

ORDINANCE AMENDING LAKE ORDINANCE FOR PLEASANT LAKE  
ORDINANCE LB-2

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The Town Board of the Town of La Grange does hereby ordain  
as follows:

The Lake Ordinance for Pleasant Lake heretofore adopted  
by the Town of La Grange is amended as follows:

1. The heading entitled ORDINANCE NO. LB-2 is recreated  
to read:

"A uniform ordinance to regulate water traffic,  
boating and water sports upon the water of  
Pleasant Lake, Walworth County, Wisconsin and to  
regulate the use of wharves or piers connected  
to land surrounding such lake and providing for  
enforcement and penalties for violation of said  
ordinance.

"The Town Board of the Town of La Grange, Walworth  
County, Wisconsin, does ordain as follows:"

2. SECTION II is repealed and recreated to read as  
follows:

"SECTION II  
APPLICABILITY

"The provisions of this ordinance shall apply within  
the Town of La Grange and to the waters of Pleasant  
Lake lying wholly within the corporate limits of the  
Town of La Grange, Walworth County, Wisconsin."

3. SECTION IV is amended as follows:

"(a) The title of said section is repealed and  
recreated to read, 'STATE LAWS ADOPTED'.

"(b) The following statute sections are added in  
chronological order to the list of adopted state  
statutes:

"29.288 Throwing refuse in water; abandoning automobiles, boats or other vehicles.

"30.16 Removal of obstructions to navigation.

"30.70 Skindiving.

"30.77 Local regulation of boating.

"30.99 Parties to a violation.

"947.01 Disorderly conduct.

"(c) Said list of statutes as previously established and amended herein, is further amended to modify the reference to 30.64 so that the description of such section is repealed as previously enacted and recreated to read: 'Patrol Boats'.

4. SECTION VI is repealed and recreated as follows:

"SECTION VI  
ADDITIONAL RULES

"In addition to the lighting regulations in Section 30.61 of the Wisconsin Statutes adopted in Section IV of this ordinance, the following regulations shall apply to boats or persons using the waters covered by this ordinance.

"(a) Mooring lights required. Every moored, anchored and drifting boat and other fixed and floating structure outside of designated anchorages or beyond 200 ft. from the shoreline, shall be lighted from sunset to sunrise by a white light visible all around the horizon any direction (360 degrees) for a distance of 2 miles on a dark night with clear atmosphere.

"(b) Lights required for row boats and sailboats without motors. No person shall operate any boat propelled by muscular power or any sailboat not equipped with a motor in any traffic lane between the hours of sunset and sunrise, unless there is prominently displayed thereon, a bright white light of sufficient intensity and placed so as to be visible from any direction (360 degrees) for a distance of 2 miles on a dark night with clear atmosphere.

"(c) Use of spot lamps restricted. No person, other than a law enforcement officer or a person in need of assistance to prevent bodily injury or destruction of property, shall direct the beam of any outdoor lighting or spot lamp or any similar device so as to project any glaring light into the eyes of a boat operator.

"(d) In addition to the prohibited operations under Section 30.68 of the Wisconsin Statutes adopted in SECTION IV of this ordinance, the following prohibitions shall also apply to boats or persons using the waters which are subject to this ordinance. No person shall operate any boat, when there are any persons or objects so situated as to obstruct the view of the operator to the front or to the side, or as to interfere with the operator's control of the operating mechanisms of the boat. Spot lamps and horns placed on the foredeck of any boat and signal lamps or speakers of authorized patrol boats shall not be considered a violation of this section."

5. SECTION VIII entitled "SPEED RESTRICTIONS" is amended as follows:

"The maximum speed on all waters of Pleasant Lake shall be 'slow -- no wake' as defined in Section 30.50(11) of the Wisconsin Statutes and SECTION XV of this ordinance and shall not exceed 5 miles per hour. 'Slow wake' speed shall be that at which a boat moves as slowly as possible while still maintaining steerage control."

