
TITLE 12

Parks and Navigable Waters

Chapter 1 Parks and Recreation

Title 12 › Chapter 1

Parks and Recreation

1211	Park and Range Regulations
1212	Operation of Remote or Radio—Controlled Airborne Toys or Devices Prohibited
1213	Turf Protection on Public Property
1214	Park Hours
1215	Reservation of Park Space, Park Shelters or Range
1216	Regulation of Boating; Slow-No-Wake Areas
1217	Regulation of Fishing Rafts on the Wolf River and Its Tributaries
1218	Regulation of Piers on the Wolf and Shioct Rivers

Sec. 12-1-1 Park and Range Regulations.

- (a) **Purpose and Definition.** In order to protect the parks, parkways, recreational facilities and conservancy areas within the Village of Shiocton from injury, damage or desecration, these regulations are enacted. The term "park" as hereinafter used in this Chapter shall include all grounds, structures and watercourses which are or may be located within any area dedicated to the public use as a park, parkway, recreation facility, play ground, swimming pool or conservancy area in the Village.
- (b) **Specific Regulations.**
- (1) **Littering Prohibited.** No person shall litter, dump or deposit any rubbish, refuse, earth or other material in any park.
 - (2) **Sound Devices.** No person shall operate or play any amplifying system that can be heard beyond the boundaries of the park unless specific authority is first obtained from the Village Board.
 - (3) **Bill Posting.** No person shall post, paste, fasten, paint or attach any placard, bill, notice, sign or advertising matter upon any structure, tree or other natural object in any park, except park regulations and other signs authorized by the Village Board.
 - (4) **Throwing Stones and Missiles Prohibited.** No person shall throw stones or other missiles in or into any park.
 - (5) **Removal of Park Equipment Prohibited.** No person shall remove benches, seats, tables or other park equipment from any park without authorization from the Village Board.

- (6) **Making of Fires.** No person shall start, tend or maintain a fire except in personal grills or designated fireplaces. Personal grills shall be used only in designated picnic areas. The use of personal grills is permitted provided lawns and vegetation are not endangered. Unburned fuel and ashes shall be disposed of in such a manner as to prevent fire or damage to any park property.
- (7) **Protection of Park Property.**
- a. No person shall kill, injure or disturb or attempt to injure or disturb waterfowl, birds or animals, wild or domestic, within any park, except as permitted by this Chapter. No person shall climb any tree or remove flowers or fruit, wild or cultivated, or break, cut down, trample upon, remove or in any manner injure, deface, write upon or ill use any tree, shrub, flower, flower bed, turf, soil, sand, fountain, ornament, building, structure, apparatus, bench, table, official notice, sign or other property within any park.
 - b. No person shall deface, by throwing stones, pebbles or other debris in any of the toilets, bubblers or other sanitary facilities located in any Village park; or to deface by drawing with crayon, chalk, paint, or anything else on any of the buildings or equipment at any Village park; or to deface the equipment by means of a sharp instrument.
- (8) **Motorized Vehicles.** Except for authorized maintenance vehicles, no person shall operate an unlicensed or licensed motorized vehicle outside of areas specifically designated as parking areas or areas where the operation of such vehicles is specifically permitted. Motor vehicles are restricted to the roads and drives and parking areas. No motor vehicles of any nature may be used on the seeded areas except vehicles which have Village Board authorization for shows, rides or exhibits and then only for the purpose of loading and unloading.
- (9) **Snowmobiles.** No person shall operate a snowmobile in a Village park except in designated areas. Snowmobiles shall only be operated on designated trails.
- (10) **Speed Limit.** No person shall operate any vehicle in a Village park in excess of fifteen (15) miles per hour unless otherwise posted.
- (11) **Glass Beverage Bottles in Parks Prohibited.** No individual shall possess or consume any beverage in a glass bottle or glass container in any Village park.
- (12) **Reckless Driving in Parks Prohibited.** No person shall operate a motor vehicle in a reckless manner in any of the public parks of the Village.
- (13) **Parking in Parks.** No person shall park any motor vehicle in any park in the Village except in a designated parking area.
- (14) **Horse and Carriages.** No person shall ride a horse or drive a horse-driven vehicle in any park, except on roads or designated-bridle paths, except when approval of the Village Board is first obtained. It shall be unlawful for any person to ride a horse or drive a horse-driven vehicle in a careless, negligent or reckless manner which may endanger the safety and well-being of others. Horseback riding shall be allowed only

during the daylight hours. No person shall ride a horse which cannot be held under such control that it may be easily turned or stopped. Horses shall not be left unbridled or unattended. Exceptions to this Subsection can be granted by the Village Board.

