

**Town of Riverview  
Oconto County  
State of Wisconsin**

**Motorboat Wake Enhancement Ordinance**

**Ordinance #33-2023**

**Adopted:**

AN ORDINANCE TO REGULATE WAKE ENHANCEMENT ON CROOKED LAKE, PAYA LAKE, MAIDEN LAKE, AND NELLIGAN LAKE IN THE TOWN OF RIVERVIEW AND PRESCRIBING PENALTIES FOR VIOLATIONS THEREOF.

The Town Board of the Town of Riverview do ordain as follows:

**Section I – Applicability and Enforcement**

- (a) The provisions of this Ordinance shall apply to the waters of Crooked Lake, Paya Lake, Maiden Lake, and Nelligan Lake in the Town of Riverview.
- (b) This chapter shall be enforced by the officers of the Town of Riverview or by individuals appointed by the town officers and/or Oconto County Sheriff department as requested along with any and all other state and county officers authorized by law to enforce the same.

**Section II – Intent**

The intent of this ordinance is to provide safe and healthful conditions for the enjoyment of aquatic recreation consistent with public rights and interests, and the capability of the water resources.

**Section III – State Boating and Safety Laws Adopted State boating laws as found in ss. 30.50 to 30.99, Wis. Stats., are adopted by reference.**

**Section IV – Definitions**

- (a) "Motorboat" means a boat powered by an internal combustion engine.
- (b) "Motorized Watercraft" includes Motorboats and PWC's
- (c) "Public Access" means any access to the waters by means of public property.
- (d) "PWC" means a personal watercraft powered by an internal combustion engine commonly known as a jet ski.
- (e) "Slow-No-Wake" means that speed at which a boat moves as slowly as possible while still maintaining steerage control.
- (f) "Shore Zone" means all surface water within 35 feet of the shoreline.
- (g) "Transition Speed" means the speed at which the boat is operating at greater than slow-no-wake speed, but not fast enough so that the boat is planning.

**Section V – Restrictions**

For the following lakes: Crooked Lake, Paya Lake, Maiden Lake, Nelligan Lake

1. No person may use or employ water sacks, ballast tanks, submersible wings or any other device which causes a boat to operate in a bow-high manner, or which increases or enhances a boat's wake.
2. No person may operate any motorized watercraft in an artificially bow-high manner, in order to increase or enhance the boat's wake. Such prohibited operation shall apply to wake enhancement by the use of ballast, mechanical hydrofoils, uneven loading or operation at transition speed (the speed at which the boat is operating at greater than slow-no-wake speed, but not fast enough so that the boat is planning).
3. No person may operate any motorized watercraft in a transition speed for over 100 feet in length.

**Section VI – Posting Requirements**

The Town of Riverview shall place and maintain a synopsis of this ordinance at public access points for lakes listed under Section 5 pursuant to the requirements of NR 5.15 Wis. Admin. Code.

**Section VII – Penalties**

- A. 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 fines amended to forfeitures and all references to imprisonment deleted.
- B. Any person violating a provision of this ordinance for which no statutory equivalent exists in Wis. Stats. Ch. 30 shall forfeit the following:
  1. Any person found guilty of violating Section V of this chapter shall pay a forfeiture established by the Town Board (ref to the Town of Riverview Bond Schedule) together with the cost of prosecution.

**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 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 the other persons or circumstances shall not be affected.

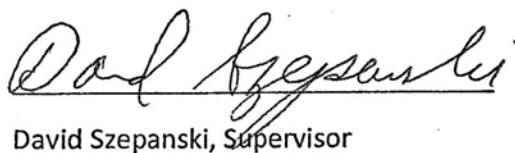
**Section IX**

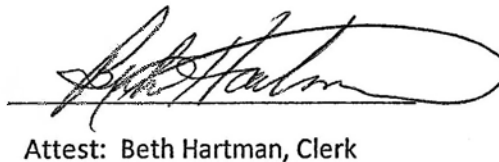
This ordinance will become effective upon passage and the day after publication.

Adopted this 12 day of Dec, 2023.