6. SECTION IX entitled "SWIMMING REGULATIONS" sub-paragraph (b) is repealed and recreated to read:

"(b) Distance from shore or base. No person shall swim more than ONE HUNDRED (100) FEET from shore or from the end of any pier or more than FIFTY (50) FEET from any anchored raft or boat unless he or she is accompanied by an escort boat manned by a competent person having immediately available a U. S. Coast Guard approved Type IV personal flotation device for each swimmer being escorted in addition to those required to be on board under applicable regulations. Such escort boat shall stay reasonably close to and guard such swimmer or swimmers. A person manning such an escort boat shall be considered

competent if he can, in fact, observe the swimmer or swimmers, throw the flotation device to them should the need arise and is otherwise qualified to operate the escort boat under applicable regulations."

7. SECTION X entitled "MARKERS, NAVIGATION AIDS AND POSTING ORDINANCE" is amended in the following respects:

(a) Subparagraph (c) is amended to read:

"(c) No person or persons shall place a mooring buoy in the waters of Pleasant Lake without first obtaining a permit from the Town of La Grange, pursuant to SECTION XVI of this ordinance. All mooring buoys shall have the owner's cottage number in three (3) inch letters in yellow color on the topside of the mooring buoy.

*Mooring Buoy*

(b) Subparagraph (d) is repealed and recreated to read:

"(d) Riparian proprietors may place rafts, floats, and similar devices in the waters of Pleasant Lake subject to the following:

"1. No part of any such raft, float or similar device shall extend more than one hundred (100) feet beyond the natural shoreline. All such devices shall have at least six (6) inches of freeboard.

"2. Such rafts, floats or similar devices shall not interfere with public rights in the waters, or with the rights of neighboring riparian proprietors or occupants.

"3. Each such raft, float, or similar device shall have affixed to each side, two (2) white or amber reflectors at least three (3) inches in diameter placed at each corner, above the waterline. Circular rafts, floats or similar devices shall have eight (8) such reflectors equally spaced around the circumference.

(c) Subparagraph (e) is created to read:

"(e) Any marker, mooring buoy, raft, float or similar device placed or maintained in the waters of Pleasant Lake in violation of this ordinance

is declared to be an unlawful obstruction of navigable waters, and each day during which such unlawful obstruction exists is a separate offense. The Water Safety Patrol may remove to a convenient and safe place, any watercraft, marker, float buoy, raft or similar such device obstructing or interfering with the free navigation of Pleasant Lake after having given reasonable notice to the owner or agent, if known and a resident of this State, or to the person in charge thereof if known, to so remove same. In addition to the penalties provided for under SECTION XII of this Ordinance, all costs, charges and expenses of such removal are a first lien on such watercraft, marker, float, buoy, raft or similar device, which lien may be enforced in the manner provided by law. The owner of any such device is also, personally, liable for such costs, charges and expenses to be recovered by the Town of La Grange by a personal action. The Town and its Water Safety Patrol officers shall be exempt from all liability to the owner for such removal."

(d) Subparagraph (f) is created to read:

"(f) Accident reports required. The operator of any boat or any other person involved in an accident resulting in damage to any authorized marker, navigation aid or sign placed and maintained pursuant to (a) of this section shall, without delay and by the quickest means available, give notice of the accident to the Water Safety Patrol."

(e) Subparagraph (g) is created to read:

"(g) Interference with posted ordinance. No person shall intentionally damage, deface, move, remove or obstruct any copy of this ordinance posted pursuant to (a) of this section.

8. SECTION XII is repealed and recreated to read:

"SECTION XII  
ENFORCEMENT, POWERS, PENALTIES AND DEPOSITS

"(a) The provisions of this ordinance shall be enforced by the officers of the Water Safety Patrol sub-unit of the Town of La Grange Police Department, which said Water Safety Patrol shall be operated under the jurisdiction of the Town of La Grange Police Department, Town of La Grange, Walworth County, Wisconsin. Every Water Safety Patrol officer appointed by the Town of La Grange shall be a qualified law enforcement officer

and shall possess the powers and privileges of law enforcement officers, fully, within the Town of La Grange.