- (15) **Removing Tree Protectors.** No person shall remove any device for the protection of trees or shrubs.
 - (16) **Golfing and Sporting Activities.** No golfing or practicing golf in Village parks or recreation areas shall be allowed except with the use of a whiffle ball. All sporting activities must be held in areas so designated for that purpose.
 - (17) **Arrows.** No person shall use or shoot any bow and arrow in any Village park, except in authorized areas.
 - (18) **Fees and Charges.** The Village Board shall establish such fees as deemed necessary for use of any park facility, shelter or land area. It shall be unlawful to use such areas without payment of such fee or charge when required.
 - (19) **Firearms.** Possessing or discharging of any air gun, sling shot, explosive, firearm or weapon of any kind is prohibited in all Village parks, except at Village-approved ranges. All weapons must remain encased until the user is on the premises of the range.
 - (20) **Fish Cleaning.** Cleaning of fish in shelters, toilet facilities or picnic areas is prohibited in all Village parks.
 - (21) **Controlled Substances.** Possessing, using or dispensing of a controlled substance in violation of the Uniform Controlled Substances Act is prohibited in all Village parks.
 - (22) **Vendors Restricted.** No person shall sell, vend or give away any article of merchandise whatever, without a written permit from the Village Board.
 - (23) **Alcohol Beverages.** The consumption or possession of alcohol beverages in Village parks shall be as regulated by Section 11-4-1.
 - (24) **Camping.** No overnight camping shall be permitted in any park, except in Village-approved areas. Camping is limited to seventy-two (72) hours.
 - (25) **Village Park Restrictions.** No person shall permit his or her dog which he or she shall be keeping or harboring to enter or be present in any Village park of the Village of Shiocton.
 - (26) **No Pets Allowed in Village Park.** It shall be unlawful for any person to permit pets of any kind to enter or be in a Village park.
- (c) **Rifle Range Regulations.**
- (1) **Weapons.** All weapons shall be unloaded and cased when not on the firing line.
 - (2) **Shooting.** All weapons shall be pointed and fired down range when on the firing line.
 - (3) **Metal/Glass.** No shooting at metal or glass targets is permitted unless approved by the Village Board.

- (4) **Hours of Operation.** The range shall be open at the same hours as the Village Park, unless otherwise approved by the Village Board. The range may be closed without notice for maintenance or other events.
- (5) **Cleanup.** Parties who use the range are responsible to clean up the targets and brass.
- (6) **Alcohol.** No alcohol shall be permitted on the range at any time.
- (7) **Age.** All persons under the age of sixteen (16) using the range shall be accompanied by an adult age eighteen (18) or over.

Cross-Reference: Section 11-4-1.

Sec. 12-1-2 Operation of Remote or Radio—Controlled Airborne Toys or Devices Prohibited.

It shall be unlawful for any person to fly, operate or make use of any airborne remote or radio-controlled model airplane, helicopter, vehicle or any other such device in, over or upon any street, park or other public or private property except in areas specifically designated and posted for such purpose and with the consent of the property owner or lessee of the property.

Sec. 12-1-3 Turf Protection on Public Property.

Except as authorized by the Chief of Police or Village Board, no person shall dig into the turf of any Village-owned park or recreational property for any purposes whatsoever or remove any trees or flowers. Absent authorization by the Chief of Police or Village Board, the use of metal detectors and digging for buried objects on Village parks or recreational property.

Sec. 12-1-4 Park Hours.