  
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 Jim Zittlow, Town Chairperson

  
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 David Van Zeeland, Supervisor

  
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 David Szepanski, Supervisor

  
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 Attest: Beth Hartman, Clerk

**RESOLUTION TO CREATE ORDINANCE 33-2323**  
**Regulation of artificial Wake enhancement on Riverview Lakes**

**RESOLUTION 2023 #3**

**STATE OF WISCONSIN**  
**Town of Riverview, Oconto County**

**WHEREAS**, in the interest of public health, safety, or welfare, including the public's interest in preserving the state's natural resources, the Town of Riverview has the authority to enact ordinance applicable to waters within its jurisdiction if the ordinances are not contrary to or inconsistent with Chapter 30, Wis. Stats., and they relate to the equipment, use, or operation of boats or to any activity regulated by ss. 30.60 to 30.71, Wis. Stats.; and

**WHEREAS**, there exists entirely within the boundaries of the Town of Riverview inland lakes: Crooked Lake, Paya Lake, Maiden Lake, and Nelligan Lake, which are entirely within the jurisdiction of the Town of Riverview; and

**WHEREAS**, the Town Board had determined that artificially enhanced wakes cause dangerous conditions on shore and on docks as well as dangerous water conditions for swimmers, anglers and other watercraft; and

**WHEREAS**, the Town Board had determined that the use of ballas causes a boat to be operated in an unsafe manger by causing the bow to rise and obscuring vision forward and;

**WHEREAS**, the Town of Riverview submitted a draft of this ordinance to the Wisconsin Department Of Natural Resources for its advisory review at least 60 days to passage, pursuant to s. 30.77(3)(d), Wis. Stats.; and

**WHEREAS**, the Town of Riverview provided notice and conducted the necessary public hearing as required by s. 30.77(3)(aw), Wis. Stats.; and

**WHEREAS**, the Town Board, after taking into consideration public comments and any suggested changes of the DNR, determines that adopting the following boating regulations would promote the public health, safety and welfare, including the public's interest in preserving the state's natural resources;

**NOW, THEREFORE**, the Board of Supervisors of the Town of Riverview, Oconto County, Wisconsin, does hereby ordain as follows:

**Section 1. Creating Code.** Section 33 ("Motorboat Wake Enhancement Ordinance") of the Town of Riverview Municipal Code is created to read as follows:

**33-2023      Motorboat Wake Enhancement Ordinance**

- (1). No person may use or employ water sacks, ballast tanks, submersible wings or any other device which causes a boat to operate in a bow-high manner, or which increases or enhances a boat's wake.
- (2). No person may operate any motorized watercraft in an artificially bow-high manner, in order to increase or enhance the boat's wake. Such prohibited operation shall apply to wake enhancement by the

use of ballast, mechanical hydrofoils, uneven loading or operation at transition speed (the speed at which the boat is operating at greater than slow-no-wake speed, but not fast enough so that the boat is planning).

(3). No person may operate any motorized watercraft in a transition speed for over 100 feet in length

**Section 2. Severability.** Should any portion of this Ordinance or the affected Code Section(s) be declared unconstitutional or invalid by a court of competent jurisdiction, the remainder shall not be affected.


**Section 3. Penalty.** 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 fines amended to forfeitures and all references to imprisonment deleted.

- A. Any person violating a provision of this ordinance for which no statutory equivalent exists in Wis. Stats. Ch. 30 shall forfeit the following:
- B. Any person found guilty of violating Section V of this chapter shall pay a forfeiture established by the Town Board (ref to the Town of Riverview Bond Schedule) together with the cost of prosecution


**Section 4. Effective Date.** Upon adoption, this Ordinance shall take effect the day after publication or posting.

Enacted: December 12, 2023

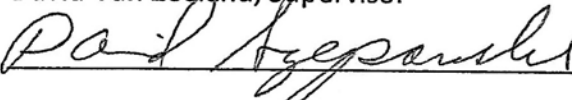
TOWN OF RIVERVIEW

By: 

Jim Zittlow, Chairman

By: 

David Van Zeeland, Supervisor

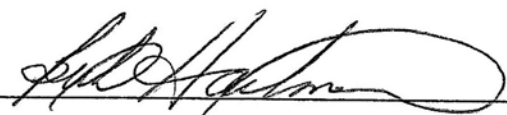
By: 

Dave Szepanski, Supervisor

**CLERK'S CERTIFICATE OF ENACTMENT**

I hereby certify that the foregoing Ordinance was duly enacted by the Town of Riverview Board of Supervisors on the date indicated above.