"(b) Said members of the Water Safety Patrol shall have police supervision over the waters of Pleasant Lake and may stop and board any boat for the purpose of enforcing any law of the State of Wisconsin or any provisions of this ordinance and for conducting search and rescue operations, if the officers have reasonable cause to believe there is a violation, is about to be a violation, or has been a violation of such laws or ordinances or the stopping and boarding of any boat is essential to conduct a search and rescue operation. Said officers may arrest, with or without warrant, any person found on the waters of Pleasant Lake, or within the Town of La Grange, violating such laws or ordinance, whether at the time of arrest the person is on the waterways or upon land, and whether such violation is punishable by criminal penalties or civil forfeiture. Such persons shall be delivered to the Circuit Court of Walworth County and the arresting officer shall make and execute a complaint charging such person with the offense committed unless otherwise provided by law. Provisions relating to citations, arrests, questioning, releases, searches, deposits and stipulations of no contests in Section 23.51(1), (3) and (5), 23.53, 23.54, 23.56 to 23.64, 23.66 and 23.67 of the Wisconsin Statutes as they are amended from time to time hereafter shall apply to all civil forfeiture violations. Provisions relating to complaints, arrests, questioning and releases and searches under Sections 968.01 to 968.256 as they may be from time to time hereafter amended, shall apply to all criminal violations, unless otherwise provided by law.

"(c) Every Water Safety Patrol Officer may execute and serve warrants and process issued under any law or ordinance they are empowered to enforce as law enforcement officers of the Town of La Grange as above set forth.

"(d) Said Water Safety Patrol Officers are and shall be sworn police officers of the Township of La Grange as above set forth and as such, are fully entitled to enforce all laws sworn Police Officers in the State of Wisconsin are entitled and required to enforce within their jurisdiction above set forth.

"(e) All actions to recover forfeitures and penalty assessments under this ordinance are civil actions in the name of the Town of La Grange, and shall be heard in Circuit Court of Walworth County and shall be recovered under the procedure set forth in Sections 23.68 to 23.84 of the Wisconsin Statutes.

"(f) Any person who shall violate this ordinance or the provisions adopted by reference in SECTION IV, shall, upon conviction thereof, forfeit not more than TWO HUNDRED (\$200.00) DOLLARS or less than TEN (\$10.00) DOLLARS for each violation, together with penalty assessments and the costs of prosecution and default of payment of such forfeiture, assessments and costs of prosecution, shall be imprisoned in the County Jail until full payment is made, but not exceeding sixty (60) days."

30.80

9. SECTION XIII entitled "WISCONSIN STATUTES DEFINED"

is amended to read:

"Wherever used in this ordinance, the term 'Wisconsin Statutes' shall mean Wisconsin Statutes of 1981-82 as same exists at the time of passage of this ordinance and as thereafter amended from time to time, intending to incorporate into this ordinance such statutes as they may read after amendment in the future insofar as they are amended as permitted by law."

10. SECTION XVI is repealed and recreated to read:

"SECTION XVI  
REGULATION OF WHARFS, PIERS AND MOORING FACILITIES ON  
PLEASANT LAKE

"Section A - Definitions.

"1. The definitions set forth in Section 30.01 of the Wisconsin Statutes are hereby adopted, by reference, the same as if they were set out verbatim.

"2. 'Mooring Facility' means any allotted place, space, or contrivance useful in the securing or berthing of a watercraft.

"Section B - Permit.

"1. No person may hereafter construct, place or extend, enlarge or replace a wharf, pier, or mooring facility in Pleasant Lake without first applying for and obtaining a permit from the Town of La Grange, Walworth County, Wisconsin.

"2. Any person, firm or corporation desiring to erect, construct, place, extend, replace or maintain any wharf or pier on or about the bed of Pleasant Lake along or beyond the shoreline as it exists or as it may have been determined and established by proper ordinances shall make and file in the office of the Clerk of the Town of La Grange, a written application for permit. The application shall describe the real estate, wharf, pier or extension thereof in detail, together with its location in regard to the shoreline, pierhead line, and bulkhead line if established, and with the distance to all property lines of the abutting neighboring riparian lands giving the details of the dimensions and kinds of materials together with drawings together with any additional details and specifications that the Town Board might require. The application shall contain the name, residence, post office, and signature of the riparian proprietor of the shoreline on whose behalf the application is made, and shall also state the name, residence and post office of the applicant, if different.

"3. Upon the filing of such application, the Clerk shall refer it immediately to the building inspector of the Town of La Grange, for investigation and report at the next regular meeting of the Town Board or special meeting called for that purpose, which Board, after considering the application and all evidence presented, and hearing all parties desiring to be heard, may grant or deny such application.