- (a) **Shiocton Lake Park Hours Established.** —The Shiocton Lake Park, including the swimming pool and rifle range, shall be closed from dusk to 7:00 a.m., except for the purpose of maintenance. The swimming pool shall be open only when there is a certified life guard on duty. The rifle range hours can be extended with advance permission of the Chief of Police. Lake Park hours may be extended by permission of the Village Board.
- (b) **Exceptions for Organized Activities.** Subsection (a) shall not apply to any persons participating in or any organized activity in a Village park and for which activity a permit was issued by the Village Board. This exception shall apply during the time such activity is in progress at a Village park and for thirty (30) minutes after the termination of such activity.

FOR WHICH THEY WILL REIMBURSE VAN STRATEN AND THE ELECTRICITY WOULD BE CHARGED TO THE PROPERTY OWNER. TRUSTEE BUNNELL STATED THAT DARBOY HAS THIS TYPE OF LIGHTING AND THAT IT LOOKS NICE. ALL WIRING WILL BE UNDERGROUND AND THEY WILL BE OF THE "DUSK TO DAWN" TYPE. **M/S/P BY BROVNVSON/BUNNELL TO ALLOW RODNEY VAN STRATEN TO USE DECORATIVE LIGHTING IN HIS SUB-DIVISION WITH THE UNDERSTANDING THAT WE WILL PUT UP REGULAR STREET LIGHTS AT THE INTERSECTIONS IF NEEDED.**

#7 PAUL HERMES - COMMERCIAL INSPECTION FEES

PAUL DID NOT ATTEND. NO DISCUSSION ON THIS SUBJECT.

#8 GLEN BUNNELL - VILLAGE WEB SITE

GLEN WAS UNABLE TO ATTEND THE MEETING, HOWEVER HE HAD SPOKEN WITH TRUSTEE ELLIOTT REGARDING THE WEB SITE. ELLIOTT SUGGESTED AN AD HOC COMMITTEE BE FORMED TO MEET WITH BUNNELL. HE IS WILLING TO SHOW TAMMY AND/OR BETTY HOW TO UPDATE THE WEB SITE. BILL SHOGREN STATED THAT HE HAS BEEN WORKING WITH THE GREATER OUTAGAMIE COUNTY ECONOMIC DEVELOPMENT CORPORATION WHO HAS DEVELOPED A WEB SITE. HE SUGGESTED THAT THE VILLAGE MAY BE ABLE TO AVAIL THEMSELVES OF THEIR ASSISTANCE. ELLIOTT STATED THAT HE THOUGHT THAT THEY WERE TRYING TO GO TO SOMETHING MORE BUSINESS ORIENTED. EUGENE BUNNELL, JUDY SHAFEL, TIM ELLIOTT, BETTY BUNNELL, AND TAMMY FREE WILL WORK WITH GLEN BUNNELL ON THE AD HOC COMMITTEE

#9 AMEND PARKS AND RECREATION SECTION 12-1-4 PARK HOURS

THE ESTABLISHED HOURS STATE THAT THE PARK SHALL BE CLOSED "FROM DUSK TO 7:00 A.M." THE TERM DUSK IS TOO VAGUE AND VARIABLE. **M/S/P BY VERHAGEN/BROWNSON TO CHANGE THE PARK HOURS TO 10:00 P.M. TO 7:00 A.M.** PERSONS DESIRING LATER HOURS FOR SPECIAL EVENTS MAY COME BEFORE THE BOARD FOR AN EXTENSION OF CLOSING TIME. THE SIGN AT THE PARK WILL BE UPDATED.

#10 AMEND SECTION 10-1-45 TO PROHIBIT USE OF COMPRESSION BRAKES

M/S/P BY ELLIOTT/COLWITZ TO AMEND VILLAGE ORDINANCE SECTION 10-1-45 TO PROHIBIT USE OF COMPRESSION BRAKES EXCEPT IN CASE OF EXTREME EMERGENCY WHERE LOSS OF LIFE, PERSONAL INJURY OR PROPERTY DAMAGE WOULD RESULT WITHOUT THE USE OF SUCH BRAKES.

THE VILLAGE CREW IS TO OBTAIN THE APPROPRIATE SIGNS AND ERECT THEM AT THE MUNICIPAL BOUNDARY ON STH 54, 76 AND CTH 187.

