

CHAPTER 11.02

DUTCH HOLLOW LAKE AND WATER TRAFFIC REGULATIONS

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Sec. 11.02.01 **PURPOSE**

The intent of this Chapter is to provide safe and healthful conditions for the enjoyment of aquatic recreation consistent with public rights and interest and the capability of the water resource.

Sec. 11.02.02 **APPLICABILITY AND ENFORCEMENT**

The provisions of this Chapter shall apply to the water of Dutch Hollow Lake within the jurisdiction of the Town of LaValle and the Town of Woodland. The provisions of this Chapter shall be enforced by the Town of LaValle Police Department. The Wisconsin Department of Natural Resources and the Sauk County Sheriff's department will also enforce Wisconsin statutory provisions if/when they are present on the lake.

Sec. 11.02.03 **STATE BOATING AND SAFETY LAWS ADOPTED**

Statutory provisions found in chapter 30 and Chapter NR5, Wis. Stats., are hereby adopted by reference as a part of this Chapter 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 Chapter.

Sec. 11.02.04 **DEFINITIONS**

Definitions in this Chapter:

- A. "Shore Zone" means all surface water within 200 feet of shoreline.
- B. "Swimming zone" means an authorized area of water established by regulatory markers to designate a swimming area.

- C. "Public access" means any access to the water by means of public property.
- D. "Navigation lane" means an area designated by authorized aids to navigation.
- E. "Slow-No-wake" means that speed at which a boat moves as slowly as possible while still maintaining steerage control.
- F. "Displacement Mode" means any watercraft that is creating a large wake while in motion in slow speed with the bow up (Not Planing Mode).

Sec. 11.02.05 BOAT EXCLUDED AREAS

- A. **Swim areas on Dutch Hollow Lake.** One swim area shall exist at the Northwest shoreline of Dutch Hollow Lake adjacent to the beach on the Southeast shore of the Clubhouse Grounds of the Dutch Hollow Lake Property Owners Association. The swim area is marked with buoys 7,6,8 and 9 and shall be placed using the following GPS location data:

Buoy	Latitude	Longitude
6	43.36.22.82 N	90.11.00.55 W
7	43.36.22.62 N	90.11.01.42 W
8	43.36.22.38 N	90.11.03.01 W
9	43.36.22.23 N	90.11.04.94 W

Sec. 11.02.06 CONTROLLED AREAS

- A. **Slow-No-Wake Zones.** Eight Slow-No-Wake zones are hereby created on Dutch Hollow Lake described and shall be marked as follows with buoys numbered 1,2,3,4,5,10,11 and 12 and placed using the following GPS location data:

Buoy	Latitude	Longitude
1	43.35.42.12 N	90.11.22.66 W
2	43.36.12.67 N	90.11.04.12 W
3	43.36.17.63 N	90.10.52.33 W
4	43.36.12.45 N	90.11.52.33 W
5	43.36.22.21 N	90.10.47.69 W
10	43.36.18.44 N	90.11.55.10 W
11	43.36.15.56 N	90.11.57.10 W
12	43.36.01.86 N	90.11.39.95 W

- B. **Hours of Operation.** No person shall operate a boat faster than *Slow-No-wake* during the hours from sunset to sunrise on Dutch Hollow Lake. No person shall operate a boat for the purpose of sport towing on Dutch Hollow Lake between the hours of 8 p.m. and 10 a.m.
- C. **Emergency Slow-No-wake.**
1. No person shall operate a boat or personal watercraft faster than Slow-No-Wake in the waters of Dutch Hollow Lake when the water level exceeds an elevation of 957 feet above mean sea level as determined by the global water level logger installed at the Dutch Hollow Lake spillway.
 2. This emergency Slow-No-wake restriction will be posted at all public access points when in affect and shall be lifted when lake elevation drops to 956.5 feet or below.
- D. **Displacement Mode.** No person shall operate a boat in Displacement mode for 1000 feet or more within 200 feet of shoreline.

Sec. 11.02.07

WATER EXHIBITIONS

- A. **Water Exhibition Regulations.** No person shall conduct or participate in a water ski tournament, competition, exhibition or trial (hereinafter "water exhibition"), unless the water exhibition and its sponsor are duly licensed by the Town Board of the Town of LaValle and the Town Board of Woodland to operate on the waters of Dutch Hollow Lake. The Town Board of the Town of LaValle and the Town Board of the Two of woodland may authorize such water exhibitions. No swimming shall be allowed in the water exhibition area.
- B. **Additional Water Exhibition Regulations.** The use of the water exhibition restricted area is subject to the following additional requirements:
1. **Lighting.** A water exhibition area shall be sufficiently lighted by the licensee to permit the reasonably safe presentation of a water exhibition.
 2. **Boats.** No boat may remain unattended in a water exhibition area.
 3. **Jumps.** A water exhibition licensee shall maintain any and all water ski jumps authorized in the licensee's license. The jumps shall be securely moored, and all jumps located beyond one hundred fifty feet (150') from the shoreline shall be lighted from sunset to sunrise by a white light visible all around the horizon, and shall be authorized and maintained in accordance with the laws of the State of Wisconsin and the applicable regulations of the Department of Natural Resources.
 4. **Sounds.** A water exhibition shall be conducted so that the sound level of all activities is reasonable.
 5. **Water Safety.** A water exhibition licensee shall conduct all water exhibitions in safe manner and shall coordinate with the Town of LaValle Police Department to provide for sufficient law enforcement presents at all water exhibitions in order to obtain compliance with this Chapter and to promote safety of the public.