"4. No permit shall be granted by the Town Board unless they are satisfied that such construction will promote the best interests of the public and the owners of the abutting riparian property. The fee for such permit shall be TEN (\$10.00) DOLLARS for the pier, plus FIVE (\$5.00) DOLLARS for each



mooring facility. Any permit so issued which is contrary to any law or ordinance, or rule or regulation of the Department of Natural Resources, or with which the applicant has not complied, shall be void and of no effect.

"5. In the event the wharf or pier for which a permit has been granted shall not be erected, constructed, placed, extended or maintained in accordance with the plans, specifications, details and drawings submitted or in the event such wharf or pier shall not be used or that it be used in a manner detrimental to the general public or riparian owners, then in such event, the Board may cancel and revoke the permit provided it shall first hold a meeting after fixing a time and place of hearing and shall cause a written notice thereof to be issued and delivered or mailed to the holder of such permit, and also to the owners of the neighboring abutting riparian lands not less than five (5) days before the time fixed for hearing.

"Section C - General Requirements.

"1. Riparian proprietors may construct, place or extend, enlarge or replace wharfs, piers, or mooring facilities in the waters of Pleasant Lake in aid of navigation provided such wharfs, piers or mooring facilities do not interfere with public rights in the waters or with the rights of neighboring riparian proprietors or occupants and subject to any established pierhead line and other requirements of this ordinance.

"2. Any wharf or pier extending beyond the natural shore or established bulkhead line shall be so constructed as to allow the free movement of water underneath and in such manner as will not cause the formation of land on the bed of Pleasant Lake.

"3. Such wharf or pier shall be subject to the pierhead line which may have been established under and pursuant to the provisions of Section 30.13(3) of Wisconsin Statutes as amended.

"4. Any wharf or pier extending into Pleasant Lake beyond the lawfully established pierhead line constitutes an unlawful obstruction of navigable water unless a permit for such wharf or pier has

been obtained pursuant to this Ordinance or granted pursuant to Wisconsin Statute Section 30.12(2).

"5. Mooring buoys are mooring facilities within the meaning of this ordinance. In order that mooring buoys shall not be mistaken for aids to navigation or regulatory markers, they shall extend 18 inches above the waterline, be white in color with a blue band clearly visible above the waterline, and they should be spherical or ovate in shape. No permit for placement of a mooring buoy beyond the established pierhead line shall be granted by the Town Board. The painter or line between the mooring buoy and any watercraft attached to it shall not exceed ten (10) feet in length.

"6. In the interest of the preservation and protection of public rights in the navigable waters of Pleasant Lake, no permit shall be granted for more than one mooring facility for each twenty-two (22) feet, or fraction thereof, of shoreline owned by any applicant, but no more than four (4) mooring facilities shall be permitted per shoreline parcel.

"7. All wharfs, piers and mooring facilities extending beyond the natural shore or established bulkhead line shall be so maintained as to prevent any part or parts thereof from floating into and obstructing the waters of Pleasant Lake or impeding their free navigation.

"8. The respective rights of neighboring riparian proprietors shall be determined by drawing a chord between each pair of property lines at the point where each line meets the shoreline, extending perpendicular lines into the lake from each end of such chords, and bisecting the resulting angles. These bisecting lines shall be considered the coterminous riparian rights line extension.

"9. Every pier, wharf, or mooring facility constructed, placed or extended, enlarged or replaced in Pleasant Lake in violation of this ordinance is declared to be a public nuisance, and the construction thereof may be enjoined and the maintenance thereof may be abated by action at the suit of the Town.

11. SECTION XVII entitled "EFFECTIVE DATE AND CLERK'S DUTY is renumbered SECTION XVIII.

12. SECTION XVII is created to read:

"SECTION XVII  
OPERATION OF WATERCRAFT WITHOUT OWNER'S CONSENT

"No person shall take or operate any boat without consent of the owner."

Adopted this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

TOWNSHIP OF LA GRANGE

By:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

ATTEST:

\_\_\_\_\_  
Clerk, Town of La Grange

LAKE ORDINANCE FOR PLEASANT LAKE

ORDINANCE NO. LB-2

A uniform Ordinance to regulate water traffic, boating and water sports upon the water of Pleasant Lake, Walworth County, Wisconsin, and prescribing penalties for violations thereof.