#11 AMEND SECTION 7-2-6 REQUIRING APPLICANTS TO SUBMIT TO A PHOTOGRAPH TO BE TAKEN BY THE VILLAGE CLERK OR VILLAGE POLICE DEPARTMENT

M/S/P BY ELLIOTT/BROWNSON TO AMEND ORDINANCE SECTION 7-2-6 REQUIRING AN APPLICANT FOR A LICENSE TO SUBMIT TO A PHOTOGRAPH TO BE TAKEN BY THE VILLAGE CLERK AND/OR POLICE DEPARTMENT PERSONNEL. THIS PHOTOGRAPH SHALL BE RETAINED BY THE CLERK DURING THE TERM OF ANY LICENSE GRANTED.

#12 DISCUSSION OF URBAN FORESTER APPOINTMENT

THE CLERK EXPLAINED THAT TITLE 6, CHAPTER 4 - TREES AND SHRUBS STATES THAT A VILLAGE FORESTER SHALL ANNUALLY BE APPOINTED BY THE VILLAGE PRESIDENT, SUBJECT TO BOARD CONFIRMATION. THIS PERSON MAY BE A MUNICIPAL EMPLOYEE OR

Sec. 12-1-5 Reservation of Park Space, Park Shelters or Range.

- (a) **Policy on Reservation.** The Village-owned park and park facilities and shelter areas are primarily for the nonexclusive use of the residents and visitors of the Village. However, under proper circumstances, exclusive use of parts thereof may be permitted. This Section is intended to regulate exclusive use of municipally-owned parks, park facilities, park shelters or parts thereof, in the Village of Shiocton to the end that the general welfare of the Village is protected.
- (b) **Reservation of Shelter/Range.** A person or group, firm organization, partnership or corporation may reserve the use of the range or a park shelter by written application filed with the Village Clerk-Treasurer for a permit for exclusive use of the same. The Village Clerk-Treasurer shall issue permits for exclusive use of the range or park shelter, while the Village Board shall issue permits for the exclusive use of an entire Village park. All reservations shall be made on application forms in the office of the Village Clerk-Treasurer and shall be on a first-come, first-served basis, provided however, that any Village-based church or civic group may make reservations for dates used by it in past years on a continuing basis, at any time. Reservation of a designated area shall give the party to whom reserved the right to use such area to the exclusion of others for and during the period of reservation. Areas not reserved shall be open to use by all.
- (c) **Deposit.** The Village shall require a deposit to ensure cleanup of the shelter, range or reserved park area.
- (d) **Reasons for Denial.** Applicants under this Section may be denied for any of the following reasons:
- (1) If it is for a use which would involve a violation of Federal or State law or any provision of this Code.
 - (2) If the granting of the permit would conflict with another permit already granted or for which application is already pending.
 - (3) If the application does not contain the information required by Subsection (c) above.
 - (4) The application is made less than the required days in advance of the scheduled exclusive use.
 - (5) If it is for a use of the park or park facility at a date and time when, in addition to the proposed use, anticipated nonexclusive use by others of the park or park facility is expected and would be seriously adversely affected.
 - (6) If the law enforcement requirements of the exclusive use will require so large a number of persons as to prevent adequate law enforcement to the park, park facility or shelter area involved or of the rest of the Village.
 - (7) The exclusive use will reasonably create a substantial risk of injury to persons or damage to property.
 - (8) The exclusive use is so poorly organized that participants are likely to engage in aggressive or destructive activity.

