

ORDINANCE NO. 1
AMENDMENT # 5

Town of Jackson

Ordinance No. 1, which was passed on May 23, 1959, was amended by Amendment #1 on April 1, 1968, amended by Amendment No. 2 on May 6, 1968, has been further amended by Amendment No. 3 passed by the Town Board of Supervisors of the Town of Jackson, Adams County, Wisconsin, to be read as follows:

Ordinance No.1

Whereas, the summer population and water traffic of the Lakes in the Town of Jackson, Adams County, Wisconsin, has increased tremendously in recent years, resulting in the use of such lake by innumerable boats used for fishing and water sports, and further resulting in near accidents, whereby for public safety the use of such lakes by the public requires regulation. Therefore, the Town Board of the Town of Jackson in said county does ordain as follows:

Amendment No. 5 to Ordinance No. 1

Whereas the people of Jackson Township did appear with other persons of the said Town of Jackson, Adams County, Wisconsin at a Town Board Meeting held at the Jackson Town Hall on Wednesday June 6th, 1984. The Jackson Town Board did agree with their wishes and did in fact pass a Slow No Wake Ordinance on Peppermill Lake at all time, and did pass this Ordinance by unanimous vote that a Slow No Wake Ordinance be in effect upon acceptance by the Department of Natural Resources in Madison, and posting and advertisement in legal newspaper.

It is the belief of all concerned that large motors using a speed too fast for safety and health of all concerned on Peppermill Lake is detrimental to the fish habitat in the weedy area around the edges of the lake where fish normally spawn and small fish hide for protection.

(Section 1). Therefore, No person shall operate a motor boat at a speed greater than a "Slow No Wake" on Peppermill Lake at any time. State Statutes 30.50 Paragraph (1) of 1981-1982 Statute Book defines a "Slow No Wake" as a speed at which a boat moves as slowly as possible while still maintaining steerage control.

Any person violating any provision of this Ordinance, for which said person shall forfeit not more than \$50.00 for the first offense, and shall forfeit nor more than \$100.00 upon conviction of the same offense a second subsequent time within one year.

This amended ordinance shall take effect upon passage and posting of same, and shall be enforced by the Adams County Sheriffs Department.

Dated this 6th day of June, 1984. Passed this 6th day of June 1984.

Signature on file

Clifford Schad, Town Chairman

Signature on file

Sharon Nemitz, Town Clerk

Signature on file

Neil Childress, 1st Supervisor

Signature on file

Harold Goltz, 2nd Supervisor

I, Sharon Nemitz, Clerk, Town of Jackson hereby certify that on June 6, 1984, the Town Board of Supervisors, Town of Jackson, Adams County, Wisconsin did pass Amendment #5 to Ordinance No. 1.

**SLOW-NO-WAKE ORDINANCE
PARKER LAKE, TOWN OF JACKSON
ADAMS COUNTY WISCONSIN**

WHEREAS it has become apparent to the Town Board of the Town of Jackson that because of boats operating at high speeds the quality of the water in Parker Lake is threatened, the quality of fishing has decreased, there is constant washing of the shoreline, destruction of weed beds causing algae to appear in the lake, risk of injury to swimmers and those in smaller boats.

WHEREAS a petition having been filed requesting a Slow-No-Wake Ordinance for Parker Lake to remedy some of the above problems and prescribed penalties for any violation of same.

NOW THEREFORE the Town Board of the Township of Jackson do ordain as follows:

Section I. Applicability and Enforcement

- (a) The provisions of this Ordinance shall apply to the waters of Parker Lake.
- (b) This chapter shall be enforced by the officers of the County of Adams and The State of Wisconsin.

Section II. 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 III State Boating and Safety Laws Adopted

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

Section IV Definitions

- (a) “Slow-No-Wake” means that speed at which a boat moves as slowly as possible while still maintaining steerage control.
- (b) Definitions defined in Section 30.50 are included herein by reference.

Section V. Controlled Area

No person shall operate a boat faster than slow-no-wake in any of the waters of Parker Lake at any time.

Section VI. Posting Requirements

The Town of Jackson shall place and maintain a copy of this Section at all public access points within the jurisdiction of the Town of Jackson.

Section VII. Penalties

Wisconsin state boating penalties as found in s. 30.80, Wis. Stats. Are adopted by reference.

Section VIII. Severability

The provisions of this ordinance shall be deemed severable and it is expressly declared that the Town Board of the Town of Jackson 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 IX. Effective Date

This section will become effective upon passage and the day after publication.

Passed this 6th day of January 1999.

Signature on file

Signature on file
Harry Nemitz, Chairman

Signature on file

Signature on file
Sharon Nemitz, Clerk

**CONDITION REPORT TO COMPLY WITH
WISCONSIN STATUTES REGARDING PARKER LAKE**

SLOW-NO-WAKE ORDINANCE NO. 1-99

WHEREAS the Town of Jackson, Adams County Wisconsin has deemed it in the public interest to create a slow-no-wake ordinance on Parker Lake, a lake located within the sections 14 and 23, Township 15N, Range 7E, Town of Jackson, Adams County, Wisconsin.

WHEREAS through due and proper notice at a regular meeting of the Town of Jackson held January 6, 1999 a motion was made, passed and unanimously carried to adopt the attached ordinance for the slow-no-wake.

WHEREAS Wisconsin Statutes require the township to provide a condition report to the Wisconsin Department of Natural Resources.

NOW THEREFORE this condition report made pursuant to Wis. Statute is as follows:

Condition Report

Condition Report is made and an ordinance is required for a slow-no-wake in Parker Lake for the following reasons.

1. Safety requires that a slow-no-wake ordinance be enacted due to the increase in high speed boating traffic for water skiing and the recently popular single personal watercraft vehicles. There were several near collisions in the 1998 boating season. Fortunately, none caused any death or injuries. Similar boating deaths and injuries have occurred on lakes throughout Wisconsin on Lake Monona and Town of Rome, Adams County to mention a few.
2. The majority of landowners owning lake frontage around Parker Lake are in favor of the slow-no-wake.
3. The ecological damage to the shoreline of Parker Lake, which touches the State Hwy 82 right-of-way private resort business, businesses and landowners, is increasing due to the increased high speed watercraft traffic. There is increased erosion along the banks potentially harming property values and vegetation.
4. The increased boating traffic is causing an increased oxygen level on the lake resulting in higher concentrations of algae and weeds.
5. Increased water traffic is harming the fish, turtles and other marine life that is natural to this water body.
6. That a large part of the recreational attributes to Parker Lake is fishing. Fishing has decreased dramatically due to the high speed watercraft and constant washing of the shoreline as well as the destruction of weed beds so necessary to support a fish habitat.
7. High speed boats are dangerous to swimmers, foot powered paddle boats and canoeing in the lake.

8. Small sailboats are also endangered as a result of the high speed watercraft.

Because of the above reasons the township hereby reports that the condition of this lake is potentially environmentally devastating to have watercrafts continue faster than a slow-no-wake.

That this Condition Report is made in compliance with the Wisconsin Statute and will be submitted to the Department of Natural Resources herewith.

This ordinance was passed this 10th day of February, 1999.

Signature on File

Harry Nemitz, Chairman

Signature on File

Sharon Nemitz, Clerk

Prepared by:

SCRENOCK LAW OFFICE

Paul Steven Screnock

State Bar No. 01017603

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Unofficial