The Town Board of the Town of LaGrange, Walworth County, Wisconsin, does ordain as follows:

SECTION I  
REPEAL OF CONFLICTING ORDINANCES

All ordinances regulating water traffic, boats, boating or water sports upon the waters covered by this ordinance and all ordinances and parts of ordinances in conflict with this ordinance heretofore enacted by the Town of LaGrange, Walworth County, Wisconsin, are hereby repealed.

SECTION II  
APPLICABILITY AND ENFORCEMENT

The provisions of this ordinance shall apply to the waters of Pleasant Lake lying wholly within the corporate limits of the Town of LaGrange, Walworth County, Wisconsin. The provisions of this ordinance shall be enforced by officers of the Water Safety Patrol of the Town of LaGrange, Walworth County, Wisconsin, which said Water Safety Patrol shall be operated by and under the jurisdiction of the Town Board of the Town of LaGrange, Walworth County, Wisconsin.

SECTION III  
INTENT

It is the intent of this ordinance to provide free access to Pleasant Lake for all users and further provide safe and healthful conditions for the enjoyment of aquatic recreation consistent with public needs and the capacity of the water resource. To this end, the Town of LaGrange, Walworth County, Wisconsin, sets forth the following provisions.

SECTION IV  
STATE BOATING AND WATER SAFETY LAWS ADOPTED

The statutory provisions describing and defining regulations with respect to water traffic, boats, boating and related water activities in the following enumerated sections of the Wisconsin Statutes, exclusive of any provisions therein relating to the penalties to be imposed or the punishment for violation of said statutes, are hereby adopted and by reference made a part of this ordinance as if fully set forth herein. Any act required to be performed or prohibited by the provisions of any statute incorporated by reference herein is required or prohibited by this ordinance.

- 30.50 Definitions
- 30.501 Capacity Plate on Boat
- 30.51 Operation of unnumbered Boats Prohibited
- 30.52 Certificate of Number
- 30.53 Identification Number to be Displayed on Boat; Certificate to be Carried
- 30.54 (2) Transfer of Ownership of Numbered Boat
- 30.55 Notice of Abandonment or Destruction of Boat or Change of Address
- 30.60 Classification of Motor Boats
- 30.61 Lighting Equipment
- 30.62 Other Equipment
- 30.64 Patrol Boats Exempt from Certain Traffic Regulations
- 30.65 Traffic Rules
- 30.67 Accidents and Accident Reports
- 30.675 Distress Signal Flag
- 30.68 Prohibited Operations
- 30.77 Local Regulations of Boating

SECTION V  
AIRCRAFT LANDING ON LAKES

It is hereby prohibited for any aircraft to land upon the surface of Pleasant Lake within the corporate limits of the Town of LaGrange, Walworth County, Wisconsin, except in cases of emergency.

SECTION VI  
ADDITIONAL TRAFFIC RULES

In addition to the traffic rules in Section 30.65 of the Wisconsin Statutes adopted in Section IV of this ordinance, the following rules shall apply to boats using the waters covered by this ordinance:

- (a) Mooring Lights Required. No person shall moor or anchor any boat, raft, buoy or other floating object between sunset and sunrise unless there is prominently displayed thereon a white light of sufficient size and brightness to be visible from any direction (360 degrees) for a distance of one (1) mile on a dark night with clear atmosphere.

SECTION VII  
ORGANIZED EVENTS AND DISPLAYS

- (a) No person or persons shall organize or participate in any event or display upon the surface of Pleasant Lake without first obtaining a permit for such activity from the Town Board of the Town of LaGrange, Walworth County, Wisconsin.
- (b) Request for said permit for organized events or displays shall be presented to the Town Board in triplicate before the second Tuesday of the month preceding the event.
- (c) Request for said permit shall describe the event, time of the event, area of the lake to be used.
- (d) Upon action by the Town Board of the Town of LaGrange, one copy of said permit shall be returned to the applicant, one copy to the Water Safety Patrol or Constable, and one copy to be retained by the Town Clerk.

SECTION VIII  
SPEED RESTRICTIONS

The maximum speed on all waters of Pleasant Lake shall be slow enough to create "No-wake".