- (e) **Indemnification.** Prior to granting any permit for exclusive use of the park, the Village may require the permittee to file evidence of good and sufficient sureties, insurance in force or other evidence of adequate financial responsibility, running to the Village and such other third parties as may be injured or damaged, in an amount depending upon the likelihood of injury or damage as a direct and proximate result of the exclusive use sufficient to indemnify the Village and such third parties as may be injured or damaged thereby, caused by the permittee, its agents or participants.
- (f) **Permit Not Required For Village Activity.** A permit is not required for exclusive use of the park or a park facility for a Village activity sponsored by the Village of Shiocton.
- (g) **Permit Revocation.** The Village Board, Village President, or Chief of Police may revoke a permit already issued if it is deemed that such action is justified by an actual or potential emergency due to weather, fire, riot, other catastrophe or likelihood of a breach of the peace or by a major change in the conditions forming the basis of the issuance of the permit.
- (h) **Form of Permit.** Each permit shall be in a form prescribed by the Park Board and shall designate the park, park facility or shelter area involved, date, hours of the exclusive use, purpose of the exclusive use and the name of the person, group, firm, organization, partnership or corporation to which the permit is issued.
- (i) **Class B Fermented Malt Beverage Licenses.** When fermented malt beverages are sold at any event authorized by this Section, a valid Fermented Malt Beverage license shall be obtained and the provisions of Sections 7-2-11 and 11-4-1 shall be fully complied with. Said license must be held by the person who filed the original license and shall be presented to any law enforcement officer upon request.
- (j) **Care of Facilities.** Persons reserving Village facilities shall be completely responsible for cleaning up the facilities after the event to the satisfaction of Village officials. All reserved areas shall be left in a clean condition, with refuse placed in containers provided for such purpose. Any organization or corporation reserving any area in a Village park shall agree to assume full responsibility for all damage to Village property by any invitee of said organization or corporation and shall make full payment therefore upon billing by the Village Clerk-Treasurer. Failure to do so shall deny future use of park facilities until such payment be made, in addition to any other remedy which the Village may have.

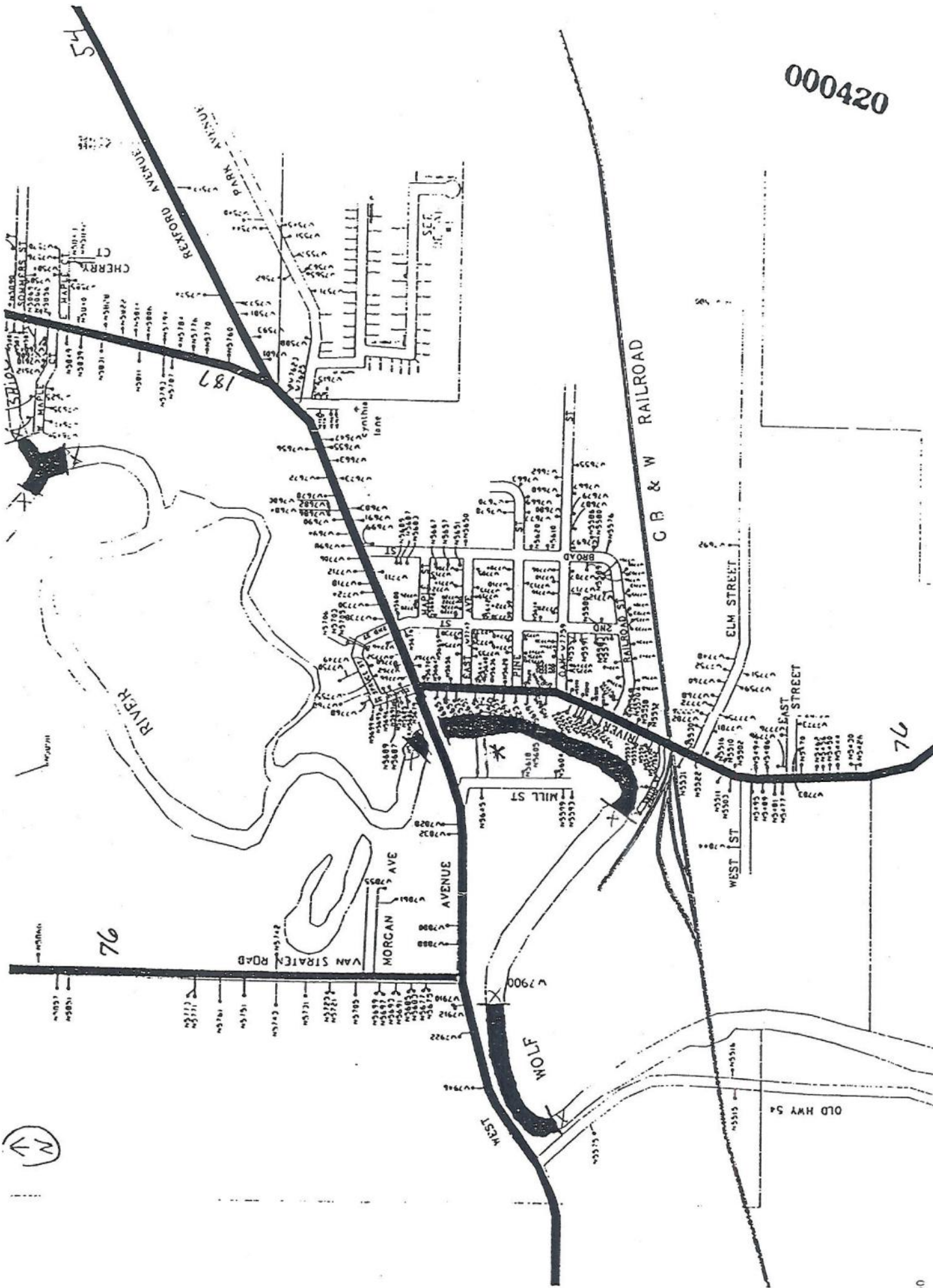
Cross-Reference: Sections 7-2-11 and 11-4-1.

