

TITLE 21

Motor Vehicles, Traffic, and Water Safety

Chapter 1	Traffic and Parking
Chapter 2	Snowmobiles
Chapter 3	All-Terrain and Off-Road Vehicle Operation
Chapter 4	Water Safety
Chapter 5	Temporary Closure of the Fox River (Park Lake)

Chapter 1

Traffic and Parking

Article A General Provisions.

- 21-1-1** State Traffic Laws Adopted
- 21-1-2** Registration Record of Vehicle as Evidence
- 21-1-3** Accident Reports
- 21-1-4** through
- 21-1-9** Reserved for Future Use

Article B Parking Regulations.

- 21-1-10** Parking Restrictions During Special Events or Street Maintenance
- 21-1-11** Unlawful Removal of Parking Citations
- 21-1-12** Removal of Illegally Parked Vehicles
- 21-1-13** No Parking Zone
- 21-1-14** through
- 21-1-19** Reserved for Future Use

Article C Miscellaneous Provisions.

- 21-1-20** Disturbance of the Peace With a Motor Vehicle
- 21-1-21** Motor Vehicle on Pedestrian Ways and Overpasses
- 21-1-22** through
- 21-1-29** Reserved for Future Use

Article D Enforcement and Penalties.

- 21-1-30** Enforcement
- 21-1-31** Penalties
- 21-1-32** through
- 21-1-33** Reserved for Future Use

Article A General Provisions.

Sec. 21-1-1 State Traffic Laws Adopted.

- (a) **Statutes Adopted.** Except as otherwise specifically provided in this Code, the statutory provisions in Chapters 340 thru 349 of the Wisconsin Statutes, describing and defining regulations with respect to vehicles and traffic, for which the penalty is a forfeiture only, exclusive of any regulations for which the statutory penalty is a fine or term of imprisonment or exclusively state charges, are hereby adopted and by reference made a part of this Chapter as if fully set forth herein. Any act required to be performed or prohibited by an regulation incorporated herein by reference is required or prohibited by this Chapter. Any future amendments, revisions or modifications of the statutory regulations in Chapter 340 through 342 and 344 through 349 incorporated herein are intended to be made part of this Chapter in order to secure to the extent legally practicable uniform statewide regulation of vehicle traffic on the highways, streets and alleys of the State of Wisconsin. Any person who shall, within Columbia County, Wisconsin, violate any provisions of any Statute incorporated herein by reference shall be deemed guilty of an offense under this Section. For purpose of citations under County ordinances, the appropriate statutory prefix will be used.
- (b) **Other State Laws Adopted.** There are also hereby adopted by reference the following sections of the Wisconsin Statutes, but the prosecution of such offenses under this Chapter shall be as provided in Chapters 340 to 349 of the Wisconsin Statutes and the penalty for violation thereof shall be limited to a forfeiture as hereinafter provided in this Chapter:
- 941.01 Negligent Operation of Vehicle Off Highway
 - 941.37 Obstructing Emergency or Rescue Personnel
 - 943.11 Entry into Locked Vehicle
 - 947.04 Drinking in Common Carriers
- (c) **Statutes Specifically Incorporated by Reference.** Whenever this Chapter incorporates by reference specific sections of the Wisconsin Statutes, such references shall mean the Wisconsin Statutes of 1993-94 as from time to time amended, repealed or modified by the Wisconsin Legislature.
- (d) **General References.** General references in this Chapter to Wisconsin statutory sections or chapters describing or defining procedures or authority for enactment or enforcement of local traffic regulations shall be deemed to refer to the most recent enactments of the Wisconsin Legislature describing or defining such procedures or authorities.

