

TOWN OF MINOCQUA
ONEIDA COUNTY
ORDINANCE AMENDMENT

Amendment to Chapter 35, Article II, Division 2
Regulations for Town Lakes

This Boating-related Ordinance for the waters of Lake Shishebogama located in the Township of Minocqua, within the County of Oneida, is added as a new section to Section 35-50 Lake Shishebogama of the Minocqua Town Ordinance.

An Ordinance to regulate boating upon the following waters: Shishebogama Lake, located in the Town of Minocqua, in the County of Oneida and prescribing penalties for violations thereof.

The Town of Minocqua, County of Oneida, ordains as follows:

Controlled Areas - Slow-No-Wake

No person shall operate a boat faster than slow-no-wake in any areas listed below which have been permitted and are clearly marked and identified with slow-no-wake buoys in the waters described in this ordinance and as identified in the sub (a) below.

The following areas identify specific locations of controlled slow-no-wake buoys. The buoys will be placed and maintained at these Global Positioning System Coordinates (GPS).

#	Buoy #	N GPS Coordinates	W PGS Coordinates	Marker Type
1	SB 11	N 45- 53.409'	W 089 - 50.113'	Slow No Wake
2	SB 12	N 45 - 53.381'	W 089 - 50.192'	Slow No Wake

Section 1 Applicability, Enforcement and Repeal

(a) Applicability:

The Provision of this Ordinance shall apply to the following waters:
-Shishebogama Lake

(b) Enforcement: This Ordinance shall be enforced by any law enforcement officers authorized to enforce the laws of the State of Wisconsin including any law enforcement officers of the Town of Minocqua, or Oneida County and by the Minocqua Town Chairman or any designee of the Town Chairman who is approved by the Town Board.

Section 2 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 3 State Boating and Safety Laws Adopted

State boating laws as found in ss. 30.50 to 30.71, Wis. Stats., are adopted by reference.

Section 4 Definitions

(a) State Boating Definitions as found in ss. 30.50 Wis., Stats., are adopted by reference.

Section 5 Waterway Marker (a) Placement (b) Maintenance (c) Buoy Standards (d) MOUs and Contracted Services

(a) Placement of Waterway Markers

An approved Waterway Market Permit from the Wisconsin Department of Natural Resources is required prior to any buoy placement per Wisconsin Administrative Code NR 5.09(3).

(b) Maintenance of Waterway Markers

The Waterway Marker Permit Applicant is responsible for the placement, maintenance and upkeep of said buoys pursuant to NR 5.09(4).

(c) Buoy Standards

Buoys will conform to Specifications for Waterway Markers as stated in NR 5.09(6).

(d) Memorandums of Understanding (MOUs) and Contracted Services

Any and all waterway marker(s), buoys and or signs identified in this ordinance, after an approved waterway marker permit from the DNR has been issued may be placed by the named entity, club, group or association that enters into a written MOU or contracted service with the Town of Minocqua of Oneida County specifically for the care of, placement, pulling, storage and maintenance of any and all waterway marker(s), buoys and or signs identified in this Ordinance. In addition, the Town of Minocqua of Oneida County or the named entity, club, group or association; may at any time change, amend or terminate such agreement for any cause and shall give immediate written notice of such change, amendment or termination of such agreement to the Town of Minocqua of Oneida County.

(e) The named entity, club, group or association that enters into a written MOU, shall have in their possession before placement of any and all waterway marker(s), buoys and or signs identified in this ordinance an approved Waterway Marker Permit (WWMP) or copy of WWMP, from the Wisconsin Department of Natural Resources, as required prior to any buoy placement.

Section 6 Posting and Publicizing of Boating Related Ordinance (b) Recording and Filing of Boating Related Ordinance

(a) The Town of Minocqua of Oneida County shall provide and maintain a sign with a minimum of three (3) inch lettering stating "Local Ordinance" posted at each public landing. The sign shall list, in letters of a minimum height of one (1) inch, a summary, synopsis or outline of those regulations more restrictive than state law, or shall contain a map made of a durable material showing those areas with local restrictions, or both and also shall file a copy with the Department of Natural Resources pursuant to the requirements of Wisconsin State Statute ss. 30.77(4) and NR

5.15 Wisconsin Administrative Code.

(b) Recording and Filing of Boating Related Ordinance

The Town of Minocqua of Oneida County shall send a complete signed copy of the enacted Ordinance to their local Department of Natural Resource Office or Recreational Safety Warden, per Wisconsin State Statute 30.77(4) and NR 5.15 Wisconsin Administrative Code.

Section 7 Penalties

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.

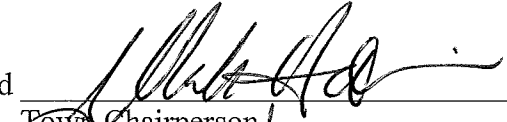
Section 8 Severability

The provisions of this Ordinance shall be deemed severable and it is expressly declared that the Town of Minocqua of Oneida County 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.

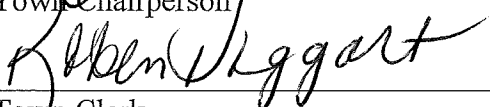
Section 9 Effective Date

This section will become effective upon passage and the day after publication.
Passed on the 5th day of April, 2017.

Signed _____


Town Chairperson

Attest _____


Town Clerk