Sec. 12-1-6 Regulation of Boating; No-Wake Areas.

(a) Applicability and Enforcement.

- (1) The provisions of this Section shall apply to the waters of the Wolf and the Shiocton Rivers.
- (2) This Section shall be enforced by the Village of Shiocton Police Department.

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* Boat Ramp - No water in mill the place here

- (b) **Intent.** The intent of this Section 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.
- (c) **State Boating and Safety Laws Adopted.** State boating laws as found in Secs. 30.50 to 30.71, Wis. Stats., are adopted and incorporated herein by reference.
- (d) **Definitions.** "Slow-No-Wake" means that speed at which a boat moves as slowly as possible while still maintaining steerage control.
- (e) **Controlled Area.** No person shall operate a boat, water craft or any other marine recreational vehicle faster than "Slow-No-Wake" in the waters in Sections A, B, C of the Wolf River, and Section D of the Shioc River, described below and as depicted on the map on file with the Clerk-Treasurer and incorporated herein by reference, when regulatory markers are in place. Regulatory markers will be placed indicating the Slow-No-Wake areas as follows:
 - (1) **Section A.** Beginning at the utility pole at the head of bamboo bend, north to the handicapped fishing and observation deck.
 - (2) **Section B.** Beginning fifty feet (50') south of the bend at the lumber yard, north to fifty feet (50') past the Highway 54 bridge.
 - (3) **Section C.** Beginning one hundred feet (100') south of the Shioc River, north to one hundred feet (100') north of the Shioc River.
 - (4) **Section D.** From the mouth of the Shioc River, north two hundred feet (200').
- (f) **Posting Requirements.** The Village of Shiocton shall place and maintain a copy of this Section at all public access points within the jurisdiction of the Village.
- (g) **Penalties.** Wisconsin state boating penalties as found in Sec. 30.80, Wis. Stats., are adopted by reference.
- (h) **Severability.** The provisions of this Section shall be deemed severable and it is expressly declared that the Village Board would have passed the other provisions of this Section irrespective of whether or not one or more provisions may be declared invalid. If any provision of this Section or the application to any person or circumstances is held invalid, the remainder of the Section and the application of such provisions to other persons or circumstances shall not be affected.

Sec. 12-1-7 Regulation of Fishing Rafts on the Wolf River and Its Tributaries.

- (a) **Statutory Authorization.** This Section is adopted pursuant to authorization in Secs. 30.126 and 30.77, Wis. Stats.
- (b) **Findings of Fact.** Historically, fishing rafts have been used on the Wolf River and its tributaries from the Shawano dam downstream to Lake Poygan. Typically, most rafts are used during spring fish spawning runs. The number and condition of rafts has caused

12-1-7

conflicts with other river users and has resulted in other problems on the Wolf River. The need to regulate fishing rafts is hereby recognized by the Village of Shiocton.

(c) **Purpose.** The purpose of this Section is to:

- (1) Establish certain restrictions on the placement and use of fishing rafts.
- (2) Provide for annual registration of fishing rafts.
- (3) Establish certain construction and maintenance standards for fishing rafts.