- (e) **Administrative Code Adopted.** Except as otherwise specifically provided in this Code of Ordinances, the administrative provisions in Chapter Trans 305 of the Wisconsin Administrative Code, describing standards for vehicle equipment, for which the penalty is a forfeiture only, are hereby adopted and by reference made a part of this Chapter as if fully set forth herein. Any act required to be performed or prohibited by any regulation incorporated herein by reference is required or prohibited by this Chapter. Any future amendments, revisions or modifications of the administrative regulations in Chapter Trans 305 are intended to be made part of this Chapter in order to secure to the extent legally practicable, uniform statewide regulation of vehicle traffic on the highways, streets and alleys of the State of Wisconsin. Any person who shall, within Columbia County, Wisconsin, violate any provisions of any regulation incorporated herein by reference shall be deemed guilty of an offense under this Section. For purpose of citations under County ordinances, the appropriate administrative code prefix will be used.

Sec. 21-1-2 Registration Record of Vehicle as Evidence.

When any vehicle is found upon a street or highway in violation of any provision of this Chapter regulating the stopping, standing or parking of vehicles and the identity of the operator cannot be determined, the owner, as shown by the ownership registration of the vehicle supplied by the Wisconsin Department of Transportation, or a comparable authority of any other state, shall be deemed to have committed the violation for purposes of enforcement of this Chapter and specifically Section 21-1-1 and shall be subject to the applicable forfeiture penalty; provided the defenses defined and described in Sec. 346.485(5)(b), Wis. Stats., shall be a defense for an owner charged with such violation.

Sec. 21-1-3 Accident Reports.

The operator of every vehicle involved in an accident shall, immediately after such accident, file with the Sheriff's Department a copy of the report required by Sec. 346.70 of the Wisconsin Statutes, if any. If the operator is unable to make such report, any occupant of the vehicle at the time of the accident capable of making such report shall have the duty to comply with this Section.

State Law Reference: Sec. 346.70, Wis. Stats.

Sec. 21-1-4 through Section 21-1-9 Reserved for Future Use.

Article B Parking Regulations.

Sec. 21-1-10 Parking Restrictions During Special Events or Street Maintenance.

- (a) **Road Maintenance.** Whenever it is necessary to clear or repair a roadway or any part thereof, the Sheriff's or Highway Department shall post such highways or parts thereof with no parking signs where required. Such signs shall be erected at least two (2) hours prior to the time that street maintenance work is to be commenced. No person shall park a motor vehicle in violation of such signs.
- (b) **Temporary Parking Restrictions for Special Events.** Pursuant to the provisions of Subsection 349.13(c), Wis. Stats., the Sheriff, or his designee, is authorized to direct that temporary "No Parking" signs be erected during parades, festivals and other authorized events that require the regulating of vehicle stopping, standing or parking on roadways. The temporary regulation shall be limited to the time the event exists or is likely to exist.

Sec. 21-1-11 Unlawful Removal of Parking Citations.

No person other than the owner or operator thereof shall remove a parking citation from a motor vehicle.

Sec. 21-1-12 Removal of Illegally Parked Vehicles.

- (a) **Hazard to Public Safety.** Any vehicle parked, stopped or standing upon a highway or public parking lot or ramp in violation of any of the provisions of this Chapter is declared to be a hazard to traffic and public safety.
- (b) **Removal by Operator.** Such vehicle shall be removed by the operator in charge, upon request of any law enforcement officer, to a position where parking is permitted or to a private or public parking or storage premises.
- (c) **Removal by Officer.** Any law enforcement officer is authorized to remove such vehicle to a position where parking is permitted.
- (d) **Removal by Private Service.** The officer may order a motor carrier holding a permit to perform vehicle towing services, a licensed motor vehicle salvage dealer or a licensed motor vehicle dealer who performs vehicle towing services to remove and store such vehicle in any public storage garage or rental parking grounds or any facility of the person providing the towing services.
- (e) **Towing and Storage Charges.** In addition to other penalties provided in this Chapter, the owner or operator of a vehicle so removed shall pay the actual cost of moving, towing and storage. If the vehicle is towed or stored by a private motor carrier, motor vehicle salvage dealer or licensed motor vehicle dealer, actual charges regularly paid for such services shall be paid. If the vehicle is stored in a public storage garage or rental facility, customary charges for such storage shall be paid. Upon payment, a receipt shall be issued to the owner of the vehicle for the towing or storage charge.

