

Ordinance No.12

An Ordinance to Regulate Boating on the Waters of the Town of Dewey

Section 1 – Title and Purpose

This ordinance is entitled an Ordinance to Regulate Boating on the Waters of the Town of Dewey in Portage County, Wisconsin. The purpose is to provide safe and healthful conditions for the enjoyment of aquatic recreation consistent with the public rights and interests, and the capacity of the water resources.

Section 2 – Statutory Authority

The Town Board of the Town of Dewey, Portage County, Wisconsin, has the specific authority under ss. 60.10(2)(c), and ss. 60.22(3) to adopt an ordinance to address public health and safety.

Section 3 – Adoption of Ordinance

The Town Board, by this Ordinance, adopted on proper notice with a quorum and roll call vote by a majority of the Town Board present and voting, provides the authority for the Town Board to regulate boating on the waters of the Town of Dewey. A Public Hearing was held before the adoption of this Ordinance and notice of the hearing was given by publication of a Class 1 Notice, under Ch. 985, Wis. Stats.

Section 4 – State Boating and Safety Laws Adopted

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

Section 5 – Definitions

Definitions found in s. 30.50 to s. 30.71, Wis. Stats., are adopted by reference.

Section 6 – Water-ski pick-up/drop area

Lake DuBay reservoir – “South Bay Beach” public access – That area within 100 feet of the water ski dock located approximately 540 feet south of the public boat launch.

Section 7 – Posting Requirements

This ordinance or information within this ordinance shall be prominently posted at all public access points by the Town as required by ss. 30.77(4), Wis. Stats.

Section 8 – Applicability and Enforcement

A) The provisions of this ordinance shall apply to those waters within the jurisdiction of the Town.

B) This ordinance shall be enforced by the Portage County Sheriff's Department and any other authorized law enforcement officer.

Section 9 – Penalties

Wisconsin state boating penalties as found in s. 30.80 Wis. Stats., and deposits as established in the uniform deposit and bail schedule established by the Wisconsin Judicial Conference, are hereby adopted by reference with all references to fines amended to forfeitures and all references to imprisonment deleted.

Section 10 – Severability

The provisions of this ordinance shall be deemed severable and it is expressly declared that the Town would have passed the other provisions of this ordinance irrespective of whether or not one or more provisions may be declared invalid. If any provisions 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 deemed affected.

Section 11 – Effective Date

This ordinance shall become effective upon its publication/and/or posting in the manner set forth in s. 60.80, Wis. Stats.

Adopted this day of

By the Town Board of the Town of Dewey, Portage County.

Maurice King, Chairperson

Dennis Meis, Supervisor

Leroy Pukrop, Supervisor

Attest: _____
Angela Lochinger, Clerk