(d) **Definitions.** As used in this Section:

- (1) **Fishing Raft.** Any raft, float, or structure, including a raft or float with a superstructure and including a structure located or extending below the ordinary high water mark of a water, which is designed to be used or is normally used for fishing, which is not normally used as a means of transportation on water, and which is normally retained in place by means of permanent or semi-permanent attachment to the shore or to the bed of the waterway. Fishing rafts do not include boathouses, fixed houseboats, wharfs and piers.
- (2) **Flotation Device.** Any device used to provide flotation for a fishing raft, including each individual barrel or styrofoam coffin.
- (3) **Riparian.** The owner of the shorelands adjacent to the Wolf River or its tributaries.
- (4) **Municipality.** Any city, village, or town which adjoins or includes any part of the Wolf River or its stream tributaries from the Shawano Dam downstream to Lake Poygan.
- (5) **Ordinary Highwater Mark.** The point on the bank or shore up to which the presence and action of surface water is so continuous as to leave distinctive mark, such as by erosion, destruction or prevention of terrestrial vegetation, predominance of aquatic vegetation or other easily recognized characteristics.

(e) **Restrictions on Fishing Rafts.** Fishing rafts may not:

- (1) Obstruct navigation or interfere with public rights;
- (2) Be located in the channel of a waterway;
- (3) Block more than twenty-five percent (25%) of the width of the waterway, singularly, or in combination with other fishing rafts;
- (4) Be located within ten (10) feet of another fishing raft;
- (5) Be placed in the waterway except by a riparian property owner next to their own land or except by written permission of the riparian property owner;
- (6) Be placed into the river or below (waterward) of the ordinary high water mark prior to March 1st of any year and must be removed from the river and placed above (landward) of the ordinary high water mark by October 31st of each year.
- (7) Be stored above (landward) of the ordinary high water mark of the river, for an entire calendar year without the proper variance granted by the Town Board of the Village of Shiocton.
- (8) Be equipped with toilets unless those toilets comply with rules of the Wisconsin Department of Commerce (COMM Ch. 86, Wis. Adm. Code, or the most current revision).

- (9) Be abandoned.
 - (10) Be placed into the water with improper flotation devices.
 - (11) Be improperly maintained [Sec. 30.126(5)(j), Wis. Stats.].
 - (12) Be used as a fishing raft unless registered as such.
 - (13) Exceed five hundred twelve (512) square feet with no maximum dimension being longer than thirty-two (32) feet. Rafts registered prior to January 1, 2001 shall be deemed to be in compliance with this provision.
 - (14) Have a maximum height from the deck to the peak of the roofline greater than eleven (11) feet. Rafts registered prior to January 1, 2001 shall be deemed to be in compliance with this provision.
- (f) **Storage; Minimum Placement Time; Variances.** Fishing rafts shall:
- (1) Be stored completely above (landward) the ordinary high water mark, during a period from on or before October 31st to March 1st.
 - (2) Be placed into the waterway, located or extending beyond or below (waterward) the ordinary high water mark, for a period of not less than fourteen (14) continuous days and nights. Any raft that is not placed into the waterway for this period, during a calendar year, shall be deemed in violation of this Section and shall be deemed an illegal structure and is then subject to all applicable zoning regulations. The Village Board of the Village of Shiocton may grant, upon request, a variance for extenuating circumstances, such as low water, allowing a fishing raft to remain out of the waterway, above (landward) the ordinary high water mark, for the entire calendar year. This variance is at the sole discretion of the Board and may only be approved by a majority vote. Persons seeking this type of variance should apply, in writing, to the Village Board for the Village of Shiocton.
- (g) **Fishing Raft Registration and Transfer.**
- (1) Any person mooring, placing, or maintaining a fishing raft on the Wolf River and its tributaries within the Village of Shiocton shall register each fishing raft annually with the municipality in which the fishing raft will be most frequently moored.
 - (2) All registration shall expire on December 31st of each year.
 - (3) Any person who acquires an interest in an existing raft shall submit an application within fifteen (15) days to transfer the registration number.
- (h) **Application for Registration.** An application for new, renewal, or transfer of fishing raft registration shall contain:
- (1) The owner's name(s).
 - (2) The owner's address and telephone number.
 - (3) The name of the municipality in which the raft is or will be most frequently used.
 - (4) The registration number and expiration date, if the raft was previously registered.
 - (5) Type of application (new, transfer, or renewal).
 - (6) Proof that the applicant is the riparian owner of property adjacent to the rafts mooring location or has written permission of the riparian owner.