Sec. 21-1-13 No Parking Zone.

The owner of any vehicle parked, stopped or standing upon a highway or public parking ramp where said location is marked “no parking” or such similarly marked or expressed parking restriction, is in violation of this Chapter and is declared to be a hazard to traffic and public safety.

Sec. 21-1-14 through Sec. 21-1-19 Reserved for Future Use.

Article C Miscellaneous Provisions.

Sec. 21-1-20 Disturbance of the Peace With a Motor Vehicle.

- (a) **Unnecessary Noise and Display of Power Prohibited.** It shall be unlawful for any person to operate a motor vehicle in such a manner which shall make or cause to be made any loud, disturbing, or unnecessary sounds or noises such as may tend to annoy or disturb another in or about any public or private area.
- (b) **Unnecessary Smoke Prohibited.** It shall be unlawful for any person to operate a motor vehicle in such a manner which shall make or cause to be made any smoke, gases, or odors which are disagreeable, foul, or otherwise offensive which may tend to annoy or disturb another in or about any public or private area.
- (c) **Unnecessary Acceleration and Display of Power Prohibited.** It shall be unlawful for any person to operate any vehicle, including motorcycles, all-terrain vehicles and bicycles, in such a manner as to cause, by excessive and unnecessary acceleration, the tires of such vehicle or cycle to spin or emit loud noises or to unnecessarily throw stones or gravel; nor shall such driver cause to be made by excessive and unnecessary acceleration any loud noise as would disturb the peace.
- (d) **Avoidance of Traffic Control Device Prohibited.** It shall be unlawful for any person to operate a motor vehicle in such a manner as to leave the roadway and travel across private property to avoid an official traffic control device, sign or signal.
- (e) **Operation in Restricted Area Prohibited.** It shall be unlawful for any person to operate a motor vehicle in such a manner as to leave the roadway and park, stop, or travel upon or across any public or private property, parking lot, driveway, or business service area for any purpose except the official conduct of business located on said property without the consent of the owner or lessee of the property. This Section shall specifically include, but not be limited to:
 - (1) Public park property;
 - (2) Cemetery properties;
 - (3) School District property;
 - (4) Medical facilities;
 - (5) Funeral homes;
 - (6) Service stations;
 - (7) Grocery stores;
 - (8) Restaurants;
 - (9) Financial institutions;
 - (10) Other similar-type businesses with service driveways or drive-up or drive-through facilities; and
 - (11) Federal Post Offices.

- (f) **Disorderly Conduct With a Motor Vehicle.**
- (1) **Conduct Prohibited.** No person shall, within Columbia County, by or through the use of any motor vehicle, including but not limited to, an automobile, truck, motorcycle, minibike or snowmobile, cause or provoke disorderly conduct with a motor vehicle, cause a disturbance or annoy one (1) or more persons, or disturb or endanger the property or the safety of another's person or property.
 - (2) **Definition.** "Disorderly conduct with a motor vehicle" shall mean the engaging in violent, abusive, unreasonably loud conduct, or disturbing or endangering the property or the safety of another's person or property, or otherwise disorderly conduct, including but not limited to, unnecessary, deliberate or intentional spinning of wheels, squealing of tire, revving of engine, blowing the horn, causing the engine to backfire or causing the vehicle, while commencing to move or in motion, to raise (1) one or more wheels off the ground.

Sec. 21-1-21 Motor Vehicles on Pedestrian Ways and Overpasses.

No person shall operate or park any motor vehicle on any pedestrian way or pedestrian overpass, except municipal or County maintenance vehicles.

Sec. 21-1-22 through Sec. 21-1-29 Reserved for Future Use.

Article D Enforcement and Penalties.

Sec. 21-1-30 Enforcement.

