

TOWN OF SPIDER LAKE ORDINANCE #12

AN ORDINANCE TO REGULATE WATER TRAFFIC, BOATING AND WATER SPORTS UPON THE WATERS OF THE TOWN OF SPIDER LAKE AND PRESCRIBING PENALTIES THEREOF.

The Town Board of the Town of Spider Lake, Sawyer County, Wisconsin, do ordain as follows:

Section 1. INTENT. *This ordinance is authorized by Wis. Stat. 30.77(3) and is adopted in the interest of public health, safety and welfare, including the public's right and interest in preserving the state's natural resources and wildlife.*

Section 2. APPLICABILITY AND ENFORCEMENT. The provisions of this ordinance shall apply to *all* the waters within Spider Lake Township. The provisions of this ordinance shall be enforced by *any* authorized safety and or law enforcement officer of the Town of Spider Lake or any other authorized law enforcement officer.

Section 3. STATE BOATING AND WATER SAFETY LAWS ADOPTED. *State Boating laws found in 30.50 through 30.71 of Wis. Stat. are adopted by reference.*

Section 4. DEFINITIONS IN THIS ORDINANCE:

- (a) Shore zone means all surface water within 100 feet of the shoreline.
- (b) Swimming zone means an authorized area marked by regulatory markers to designate a swimming area.
- (c) Slow-no-wake means that speed at which a boat moves as slowly as possible while still maintaining steerage control.
- (d) Watercraft means any device used and designed for navigation on water, except a sea plane on water.
- (e) Water skiing means watercraft towing a person on skis, aquaplane or any device capable of being towed.

Section 5. PROHIBITED OPERATION.

(a) Speed restrictions. No person shall operate a watercraft on any of the waters identified by this ordinance at a speed greater than 10 m.p.h., except as provided in sub-paragraph (b) below.

(b) *Water skiing and use of any watercraft at a speed greater than that listed in Section 5 (a) above shall be permitted only on the following waters between the hours of 11:00 A.M., and 3:00 P.M., Spider Chain of Lakes (except Fawn Lake), Ghost Lake and Lower Clam Lake. Where and when these activities are permitted, speed shall conform to the provisions of Wis. Stat. 30.66 and 30.69. Motorized watercraft shall operate at slow no wake speed within the shore zone including islands.*

(c) *Personal watercraft. No person between the age of 12 and 16 shall operate a PWC without having a State approved boating certificate.*

Section 6. PENALTIES AND DEPOSITS.

Wisconsin state boating penalties as found in 30.80 Wis. Stat. 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.

Section 7. REPEAL OF CONFLICTING ORDINANCES. All ordinances regulating water traffic, boats, boating or water sports upon the waters covered by this ordinance and all ordinances or parts of ordinances in conflict with this ordinance heretofore enacted by the Town Board of the Town of Spider Lake are hereby repealed.

Section 8. SEVERABILITY. The provisions of this ordinance shall be deemed severable and it is expressly declared that the *Spider Lake Town Board* would have passed the other provisions of this ordinance irrespective of 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 9. EFFECTIVE DATE. This ordinance shall take effect and be in force from the date of passage and publication as provided by law.

Passed this 7th day of June, 2006

Eugene R. Krause, Chairman

Marion Promersberger, Supervisor

George J. Brandt, Supervisor

James Imse, Supervisor

Mike McGuinness, Supervisor

Attest: _____
Ruth Guyer, Clerk