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CHAPTER 14-

ENVIRONMENTAL
PROTECTION

ORDINANCE- 2001-04

A. WATER TRAFFIC ORDINANCE:

This ordinance is entitled the
“Town of Troy Water Traffic Ordinance”.

The purpose of this ordinance is as follows:

An Ordinance to regulate water traffic, boating and water sports upon the waters of Booth Lake and Lulu Lake, and prescribing penalties for violation thereof. The Town Board of the Town of Troy, Walworth County, Wisconsin do ordain as follows:

Section 1. **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 and the capability of the water resource.

Section 2. **Applicability.** The provisions of this ordinance shall apply to the waters of Booth Lake and Lulu Lake, within the jurisdiction of the Town of Troy.

Section 3. **Enforcement.** The provisions of this ordinance shall be enforced by all duly constituted peace officers of the Town of Troy.

Section 4. **State Boating and Water Safety Law Adopted.** The statutory provision describing and defining regulations with respect to water traffic, boats and related activities and safety in the following enumerated sections of the Wisconsin Statutes, exclusive of any provisions therein relating to the penalties to be imposed or the punishment for violation of said statutes, are hereby adopted and by reference made a part of this ordinance.

30.50 Definitions

30.51 Operation of unnumbered motorboats prohibited.

30.52 Certificates of number

30.53 Identification number to be displayed on boat, certificate to be carried.

30.54 Transfer of ownership of numbered boat

30.55 Notice of abandonment or destruction of boat or change of address

30.60 Classification of motorboats

30.61 Lighting equipment

30.62 Other equipment

30.63 Motorboat prohibition

30.64 Patrol boats exempt from certain traffic regulations

30.65 Traffic rules

30.66 Speed restrictions

30.67 Accidents and accident reports

30.68 Prohibited operation

30.69 Water Skiing

30.70 Skin Diving

30.80 Inclusive

Section 5. **Additional Definitions.** In this ordinance:

(a) “Person” means an individual, firm, partnership, corporation or any other association or individuals organized together for any purpose whatsoever.

(b) “Slow-no-wake” is defined as the slowest speed required to maintain steerage.

(c) “Traffic Lane” means that part of a lake lying more than 150 feet from the shore, or from any dock, raft, pier.

(d) “Commercial passenger boat” means any boat for hire to carry farepaying passengers.

Section 6. **Additional Speed Restrictions.** In addition to the speed restrictions on Section 4 (30.66), above, no person shall operate a motorboat at a speed in excess of the following:

(a) From 7:00 p.m. to 10:00 a.m.-slow-no-wake

(b) Except in the traffic lane, slow-no-wake

(c) On all of Lulu Lake, slow-no-wake

(d) All motor traffic traveling faster than slow-no-wake shall operate in a counterclockwise direction.

Section 7. **Water Skiing.**

(a) No motor boat operator shall tow more than one water skier nor shall any water skier allow himself to be towed by any motor boat already towing one water skier, except however, the towing of two skiers shall be allowed on Mondays through Fridays, excepting legal holidays.

(b) In water skiing, both boat and skier shall at all times remain in the traffic lane.

(c) No person shall operate a boat for the purpose of towing a water skier, aquaplane or similar device, or engage in water skiing or aquaplaning at any time between the hours of 7:00 p.m. and 10:00 a.m.

(d) No person shall water ski or aquaplane in a marked weedbed or fish spawning area.

Section 8. "Any person violating section 6 or section 7 of the Town of Troy boating ordinance shall forfeit not more than \$50.00 (plus court cost) for the first offense and shall forfeit no more than \$100.00 (plus court cost) upon conviction of the same offense a 2nd or subsequent time within one year."

Section 9. **Severability.** The provisions of this ordinance shall be deemed severable and it is expressly declared that the Town Board would have passed the other provisions of this ordinance irrespective of whether one or more provisions of this ordinance or the application thereof 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 thereby.

Section 10. **Wisconsin Statutes Defined.** Wherever used in this ordinance the term "Wisconsin Statutes" shall mean the Wisconsin Statutes of 2000 with all subsequent amendments.

Section 11. **Effective Date: Clerk's Duty.**

(a) This ordinance shall take effect and be in force from and after passage, publication and posting as provided by law.

(b) The Clerk of the Town of Troy is directed to file a copy of this ordinance with the Department of Natural Resources, State Capital, Madison, Wisconsin.

(c) Adopted by the Town of Troy this 9th day of May 2001.

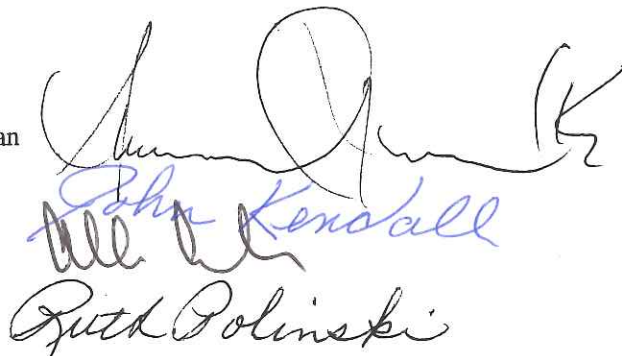
**TOWN BOARD OF THE
TOWN OF TROY**

Samual L. Murdock, Chairman

John Kendall, Supervisor

Allen Curler, Supervisor

Attest: Ruth Polinski, Clerk



The image shows four handwritten signatures in black ink. The first signature is for Samuel L. Murdock, the Chairman. The second is for John Kendall, a Supervisor. The third is for Allen Curler, another Supervisor. The fourth is for Ruth Polinski, the Clerk, who is attesting to the ordinance.