(a) **Enforcement Procedures.**

(1) **How Enforced.** This Chapter shall be enforced in accordance with the applicable provisions of the Wisconsin Statutes and this Section.

(2) **Applicable Court Procedures.** Except where otherwise specifically provided by the laws of the State of Wisconsin or this Code, the traffic regulations in this Code shall be enforced in the Circuit Court in accordance with the provisions of Sec. 345.20(2)(b), Wis. Stats.

(b) **Uniform Citation and Complaint.** The Wisconsin Uniform Traffic Citation and Complaint described and defined in the Wisconsin Statutes shall be used for enforcement of all provisions of this Chapter except those provisions which describe or define non-moving traffic violations and violations of Sections 346.71 through 346.73, Wis. Stats. Violations of Sections 346.71 through 346.73, Wis. Stats., shall be reported to the District Attorney and the Wisconsin Uniform Traffic Citation shall not be used in such cases except upon written request of the District Attorney.

(c) **Deposits and Stipulations.**

(1) **Moving Traffic Offenses.**

a. **Who May Make.** Persons arrested or cited for violation of moving traffic offenses created by this Chapter shall be permitted to make deposits and stipulations of no contest or released by the arresting officer in accordance with the applicable provisions of the Wisconsin Statutes. Stipulations of guilt or no contest may be made by persons arrested for violations of this Chapter in accordance with Sec. 66.12(1)(b) of the Wisconsin Statutes whenever the provisions of Sec. 345.27 of the Wisconsin Statutes are inapplicable to such violations. Stipulations shall conform to the form contained in the uniform traffic citation and complaint under Sec. 345.11 of the Wisconsin Statutes.

b. **Delivery or Mailing of Deposit and Stipulation.** Any person stipulating guilt or no contest under the preceding Subsection shall make the deposit required under Sec. 345.26, Wis. Stats., or, if the deposit is not established under such statute, shall deposit a forfeited penalty as provided in the schedule established by the Circuit Court Judges and approved by the Columbia County Board of Supervisors. Deposits may be brought or mailed to the office of the Clerk of Circuit Court as directed by the arresting officer.

(2) **Non-moving Traffic Offenses.**

a. **Direct Payment of Penalty Permitted.** Persons cited (summons not issued) for violation of non-moving traffic offenses described and defined in this Chapter may discharge the penalty thereof and avoid court prosecution by mailing or forwarding within five (5) days of the issuance of the citation to the Clerk of Circuit Court the minimum forfeiture specified for the violation.

b. **Court Prosecution.** If the alleged violator does not deliver or mail a deposit as provided in Subsection a. within five (5) days of the date of the citation, the citation may be referred for prosecution.

- c. **Registration Suspension.** If the alleged violator does not pay the forfeiture or appear in court in response to the citation for a non-moving traffic violation on the date specified in the citation or, if no date is specified on the citation, within twenty-eight (28) days after the citation is issued, the County may ask the Wisconsin Department of Transportation to suspend the registration of the vehicle involved or refuse registration of any vehicle owned by the person pursuant to the provision of Sec. 345.28(4), Wis. Stats., and Subsection (b)(3) below.