Dated: December 12, 2023



Beth Hartman, Clerk

Published / Posted on \_\_\_\_\_, 2023 by \_\_\_\_\_

**Town of Riverview  
Oconto County  
State of Wisconsin  
Boating Ordinance For Multiple Restrictions  
Ordinance #22-2014 0 Rev 2021  
Adopted: June 10, 2014  
Amended: December 14, 2021**

**A SOLE ORDINANCE TO REGULATE BOATING ON MAIDEN LAKE,  
CROOKED LAKE AND PAYA LAKE IN THE TOWN OF RIVERVIEW  
AND PRESCRIBING PENALTIES FOR VIOLATIONS THEREOF.**

**The Town Board of the Town of Riverview do ordain as follows:**

**Section I - Applicability and Enforcement**

**(a) The provisions of this Ordinance shall apply to the waters of Maiden Lake, Crooked Lake and Paya Lake in the Town of Riverview**

**(b) This chapter shall be enforced by the officers of the Town of Riverview or by individuals appointed by the town officers and/or Oconto County Sheriff department as requested along with any and all other state and county officers authorized by law to enforce the same.**

**Section II - Intent**

**The intent of this ordinance is to provide safe and healthful conditions for the enjoyment of aquatic recreation consistent with public rights and interests, and the capability of the water resources.**

**Section III - State Boating and Safety Laws Adopted**

**State boating laws as found in ss. 30.50 to 30.99, Wis. Stats., are adopted by reference.**

**Section IV - Definitions**

**(a) "public access" means any access to the waters by means of public property.**

- (b) "Shore zone" means all surface water within 35 feet of the shoreline.**
- (c) "Slow-No-Wake means that speed at which a boat moves as slowly as possible while still maintaining steerage control.**
- (d) "Motorboat" means a boat powered by an internal combustion engine.**
- (e) "PWC" means a personal watercraft powered by an internal combustion engine commonly know as a jet ski.**
- (f) "Motorized Watercraft" includes Motorboats and PWC's**

### **Section V - Restrictions**

**For the following lakes:**

- +Maiden**
- +Crooked**
- +Paya**

- 1) Hours of Operation - No person shall operate a boat faster than slow-no-wake during the hours of 4:00 p.m. to 10:00 a.m.**
- 2)Traffic Rules - Motorized Watercraft shall operate in a counterclockwise direction from 10:00 a.m. to 4:00 p.m. one week before Memorial Day until one week after Labor Day.**

### **Section VI - Posting Requirements**

**The Town of Riverview shall place and maintain a synopsis of this ordinance at public access points for lakes listed under Section V pursuant to the requirements of NR 5.15 Wis. Admin. Code.**

### **Section VII - Penalties**

- A. 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 fines amended to forfeitures and all references to imprisonment deleted.**
- B. Any person violating a provision of the ordinance for which no statutory equivalent exists in WIS Stats ch. 30 shall forfeit the following:**

**1.Anyone found guilty of violating section V of this chapter shall pay a forfeiture established by the Town Board (ref to the Town of Riverview Bond Schedule) together with the costof prosecution,**

**Section VIII - Severability**

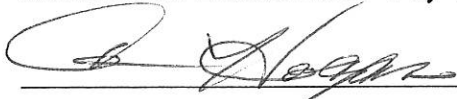
**The provisions of this Ordinance shall be deemed severable, and it is expressly declared that the Town Board would have passed the other provisions of this ordinance irrespective of whether one or more provisions may be declared invalid. If any provision of this ordinance or the application to any 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 ordinance will become effective upon passage and the day after publication.**

**Adopted this 10<sup>th</sup> day of June 2014**

**Amended December 14, 2021.**



**Ann Hogan, Town Chairperson**



**James Zittlow - Supervisor**

**Attest:**



**Dick Booth - Supervisor**



**Beth Hartman, Town Clerk**