SECTION IX  
SWIMMING REGULATIONS

- (a) Swimming from Boats Prohibited. No person shall swim from any boat unless such boat is anchored, or unless said swimmer complies with Section (b) cited below.
- (b) Distance from shore or base. No person shall swim more than one hundred (100) feet from the shore or more than fifty (50) feet from any pier, anchored raft or boat unless he is accompanied by a boat manned by a competent person trained in lifesaving techniques and having readily available a ring buoy. Such boat shall stay reasonably close to and guard such swimmer. If there is more than one swimmer, each shall be accompanied by a separate boat as above described.

SECTION X  
MARKERS, NAVIGATION AIDS AND POSTING ORDINANCE

- (a) The Chief of the Water Safety Patrol is authorized and directed to place and maintain authorized markers, navigation aids and signs as shall be appropriate to advise the public of the provisions of this ordinance and to post and maintain a copy of this ordinance at all public access points within the jurisdiction of the Town of LaGrange, Walworth County, Wisconsin.

- (b) Standard Markers. All markers placed by the Chief or any other person upon the waters of Pleasant Lake shall comply with the regulations of the Wisconsin Department of Natural Resources.
- (c) No person or persons shall place a mooring buoy in the waters of Pleasant Lake without first obtaining the permission from the Town of LaGrange Town Board. All mooring buoys shall have the owner's cottage number in three (3) inch letters in yellow color on the top side of the mooring buoy.
- (d) Interference with Markers Prohibited. No person shall without authority remove, damage or destroy or moor or attach any watercraft to any buoy, beacon or marker placed in the waters by authority of the United States, the State of Wisconsin, Village or Town, or by any person pursuant to the provisions of this ordinance.

SECTION XI  
BOATS EQUIPPED WITH TOILETS

No boat equipped with a toilet, portapotties or the like shall be operated, moored, or anchored by any person at any time on the open waters of LaGrange Township.

SECTION XII  
PENALTIES AND DEPOSITS

- (a) Any person who shall violate the provisions of this ordinance and the provisions adopted by reference in Section IV of this ordinance, shall upon conviction thereof, forfeit not more than Two Hundred Dollars (\$200.00) or less than Ten Dollars (\$10.00), together with the costs of prosecution and in default of payment of such forfeiture and costs of prosecution shall be imprisoned in the County Jail until full payment there is made, but not exceeding sixty (60) days.
- (b) Procedure on Arrest. Whenever a person is arrested for violation of the provisions of this ordinance, the Water Safety Patrol Officers are authorized to permit such person to make a money deposit as provided in Section 30.76 of the Wisconsin Statutes; such deposit shall be made to the Town of LaGrange or in an amount not to exceed the amount of the maximum forfeiture which may be imposed after the accused is found guilty, or other such amount as may be fixed by the Court in setting up a bail bond schedule.  
  
When the accused makes such money deposit, he may be released from arrest until the Court having jurisdiction of the alleged violation opens or the next succeeding day in which such Court is in session, or until such other time as may be fixed for the hearing of the case.
- (c) Failure of defendant to appear. If the person arrested and released fails to appear personally or by an authorized attorney or agent before the Court at the time fixed for hearing, the money deposited by the accused pursuant to the provisions in paragraph (b) above shall be retained and used for the payment of the forfeiture, which forfeiture may be imposed either with or without cost as determined by the Court after the exparte hearing upon the accused. The excess, if any, shall be returned to the person who makes the deposit upon his making application for the same. If the accused is found not guilty, then the entire amount of the deposit shall be returned to the depositor upon his making application for the same.
- (d) Arrest for Violation. Any person violating any of the terms of this section shall be subject to arrest, whether at the time of arrest he is on the waterways or upon shore, and any water patrol officer may pursue the offender ashore to enforce the terms hereof.

SECTION XIII  
WISCONSIN STATUTES DEFINED

Wherever used in this ordinance, the term "Wisconsin Statutes" shall mean the Wisconsin Statutes of 1973.

SECTION XIV  
SEVERABILITY

The provisions of this ordinance shall be deemed severable and it is expressly declared that the Town Board of the Town of LaGrange would have passed the other provisions of this ordinance irrespective as to whether or not one or more provisions may be declared invalid and if any provision of this ordinance or the application thereof 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 thereby.