(3) **Registration Suspension Program.**

- a. The County shall participate in the Wisconsin Department of Transportation Traffic Violation and Registration Program as set forth in Sec. 345.28, Wis. Stats., and Wis. Adm. Code Trans. 128 and all amendments or changes thereto.
- b. The Sheriff=s Department is hereby designated as a delegated authority for purposes of Sections 85.13 and 345.28, Wis. Stats., and Wis. Adm. Code Trans. 128. The Sheriff=s Department is authorized to perform, on behalf of the County, all functions required of a local authority under said Statutes and Code including, but not limited to:
 - 1. Preparing and completing all forms and notices, notifying the Wisconsin Department of Transportation of unpaid citations for non-moving traffic violations;
 - 2. Specifying whether the registration of vehicles involved in unpaid citations for non-moving traffic violations should be suspended and/or whether registration should be refused for any vehicle owned by persons with unpaid citations for non-moving traffic violations;
 - 3. Determining the method by which the County will pay the Wisconsin Department of Transportation for administration of the program; establishing the effective date for participation;
 - 4. And taking such other action as is necessary to institute and continue participation in the Wisconsin Department of Transportation Traffic Violation and Registration Program.
- c. The Sheriff is hereby authorized to assign a member of the Sheriff=s Department to perform such acts as are necessary to effectuate this Subsection.
- d. In addition to all applicable fines and court costs, the cost of using the Wisconsin Department of Transportation Traffic Violation and Registration Program shall be assessed as permitted by Sec. 345.28(4)(d), Wis. Stats. The Sheriff=s Department may refuse to notify the Wisconsin Department of Transportation of payment on a citation until all applicable fines and costs, including costs assessed under the preceding sentence, are paid.
- e. This Subsection shall not be interpreted as requiring that all unpaid citations for non-moving traffic violations be processed through the Wisconsin Department of Transportation Traffic Violations and Registration Program. The County=s participation in such program shall be in addition to any and all other means legally available to enforce such citations.

Sec. 21-1-31 Penalties.

- (a) **Forfeiture Penalty.** The penalty for violation of any provision of this Chapter, other than Section 21-1-13, shall be a forfeiture as hereafter provided, together with court costs and fees prescribed by Sections 814.63(1) and (2) or 814.65(1), Wis. Stats., the penalty assessment for moving traffic violations and the driver improvement surcharge imposed by Sections 165.87 and 346.655, Wis. Stats., where applicable. Payment of the judgment and applicable court costs, fees, assessments and surcharges may be suspended by the sentencing court for not more than sixty (60) days. Any person eighteen (18) years of age or older who shall fail to pay the amount of the forfeiture, court costs, any penalty assessment or driver surcharge or other penalty imposed for violation of any provision of this Chapter may, upon order of the court entering judgment therefore and having jurisdiction of the case, be imprisoned as authorized by this Code of Ordinances.
- (b) **Other Sanctions.** Nothing herein shall preclude or affect the power of the sentencing court to exercise additional authorities granted by the Wisconsin Statutes to suspend or revoke the operating privileges of the defendant, order the defendant to submit to assessment and rehabilitation programs or to attend traffic safety school in addition to payment of the monetary penalty or in lieu of imprisonment.
- (3) **No Parking Zone Penalty.** The penalty for violation of Section 21-1-13 (a) shall be a forfeiture of \$25.00 for the first offense; \$50.00 for the second offense; and \$100.00 for the third offense if paid into the Columbia County Clerk of Courts within 10 days. After 10 days, the above fines are to be doubled. No court costs or fees, other than those pursuant to Sec. 165.87, Wis. Stats., are to be assessed for this violation unless court disposition is necessary to collect forfeiture.

Sec. 21-1-32 through Sec. 21-1-39 Reserved for Future Use.

Chapter 2

Snowmobiles

21-2-1	State Snowmobile Laws Adopted
21-2-2	Applicability of Traffic Regulations to Snowmobiles
21-2-3	Penalty

Sec. 21-2-1 State Snowmobile Laws Adopted.

Except as otherwise specifically provided in this Chapter, the statutory provisions describing and defining regulations with respect to snowmobiles in the following enumerated sections of Chapter 350, Wisconsin Statutes, are hereby adopted by reference and made part of this Chapter as if fully set forth herein. Acts required to be performed or prohibited by such statutes are required or prohibited by this Chapter. Any future amendments, revisions or modifications of the Statutes incorporated herein by reference are intended to be made part of this Code.