C. **Licensing Authority.** The terms and conditions of a water exhibition license shall be established by the Town Board of the Town of LaValle and the Town of Woodland. The Town Boards shall consider the following facts when determining whether to license a water exhibition and its sponsor:

1. The character of the license applicant.
2. The license applicant's experience, financial responsibility and technical competence.
3. The suitability of the proposed water exhibition for the water exhibition restricted area.
4. The general public health, safety and welfare.

The Town Boards shall also seek to protect existing values of land, riparian rights, investment and enterprise. In the event two or more license applicants shall apply for authority to use the same water exhibition area, the Town Boards shall during a public hearing, also consider the relative value to the community and public of proposed uses.

D. **Licensing Procedure.** A license to use a water exhibition area after consideration of a license application submitted to it on forms provided by the clerk of the Town of LaValle and the clerk of the Town of Woodland. A license application shall require the applicant to provide the following information:

1. The name, mailing address and telephone number of the license applicant; and if the applicant is a corporation, the state of its incorporation and the names and addresses of its officers.
2. A description of the water exhibition proposed, including the proposed dates and hours of licensed use, and the locations of water-skiing jumps and pickup and drop-off areas, if any, which shall be illustrated on a map attached to the application.
3. A brief description of the license applicant's experience, financial responsibility and technical ability to present the proposed water exhibition.

The Town Boards may require additional information from any applicant, if it deems it necessary in order to exercise its judgment. All applications filed with the clerk of the Town of LaValle and the Town of Woodland shall be considered at the next regular or a special meeting of the Town Boards, and shall be granted or denied by a majority vote of those present at the meeting. If there is more than one applicant, the judgment of the Town Boards shall be final, since the license is a privilege. The applicant shall amend an application to conform to reasonable requests of the Town Boards. Applications for renewal license shall be considered in the same manner as original applications. The Town Boards may provide for a public hearing for consideration of the grant of an original or renewal license, and shall do so upon the request of a license applicant. At a public license hearing, an applicant shall be permitted to present evidence in his/her own behalf and rebut evidence offered by others.

- E. **Insurance.** Before any water exhibition license applicant shall be granted a license by the Town Board of LaValle or the Town Board of Woodland, a copy of liability insurance policy written by a company licensed to do business in Wisconsin, with a minimum coverage of \$100,000.00 per person and \$500,000.00 per incident for bodily injury, and \$50,000.00 for property damage, or a policy with an aggregate of \$ 5000,000.00 coverage for bodily injury and property damage, shall be filed with the clerk of the Town of LaValle and the clerk for the Town of Woodland. The Town Boards may require insurance in greater amounts if circumstances warrant.
- F. **License Fees.** The clerk of the Town of LaValle and the clerk of the Town of Woodland shall collect a license fee of Five dollars (\$5.00) per exhibition upon issuance of a water exhibition license.

Sec. 11.02.08

PENALTIES

- A. Wisconsin State boating penalties as found in s. 30.80, Wis. Stats. And deposits as established in the Uniform Deposit and Bail Schedule established by Wisconsin Judicial Conference, are hereby adopted by reference and all references to fines amended to forfeitures and all references to imprisonment deleted.
- B. The Town of LaValle police Department Municipal Bond Schedule for Boating 2022 are herein adopted by reference. Any person violating any provision of this section shall, upon conviction, be subject to the forfeiture as provided in the Bond Schedule except that the forfeiture imposed shall not exceed the maximum fine permitted under the Statute.
- C. Any person violating any provision of the is Chapter for which a forfeiture is NOT provided in this Chapter or on aforementioned Bond Schedule shall forfeit Fifty Dollars (\$50.00) together with costs of prosecution and any applicable court cost and fees.

ORDINANCE 5-16-2022

AN ORDINANCE TO REPEAL, AMEND, MODIFY, AND RE-CREATE CERTAIN CHAPTER 11.01, 11.02, 11.03, 11.04 FOR LAKE REDSTONE AND HOLLOW LAKE ORDINANCE WATER TRAFFIC REGULATIONS BOATING ORDINANCE AND BOND SCHEDULE CODE OF ORDINANCES, TOWN OF LA VALLE, SAUK COUNTY, WISCONSIN.

Section 1. Attached Ordinance

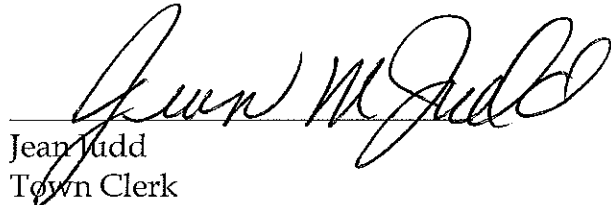
Section 2. All other sections of Chapter 11.01, 11.02, 11.03, 11.04 Lake Redstone and Dutch Hollow Lake of the Code of Ordinances of the Town of La Valle shall remain unchanged and in full force and effect.

Section 3. This ordinance shall take effect upon passage and publication as required by law.

APPROVED:


Ramon R. Demaskie
Town Chair

ATTESTED:


Jean Judd
Town Clerk

Adopted: 5-16-2022

Published: _____