

ORDINANCE 2016-03

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REPEALING AND RECREATING CHAPTER 15.04 (SLOW-NO WAKE) OF THE MUNICIPAL CODE OF THE CITY OF PRAIRIE DU CHIEN, CRAWFORD COUNTY, WISCONSIN

Purpose: The purpose of this Ordinance is to create a Slow-No Wake adjacent to the Campion Street Boat Landing.

The Common Council of the City of Prairie du Chien, Crawford County, Wisconsin, does ordain as follows:

Section 1: That Chapter 15.04 (Slow-No Wake) of the Municipal Code of the City of Prairie du Chien, Wisconsin be repealed and re-created to read as follows:

15.04 (SLOW-NO-WAKE)

(1) APPLICABILITY AND ENFORCEMENT.

(a) From May 15th to September 15th, no person may operate a motorboat as defined by sec. 30.50(6), Wis. Stats., nor operate a personal water craft as defined by sec. 30.50(9d), Wis. Stats., within the following described areas at a speed greater than slow-no-wake, to-wit:

(1) Beginning at a point 200 yards north of the northern edge of the Villa Louis boat landing, thence in a northwesterly direction 280 degrees to a point on Walker Island, thence due south to a point that is 100 yards west of the southern and western most edge of the Mississippi River Interpretative Center located at the western edge of Blackhawk Avenue thence east to the southern and western most edge of the Mississippi River Interpretative Center thence in a northerly direction along the meandering line of the Mississippi River to the point of the beginning.

(2) Beginning at a point 250 feet north of the midpoint of the Campion Street boat landing, thence in a westerly direction to a point on Challifaus Island, thence due south 500 feet along the meandering line of the Mississippi River to a point on Challifaus Island thence east to a point 250 feet south of the midpoint of the Campion Street boat landing thence in a northerly direction along the meandering line of the Mississippi River to the point of the beginning.

(b) This Ordinance may be enforced by law enforcement officers of the City of Prairie du Chien, the Crawford County Sheriff's Office and the Wisconsin Department of Natural Resources.

(2) DEFINITION. "Slow-No-Wake Speed" means that speed at which a boat moves as slowly as possible while still maintaining steerage control.

(3) STATE BOATING AND WATER SAFETY LAWS ADOPTED. State boating and water safety laws as found in Sections 30.50 through 30.71 of the Wisconsin Statutes and in the rules and regulations of the Department of Natural Resources established pursuant to said statutory provisions are adopted herein by reference, including those laws or rules and regulations adopted therein by the State or the Department of Natural Resources subsequent to the enactment of this ordinance. Any act required to be performed or prohibited by the provisions of any said statute, rule or regulation adopted herein by reference is required to be performed or prohibited by this ordinance.

(4) PENALTIES. Any person violating the provisions of this Ordinance shall be subject to

penalties as provided for in Section 30.80 of the Wisconsin Statutes and deposits as established in the Uniform Deposit and Bail Schedule established by the Wisconsin Judicial Conference, which are hereby adopted by reference with all references therein to "fines" amended to "forfeitures" and all references to "imprisonment" deleted.

(5) SEVERABILITY. The provisions of this Ordinance shall be deemed severable and it is expressly declared that the City 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 be in effect. This Ordinance shall take effect immediately upon passage and publication as provided by law.

Section 2: That appropriate signage or markers shall be installed to delineate the slow-no-wake area above described.

Section 3: Any Ordinance or parts thereof, inconsistent herewith are hereby repealed.

Section 4: This Ordinance shall be published as required by law after passage by the Common Council. In addition, this Ordinance shall be posted as required by sec. 30.77(4), Wis. Stats., and NR 5.15 of the Wisconsin Administrative Code, and shall take effect upon completion of all of the above.

Passed and approved this 15th day of March, 2016.

David Hemmer, Mayor

ATTEST:

Aaron Kramer, City Administrator

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Certification

I, Barbara Elvert, am the duly qualified and acting City Clerk of the City of Prairie du Chien, Crawford County, Wisconsin. I hereby certify that the aforementioned is a true and exact reproduction of the original ordinance or resolution adopted by the Common Council.

IN WITNESS WHEREOF, I have executed this Certificate in my official capacity on.

(SEAL)

Barbara Elvert
City Clerk