350.01	Definitions
350.02	Operation of Snowmobiles on or in the Vicinity of Highways
350.03	Right-of-Way
350.04	Snowmobile Races, Derbies and Routes
350.045	Public Utility Exemption
350.047	Local Ordinance to be Filed
350.05	Operation by Youthful Operators Restricted
350.055	Safety Certification Program Established
350.07	Driving Animals
350.08	Owner Permitting Operation
350.09	Head Lamps, Tail Lamps and Brakes, Etc.
350.10	Miscellaneous Provisions for Snowmobile Operation
350.12	Registration of Snowmobiles
350.13	Uniform Trail Signs and Standards
350.15	Accidents and Accident Reports
350.17	Enforcement
350.18	Local Ordinances
350.19	Liability of Landowners
350.99	Parties to a Violation

Sec. 21-2-2 Applicability of Traffic Regulations to Snowmobiles.

No person shall operate a snowmobile upon any street, road, highway or alley in violation of the traffic regulation provisions of Sections 346.04, 346.06, 346.11, 346.14(1), 346.18, 346.19, 346.20, 346.21, 346.26, 346.27, 346.33, 346.35, 346.37, 346.39, 346.40, 346.44, 346.46, 346.47, 346.48, 346.50(1)(b), 346.51, 346.52, 346.53, 346.54, 346.55, 346.87, 346.88, 346.89, 346.90, 346.91, 346.92(1) and 346.94(1), (6m), (9), and (11), Wis. Stats.

Sec. 21-2-3 Penalty.

Any person who violates any provision of this Chapter shall, upon conviction thereof, forfeit an amount as established in the Penalty Section at Title 1, Chapter 2.

Chapter 3

All-Terrain and Off-Road Vehicle Operation

21-3-1	State All-Terrain Vehicle Laws Adopted
21-3-2	Unauthorized Operation of Motor Vehicles on Public or Private Property
21-3-3	Penalty

Sec. 21-3-1 State All-Terrain Vehicle Laws Adopted.

The provisions describing and defining regulations with respect to all-terrain vehicles in Sec. 23.33, Wis. Stats., and any future amendments or revisions, are hereby adopted by reference and made part of this Section as if fully set forth herein. Any acts required to be performed by the Statutes or which are prohibited by such Statutes are required to be performed by this Section or are prohibited by this Section.

Sec. 21-3-2 Unauthorized Operation of Motor Vehicles on Public or Private Property.

- (a) **Definitions.** For purposes of this Section, the terms below shall be defined as follows:
- (1) Unauthorized shall mean without the express prior consent of the owner, lessee, manager or other person authorized to give consent by the owner or lessee of land. Authorization shall not be implied from a failure to post private or public land.
 - (2) Off-Road shall mean any location which:
 - a. Is not a paved or maintained public street, road, or alley; or
 - b. Is not used or maintained by the owner or lessee of land as a driveway, parking lot or other way for motor vehicles; or
 - c. Is a private trail for use only by the owner or his permittees for recreational or other vehicular use. Off-road shall not include any creekbed, riverbed or lake provided, however, that this Subsection shall not apply to snowmobiles or other vehicles being operated on the ice covering such creekbed, riverbed or lake.
 - (3) Operation shall mean the physical manipulation or activation of any of the controls of a motor vehicle necessary to put it in motion.

- (4) Motor Vehicle shall mean, for purposes of this Section, any vehicle which is self-propelled and shall include but not be limited to automobiles, trucks, jeeps, vans, motorcycles, motorbikes, go-karts, motorized three-wheeled vehicles, all-terrain vehicles, mopeds, snow-mobiles, dune buggies and tractors. Motor vehicle shall not mean any airplane, railroad train, boat, wheelchair or bicycle. A vehicle which would otherwise be defined as a motor vehicle under this Section shall not be so defined while:
- a. It is being operated solely for the purpose of construction or maintenance of an improvement to land or solely for access to construction or maintenance sites provided such operation is by persons having legitimate business on such lands or sites;
 - b. It is being operated by or at the direction of public employees or utility company employees as part of their employment duties.
 - c. It is being operated by the holder of an easement or right of access on or over the land on which operation is occurring or the holder's employees or agents.
- (b) **Unauthorized Off-road Operation Prohibited.**
- (1) The unauthorized off-road operation of a motor vehicle is prohibited.
 - (2) Except for authorized maintenance vehicles and snowmobiles or all-terrain vehicles operating in area authorized by the Board of Supervisors, it shall be unlawful to operate any minibike, go-kart, all-terrain vehicle or any other motor-driven craft or vehicle principally manufactured for off-highway use on the public streets, alleys, parks, sidewalks, bikeways, parking lots or on any public lands or private lands or parking lots held open to the public. The operator shall at all times have the written consent of the owner before operation of such craft or vehicle on private lands.

