

*BOATING ORDINANCE 2-2023A
Town of Birchwood
Washburn County, Wisconsin*

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

Section I Applicability and Enforcement

- (a) The provisions of the Ordinance shall apply to the waters of Long Lake.*
- (b) This chapter shall be enforced by the officers of the water safety patrol of the Town of Birchwood and Washburn County.*

Section II Intent

The intent of this ordinance is to provide safe and healthful conditions for 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 30.71 are adopted by reference.

Section IV No Wake Areas

No person shall operate a boat in the following area at a speed faster than "Slow – No Wake," as defined in 30.50(12), Wisconsin Statutes 1988, as "that speed at which a boat moves as slowly as possible while still maintaining steerage control." Said "No Wake" areas are:

- (1) The area known as the Entrance to Mud Lake in SW1/4 of Section 19, T38N-R10W and Mud Lake in SW1/4 of Section 30, T38N-R10W.*

This area will be indicated by buoys placed at each end of the restricted area.

Section V Markers and Navigational Aids

Posting Ordinance

- (a) Duty, the Long Lake Preservation Association shall place and maintain suitable markers and signs in such waters as shall be appropriate to advise the public of the provisions of this chapter and post and maintain a copy of this Section at all public access points within the jurisdiction of the Township.*

Section VI Penalties

Wisconsin state boating penalties as found in ss. 30.80 are adopted by reference.

Section VII 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 or not 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.

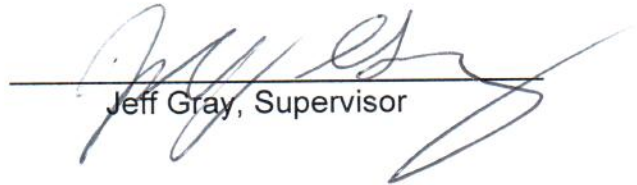
Section VIII Effective Date

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

Passed this 12 day of FEB, 2024.



Richard Zemaitis, Chairman



Jeff Gray, Supervisor

by phone-2/12/2024

Rick Oswald, Supervisor

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CONDITION REPORT

The local conditions necessitating this regulation is that an area exists on Mud Lake. Because of boats traveling at a high rate of speed and the lack of state regulation and a danger of a boating accident, this area should be "slow-no-wake". This ordinance would prevent boats from traveling in the channel at a high rate of speed and would protect public rights, interests, and the capability of the water resource.

If this ordinance is not adopted, the impact on public health, safety or welfare could be great, creating a condition where the prospect of a boating accident is great.

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