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CHAPTER 2

Regulation of Boating and Silver Lake Beach

- 12-2-1 State Boating Laws Adopted
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SEC. 12-2-1 STATE BOATING LAWS ADOPTED.

The statutory provisions describing and defining regulations with respect to boating 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 Chapter as if fully set forth herein. Any act required to be performed or prohibited by any Statute incorporated herein by reference is required or prohibited by this Chapter:

- 30.50 Definitions.
- 30.501 Capacity plates on boats.
- 30.505 Certificate of number system to conform to federal system.
- 30.51 Certificate of number and registration; requirements; exemptions.
- 30.52 Certificate of number and registration; application; certification and registration period; fees; issuance.
- 30.525 Voluntary contributions for nonmotorized boats.
- 30.53 Certification or registration card to be on board; display of stickers or decals and identification number.
- 30.54 Transfer of ownership of boats with a certificate of number or registration.
- 30.55 Notice of abandonment or destruction of boat or change of address.
- 30.60 Classification of motorboats.
- 30.61 Lighting equipment.
- 30.62 Other equipment.
- 30.63 Sale and use of certain outboard motors restricted.
- 30.635 Motorboat prohibition.
- 30.64 Patrol boats.
- 30.65 Traffic rules.
- 30.66 Speed restrictions.
- 30.67 Accidents and accident reports.
- 30.675 Distress signal flag.
- 30.68 Prohibited operation.
- 30.681 Intoxicated boating.
- 30.682 Preliminary breath screening test.
- 30.683 Implied consent.
- 30.684 Chemical tests.
- 30.686 Report arrest to department.
- 30.687 Officer's action after arrest for violating intoxicated boating law.
- 30.69 Water skiing.
- 30.70 Skin diving.

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- 30.75 Service of process on nonresident.
- 30.77 Local regulation of boating.
- 30.772 Placement and use of moorings; restrictions; permits.
- 30.773 Designated mooring areas.
- 30.78 Municipal regulation of seaplanes.
- 30.79 Municipal water safety patrols; state aids.
- 30.81 Local regulations on icebound inland waters.
- 30.99 Parties to a violation.

SEC. 12-2-2 SILVER LAKE SPEED RESTRICTIONS.

- (a) **Speed to be Reasonable and Prudent.** No person shall operate a motorboat or personal water craft on Silver Lake at a speed greater than is reasonable and prudent under the conditions and having regard for the actual and potential hazards then existing. The speed of a motorboat shall be so controlled as to avoid collision with any object in or on the water or with any person, boat or other conveyance in or on the water in compliance with legal requirements and exercising due care.
- (b) **Fixed Limits.** In addition to complying with Subsection (a), no person shall operate a motorboat at a speed in excess of the following:
 - (1) Ten (10) miles per hour between the hours of 5:00 p.m. and 9:00 a.m.
 - (2) At a speed in excess of five (5) miles per hour underneath the bridge located on Silver Lake Drive, which crosses between the west end of Silver Lake and the east end of Silver Lake in the City of Portage.

SEC. 12-2-3 PROHIBITION OF MOTORBOATS IN BEACH AREA.

No person shall operate a motorboat or personal water craft on Silver Lake within one hundred (100) feet of the posted, marked or roped area of the City-owned property at Silver Lake Beach.

SEC. 12-2-4 WATER SKIING IN SILVER LAKE.

- (a) **Prohibited at Certain Times.**
 - (1) No person shall operate in Silver Lake a motorboat towing a person on water skis, aquaplane or similar device, nor shall any person engage in water skiing, aquaplaning or similar activity, at any time between the hours of 5:00 p.m. and 9:00 a.m.
 - (2) Subsection (a)(1) does not apply to duly authorized water ski tournaments, competitions, exhibitions or trials where adequate supervision and lighting is provided.
- (b) **Careful and Prudent Operations.** A person operating a motorboat having in tow a person on water skis, aquaplane or similar device shall operate such boat in a careful and prudent manner and at a reasonable distance from persons and property so as not to endanger the life or property of any person.
- (c) **Persons in Boat.** No person shall operate a boat for the purpose of towing a person on water skis, aquaplane or similar device, or permit himself to be towed for such purpose, unless there are two (2) persons over twelve (12) years of age in such boat.

SEC. 12-2-5 RACES, REGATTAS, SPORTING EVENTS AND EXHIBITIONS ON SILVER LAKE.

- (a) **Permit Required.** No person shall direct, sponsor or participate in any boat race, regatta, water ski meet or other water sporting event or exhibition unless such event has been authorized by the Park and Recreation Department and a permit issued therefor by the Chief of Police.
- (b) **Permit.** A permit issued under this Section shall specify the course or area of water to be used by participants in such event, and the permittee shall be required to place markers, flags or buoys approved by the Chief of Police designating the specified area. Permits shall be issued only if, in the opinion of the Chief of Police, the proposed use of the water can be carried out safely and without danger to or substantial obstruction of other watercraft or persons using the lake. Permits shall be valid only for the hours and areas specified thereon.
- (c) **Right-of-Way of Participants.** Boats and participants in any such permitted event shall have the right-of-way on the marked area and no other person shall obstruct such area during the race or event or interfere therewith.

SEC. 12-2-6 CONSUMPTION OF BEVERAGES AT SILVER LAKE BEACH.

- (a) No person shall consume any beverage from, or bring upon Silver Lake Park/Beach, any metal, plastic or glass beverage containers. This Section does not apply to the use of plastic cups or metal or plastic thermos containers and/or coolers.
- (b) No person shall drink or bring upon the sandy area at Silver Lake Beach any fermented malt beverages or intoxicating liquors.
- (c) The "sandy area" of Silver Lake Beach is defined as the area between the water's edge and the concrete retaining wall located to the northeast thereof. This area shall include the concession stand and the area adjacent thereto.

SEC. 12-2-7 PENALTIES.

Any person violating any provision of this Chapter shall be subject to the general penalty provisions of Section 1-1-7.