Sec. 21-3-3 Penalty.

Any person who violates any provision of this Chapter shall, upon conviction thereof, forfeit an amount as established in the Penalty Section at Title 1, Chapter 2.

Chapter 4

Water Safety

- 21-4-1 Navigable Waterway Regulations.
- 21-4-2 Lake George Regulations.
- 21-4-3 Penalties.

Sec. 21-4-1 Navigable Waterway Regulations.

- (a) **Intent.** The intent of this Ordinance is to provide safe and healthful conditions for the enjoyment of aquatic recreation consistent with public rights and interest, the protection of natural resources and the capability of the water resource.
- (b) **Applicability and Enforcement.** The provisions of this Ordinance shall apply to the waters of the Wisconsin River and all lakes and other navigable waterways within the jurisdiction of Columbia County. The provisions of this Ordinance shall be enforced by the officers of the Columbia County Sheriff's Department and the Wisconsin Department of Natural Resources.
- (c) **Definition.** "Slow-No-Wake" means that speed at which a boat or other motorized watercraft moves as slowly as possible while maintaining steering control.
- (d) Slow-No-Wake Zones.
 - (1) Permanent Slow-No-Wake Zone - Wisconsin River.

A slow-no-wake zone is hereby established on that portion of the Wisconsin River lying between a point located 2000 feet upstream from the eastern edge of the Interstate-94 Bridge, which crosses the Wisconsin River, and a line created across the Wisconsin River two hundred (200) feet upstream (east) from Wisconsin Street in the Town of Dekorra; and from Latitude 43° 25.39 N to Latitude 43° 26.14 N, Longitude 89° 30.18 W to Longitude 89° 29.35 W (Fockes Bluff to Carter's Landing) of the Wisconsin River. This slow-no-wake zone shall be clearly identified with regulatory markers placed on the water.
 - (2) Emergency Slow-No-Wake Zones.
 - 1. Upon the recommendation of the Columbia County Emergency Management Director and of the Columbia County Sheriff, the Columbia County Board Chair may establish an emergency slow-no-wake zone on all or on specified portions of the Wisconsin River all lakes and other navigable waters within the jurisdiction of Columbia County.
 - 2. An emergency slow-no-wake zone shall be established by written order of the County Board Chair. Each such written order shall state whether the slow-no-wake zone applies to all navigable waters in Columbia County or only to specific bodies of water, in which case such specific bodies of water shall be identified in the County Board Chair's written order. Copies of the County Board Chair's written order establishing an emergency slow-no-wake zone shall be posted in public places including boat landings throughout Columbia County and shall be provided to Columbia County radio and print media.

3. An emergency slow-no-wake zone shall remain in effect until lifted by written order of the County Board Chair. Each such written order shall state whether the order lifting the slow-no-wake zone applies to all navigable waters in Columbia County or only to specific bodies of water, in which case such specific bodies of water shall be identified in the County Board Chair's written order lifting an emergency no-wake-zone. Copies of the County Board Chair's written order lifting an emergency slow-no-wake zone shall be posted in public places including boat landings throughout Columbia County and shall be provided to Columbia County radio and print media.
- (e) Speed Restrictions. No person may operate a motor boat or other motorized watercraft at a speed in excess of the posted notice as established by regulatory markers.
 - (f) No Sport Tow Zone – Wisconsin River. A no sport tow zone is hereby established on Saturdays, Sundays and holidays on that portion of the Wisconsin River from 43° 25' 9.93" N: 89° 32' 6.47" W (the confluence of the Wisconsin River and Lake Wisconsin) on the south to 43° 25' 58.39" N: 89° 30' 21.10" W on the north. This subsection shall be in effect on Saturdays, Sundays and holidays from the second weekend in May through the second weekend in September of each year. The no sport tow zone shall ban waterskiing, parasailing, aquaplaning (including tubing and boarding) and all similar sport tow activities.

