TOWN OF SPIDER LAKE ORDINANCE #02 - 2024

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 does ordain as follows:

Section 1 – Intent: The intent of this ordinance is to provide safe and healthful conditions for the enjoyment of aquatic recreation and protect the natural resources, consistent with public rights and interests and the capability of the water resources. This ordinance is authorized by Wis. Stat. § 30.77(3) and is adopted in the interest of public health, public 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 Town of Spider Lake. The provisions of this ordinance shall be enforced by the officers of the Town of Spider Lake or any other authorized law enforcement officer.

Section 3 – State Boating and Safety Laws Adopted: State boating laws as found in Wis. Stats. §§ 30.50 to 30.71 are adopted by reference here.

Section 4 – *Definitions in this Ordinance:*

a) *Slow-No-Wake* means that speed at which a boat moves as slowly as possible while still maintaining steerage control.
b) *Watercraft* means any device used and designed for navigation on water, except a float plane on water.
c) *Waterskiing* means a watercraft towing a person using skis, aquaplane, wakeboard, surfboard, or any device capable of being towed or otherwise made operable by watercraft.

Section 5 – Regulations:

a) Speed Restriction: No person shall operate a watercraft on any of the waters within the town at a speed greater than 10 miles per hour (mph), except as provided in sub-paragraph (b) below.
b) Waterskiing Restrictions:
    i. Waterskiing is prohibited on the waters of Lost Land and Teal Lakes, due to safety hazards, and on the waters of any lake with a surface area of less than 50 acres, as traffic on such lakes is generally limited to slow-no-wake.
    ii. Where not prohibited, waterskiing shall be permitted only between the hours of 11:00 a.m. and 3:00 p.m. during which time periods the speed restriction listed in sub-paragraph (a) is lifted.
    iii. Where and when waterskiing is not prohibited, speed and all other aspects of operation shall conform to the provisions of Wis. Stat. § 30.66 and 30.69.

Section 6 – Penalties and Deposits: 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 Conferences, are hereby adopted by reference and all references to fines amended to forfeitures and all references to imprisonment are 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 Spider Lake Town Board are hereby repealed.

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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 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 – Posting Requirements: The Town of Spider Lake shall place and maintain a synopsis of this ordinance at all public access points within the jurisdiction of the Town pursuant to the requirements Wis. Stats. § 30.77(4) and Wis. Admin. Code § NR 5.15.

Section 10 – Effective Date: This ordinance shall take effect and be in force from the date of passage and publication as provided by law.

Passed this 20th day of May, 2024.

TOWN OF SPIDER LAKE

Tim Sheldon, Chair

Deb Amery, Supervisor

Sarah Delaney, Supervisor

Mark Johns, Supervisor

Quentin Johnson, Supervisor

ATTEST:

Bianca Cleary, Clerk