow no wake" has the meaning specified in §30.50(12), Wis. Stats.

c. "Motor boat" has the meaning specified in §30.50(6), Wis. Stats.

2. Slow No Wake Speed Required. No person shall operate a motor boat at a speed in excess of slow no wake on Lac LaBelle for a period commencing two hours after a high water condition has been declared until the declaration of a high water condition is repealed.

3. Notice. Notice of a high water condition shall be posted at the public launch site and by publication of a notice in both the *Oconomowoc Enterprise* and *Focus* and by public service announcements on radio and television. Posted notice shall state the time of the declaration of a high water condition.

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SECTION 2. POSTING REQUIREMENTS. This ordinance shall be posted at all public boat launching sites on Lac LaBelle

SECTION 3. This ordinance shall not become effective unless the City of Oconomowoc, the Town of Oconomowoc, and the Village of Lac LaBelle having jurisdiction over the lake, have enacted identical ordinances, or unless at least two of said municipalities having jurisdiction over the lake have enacted identical ordinances, and at least 60% of the footage of shoreline of the lake is within the boundaries of the enacting municipalities.

SECTION 4. SEVERABILITY. If any provision of this ordinance is invalid or unconstitutional, or if the application of this ordinance to any person or circumstances is invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the other provisions or applications of this ordinance which can be given effect without the invalid or unconstitutional provision or application.

SECTION 5. EFFECTIVE DATE. This ordinance shall take effect upon passage and publication as required by law.

DATED: _____

CITY OF OCONOMOWOC

By: _____
J. Thomas Foti, Mayor

ATTEST:

Ardyce Senfleben, Clerk

Date Adopted: _____
Date Published: _____
Effective Date: _____