Sec. 21-4-2 Lake George Regulations.

- (a) Motor powered craft shall not be operated upon the waters of Lake George, situated in the NW 1/4 of Section 13, Town 12 North, Range 9 East, in Columbia County.

Sec. 21-4-3 Penalties.

Any person violating any provision of this Ordinance shall be subject to the penalty listed in the Penalty Section at Title 1, Chapter 2.

Chapter 5

Temporary Closure of the Fox River (Park Lake)

21-5 Temporary Closure of the Fox River (Park Lake)

21-5-1	Title, Purpose, Severability & Saving Clause
21-5-2	Definitions
21-5-3	Regulations, Rules of Operation, Signage & Designations
21-5-4	Administration, Enforcement & Penalties

Sec. 21-5-1 Title, Purpose, Severability & Saving Clause

- (a) **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.
- (b) **State Boating Laws Adopted.** State boating laws as found in ss. 30.50 to 30.71, Wis. Stats., are hereby adopted by reference.
- (c) **Severability.** The provisions of this Ordinance shall be deemed severable and it is expressly declared that Columbia County would have passed the other provisions of the 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 circumstance is held invalid, the remainder of the Ordinance and the application of such provisions to other persons and circumstances shall not be deemed affected.
- (d) **Saving Clause.** This Ordinance shall in no way be deemed to supplant or otherwise invalidate any provision of state statutes relating to the subject matter hereof. Any person entrusted with the enforcement of this Ordinance may, in the exercise of his or her discretion, proceed under applicable state statutes.

Sec. 21-5-2 Definitions

None.

Sec. 21-5-3 Regulations, Rules of Operation, Signage & Designations

(a) Regulations

No recreational watercraft (boat, canoe, kayak, inner tubes, etc) or person shall be located within a 75 feet upstream or downstream of the bridge replacement on the Fox River (Park Lake) @ Haynes Road during the removal of the existing structure P-11-0059 (that spans the Fox River) or during the construction of structure B-11-0168 over the Fox River (Park Lake) to ensure the safety of any recreational enthusiasts.

(b) Effective Date. Closure of this section of the Fox River (Park Lake) shall be temporarily closed for a duration of time not to exceed:

- One week (7 calendar days) for removal of the existing structure P-11-0059 (that spans the Fox River);

- Three weeks (21 calendar days) for the deck and substructure construction (i.e. setting falsework) of structure B-11-0168 over the Fox River.
 - The closure shall be in effect only during the time period that the control buoys mark the closure area.
- (c) **Signage/Posting of the Closure.** County shall be the local authority responsible for the designation of the closure and assuring installation of the proper waterway markers.
- A. Channel closure buoys shall be placed in the navigation channel; located in the center of the channel, at a location seventy five (75) feet, both upstream and downstream, from the centerline of Haynes Road at the bridge location;
 - B. Posting requirements, under s. 30.77(4) Stats., include;
 - a. A sign with minimum 3 inch lettering stating "Local Ordinance" posted at each public landing;
 - b. The sign listing, with minimum 1 inch lettering, 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, including but not limited to speed limits, water ski hours and personal watercraft restrictions, if any.

Sec. 21-5-4 Administration, Enforcement, and Penalties

- (a) **Administration.** This ordinance shall be administered by the Columbia County Public Safety Committee, on behalf of the Columbia County Board.
- (b) **Enforcement.** This ordinance shall be enforced by the officers of Columbia County.
- (c) **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, and hereby adopted by reference and all references to fines amended to forfeitures and all references to imprisonment deleted.