SECTION XV  
DEFINITIONS OF THIS ORDINANCE

- (a) "Swimming Zone" means an authorized area marked by regulatory markers to designate a swimming area.
- (b) "Designated Anchorage" means an area of water established and marked as an anchorage by lawful authorities.
- (c) "Public Access" means any access to the water by means of Public property.
- (d) "Slow-no-wake" is defined as the slowest possible speed so as to maintain steerage.

SECTION XVI  
WHARF AND PIER PLACEMENT

- (a) The definitions as set forth in Section 30.01 of the Wisconsin Statutes are hereby adopted by reference the same as if they were set out verbatim.
- (b) Permit.
  - 1. No riparian proprietor may hereafter construct, place or extend, enlarge or replace a wharf or pier in Pleasant Lake without first applying for and obtaining a permit from the Town of LaGrange, Walworth County, Wisconsin.
  - 2. Application and Plans. Any person, firm or corporation desiring to erect, construct, place, extend, replace or maintain any wharf or pier in or above the bed of Pleasant Lake along or beyond the shorelines as it exists or as it may have been determined and established by proper ordinances shall make and file in the office of the Clerk of the Town of LaGrange a written application for permit. The application shall describe the real estate, wharf, pier or extension thereof in detail, together with its location in with regard to the shoreline, pierhead and bulkhead line if established, and with the distances to the property lines of the abutting neighboring riparian lands giving the details of the dimensions and kinds of materials together with drawings together with any additional details and specifications that the Town Board might require. It shall also state the name, residence and post office of the applicant.
  - 3. Referral to building inspector. Upon the filing of such application the Clerk shall refer it immediately to the building inspector of the Town of LaGrange for investigation and report at the next regular meeting of the Town Board or special meeting called for that purpose, which Board after considering the application and all evidence presented, and hearing all parties desiring to be heard, may grant or deny such application.
  - 4. Granting of Permit and Fee. No permit shall be granted by the Town Board unless they are satisfied that such construction will promote the best interests of the public and the owners of the abutting riparian property. The fee for such permit shall be Ten Dollars (\$10.00) for the pier, plus Five Dollars (\$5.00) for each boat slip attached thereto or separately built. Any permit so issued which is contrary to any law or ordinance, or rule or regulation or the Department of Natural Resources, or with which the applicant has not complied, shall be void and of no effect.

5. Revocation. In the event the wharf or pier for which a permit has been granted shall not be erected, constructed, placed, extended or maintained in accordance with the plans, specifications, details and drawings submitted or in the event such wharf or pier shall not be used or that it be used in a manner detrimental to the general public or interfere with the rights of the neighboring riparian owners, then in such event, the Board may cancel and revoke the permit provided it shall first hold a meeting after fixing a time and place of hearing and shall cause a written notice thereof to be issued and delivered or mailed to the holder of such permit, and also to the owners of the neighboring abutting riparian lands not less than five (5) days before the time fixed for hearing.

(c) General Requirements.

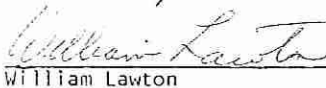
1. Such wharf or pier shall not interfere with public rights in the waters or with the rights of the neighboring riparian proprietors or occupants.
2. Any wharf or pier extending beyond the natural shore or established bulkhead line or pierhead shall be so constructed as to allow the free movement of water underneath and in such manner as will not cause the formation of land on the bed of Pleasant Lake.

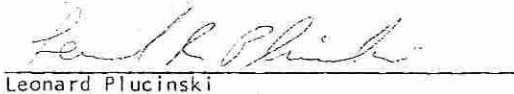
SECTION XVII  
EFFECTIVE DATE AND CLERK'S DUTY

- (a) This ordinance shall take effect and be in force from and after its passage and publication as provided by law.
- (b) The Clerk is directed to file a copy of this ordinance with the Wisconsin Department of Natural Resources in Madison, Wisconsin.

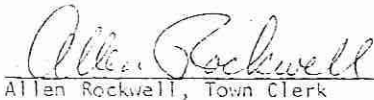
Adopted this 19<sup>th</sup> day of JANUARY, 1976.

  
\_\_\_\_\_  
Russel Hoffman, Town Chairman

  
\_\_\_\_\_  
William Lawton

  
\_\_\_\_\_  
Leonard Plucinski

Attest:

  
\_\_\_\_\_  
Allen Rockwell, Town Clerk