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**WHITE LAKE MANAGEMENT DISTRICT
ORDINANCE 98-1**

AN ORDINANCE TO CREATE AN ORDINANCE TO REGULATE WATER TRAFFIC, BOATING AND WATER SPORTS UPON THE WATERS OF WHITE LAKE AND PRESCRIBING PENALTIES FOR VIOLATION THEREOF.

The Board of Commissioners of the White Lake Management District, Towns of Montello and Mecan, Wisconsin do ordain as follows:

Section 1. *Intent.* The intent of this ordinance 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.

Section 2. *Applicability and Enforcement.* The provisions of this ordinance shall apply to the waters of White Lake within the jurisdiction of the White Lake Management District.

Section 3. *State Boating and Water Safety Law Adopted.* The statutory provisions describing and defining regulations with respect to water traffic, boats, boating and related water activities and safety 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 ordinance.

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
30.523	Certification or Registration card to be on Board; Display of Stickers or Decals and Identification Number
30.525	Voluntary Contributions For Nonmotorized Boats.
30.53	Certificate of Origin; Requirements; Contents
30.531	Certificate of Title; Requirements; Exemptions
30.533	Application For Certificate of Title; Hull and Engine Identification Numbers
30.537	Certificate of Title; Issuance; Records, Fees
30.539	Contents of Certificate of Title
30.54	Lost, Stolen, or Mutilated Certificates
30.541	Transfers of Boat Titles
30.543	Report of Stolen or Abandoned Boats
30.544	Inspection of Boats Purchased Out-of-State
30.549	Transfer of Ownership of Boats With A Certificate of Title, Certificate of Number or Registration
30.55	Notice of abandonment or destruction of boat or change of address

30.553	Sharing Boat Title Records
30.57	Perfection of Security Interests
30.571	Notification of Person Who Has Perfected Security Interest
30.573	Assignment of Security Interest
30.574	Release of Security Interest
30.575	Secured Party's and Owner's Duties
30.576	Method of Perfecting Exclusive
30.577	Suspension Or Revocation of Certificate of Title
30.578	Grounds For Refusing Issuance of Certificate of Title
30.60	Classification of motorboats
03.61	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
30.71	Boats equipped with toilets
30.75	Service of Process on Nonresidents
30.772 *	Placement and Use of Moorings; Restrictions
30.773	Designated Mooring Areas
30.79	Local Water Safety Patrols; State Aids

Section 4. Definitions in this ordinance:

- (a) "Shore line" means all surface water within 200 feet of the shore line.
- (b) "Swimming zone" means an authorized area marked by regulatory markers to designate a swimming area.
- (c) "Designated anchorage" means an area of water established and marked as an anchorage by lawful authority.
- (d) "Public access" means any access to the water by means of public property.
- (e) "Navigation lane" means an area designated by authorized aids to navigation.

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- (f) "Slow-no wake" is defined as the slowest possible speed so as to maintain steerage.

Section 5. Motor Boats and Safety

- (a) **Definition.** Definitions contained in Section 30.50 of the Wisconsin Statutes are adopted and made a part hereof by reference.
- (b) The use and/or operation of outboard motor and inboard motor having a rated capacity in excess of 70 H.P. is hereby prohibited.
- (c) The operator of a boat overtaking and passing another boat shall keep to the left of such boat overtaken and passed.
- (d) No person shall operate a boat upon the waters of White Lake at a speed in excess of 10 MPH or Slow No Wake, whichever is more restrictive, except that speeds in excess of 10 MPH shall be allowed on Fridays and Saturdays from 10:00 a.m. to 8:00 p.m. and Sunday through Thursday from 10:00 a.m. to 8:00 p.m. ~~6:00~~
- (e) Water skiing, surf-boarding, aquaplaning, and towing of any device upon the lake, other than emergency towing of a boat in distress, shall be prohibited from 8:00 p.m. to 10:00 a.m., except that water skiing, surfing and aquaplaning shall be permitted from 10:00 a.m. to 6:00 p.m. on Sunday through Thursday, and 10:00 a.m. to 8:00 p.m. on Fridays and Saturdays.
- (f) A person operating a motorboat having in tow a person on water skis, aquaplane or floating 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.
- (g) No person shall drop a ski in "one ski" water skiing except immediately in front of the land shore property from which he is skiing.
- (h) All floating rafts and piers shall be beached or moored immediately adjacent to the beach from sunset to sunrise.
- (i) No person shall sit on the gunwales or on the backs of the seats in the boat while the boat is moving.

Section 5. Penalties. Any person, firm or corporation violating this ordinance shall be fined not more than \$50.00 or imprisoned more than 30 days, or both, for the first offense, and fined not more than \$100.00 or imprisoned not more than 90 days, or both, upon conviction of the same offense a second or subsequent time within one year.

Section 7. Severability. If any section or subsection or clause of this ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other sections or subsections or applications of this ordinance which can be given effect without the invalid section or subsection or application, and to this end the provisions of this ordinance are declared to be severable.

Section 8. Effective Date. This ordinance shall be in full force and effect from and after its passage, approval and publication as required by law.

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Adopted by the White Lake Management District this ___ day of _____, 1998.

Milt Wunderlich, Chair Board of Commissioners

Virginia Wendt, Secretary