12-1-7**(i) Fees.**

- (1) The annual registration fee is Five Dollars (\$5.00) and shall accompany each application for new or renewal of ownership registration.
- (2) A fee is not required for transfer of ownership if a valid registration exists for the fishing raft.
- (3) The Village of Shiocton will use the fee to administer and enforce the fishing raft registration system and fishing raft restrictions.
- (4) In addition to the registration fee, the Village of Shiocton will assess a fee of Fifteen Dollars (\$15.00) for an annual inspection of each registered raft. This fee will be paid at the time of registration. The amount of this fee is at the sole discretion of the Village Board and may be adjusted by a formal action of the Village Board. The raft official will perform this inspection(s) at any time during a period from March 1st through October 31st. The raft official must document any improper or unsafe conditions to both the raft owner and the Village Board.

(j) Registration Certificate. The Village of Shiocton will issue a Certificate of Registration for each raft registered. Under no circumstances will a Certificate of Registration be issued to an applicant if their raft does not meet the state, county or Town's definition for a fishing raft. Nor will a certificate be issued to any applicant whose raft is found in any violation of any state, county, or Town law, statute or ordinance until the municipality/authority in question deems that the raft is now in compliance. The certificate of registration will contain:

- (1) Fishing raft number.
- (2) Expiration date.
- (3) Name of municipality.
- (4) Owner's name(s).
- (5) Owner's address.

(k) Notify Department of Natural Resources.

- (1) The Village of Shiocton shall transmit a complete list of all registered fishing rafts and their owner's names to the Department of Natural Resources on or before April 1 of each year.
- (2) The list shall be mailed to:

Water Management Coordinator
Wisconsin Department of Natural Resources
Box 10448
Green Bay, Wisconsin 54307

(1) Display of Fishing Raft Registration Number.

- (1) The assigned registration number shall be firmly affixed or painted to the river facing side of each fishing raft.

- (2) The assigned registration number shall be firmly affixed or painted to at least one (1) location on each flotation device.
 - (3) Each registration number shall read from left to right, contrast with the background and shall be in block letters and numbers not less than three (3) inches high. Each shall be clearly visible and legible.
- (m) **Construction and Maintenance of Fishing Rafts and Flotation Devices.** Fishing rafts shall be maintained by their owner(s) in sound condition according to the following standards:
- (1) Rafts shall be aesthetically pleasing.
 - (2) If the raft has railings, railings shall be firmly attached to the raft. Loose railings shall be repaired or removed.
 - (3) Toilets, if installed, shall be maintained to comply with Ch. COMM 86, Wis. Adm. Code, as if the toilet were on a boat.
 - (4) The fishing raft shall be firmly anchored or attached to the bed or bank of the waterway to ensure that the fishing raft will not break loose.
 - (5) All cables, anchors, spud poles, or similar devices which anchor or attach the fishing raft to the bed or bank of the waterway shall be removed from the waterway when the raft is removed.
 - (6) Each fishing raft shall be marked with lights, reflecting tape, or reflectors placed in a conspicuous location to make the fishing raft clearly visible at night.
- (n) **Maintenance of Flotation Devices.**
- (1) All flotation devices shall be airtight or sealed.
 - (2) All flotation devices shall be clean and shall not contain any chemicals, oil, grease, or other residue.
 - (3) Containers that contained a toxic or hazardous material as defined in NR 605.04, Wis. Adm. Code, shall not be used as a flotation device.
 - (4) Metal flotation devices shall be free of rust and painted or coated to prevent rusting.
 - (5) Leaking or deteriorated flotation devices shall be immediately removed from the fishing raft and replaced.
 - (6) Any flotation device which becomes detached from the fishing raft shall be retrieved and removed from the waterway by the raft owner.
- (o) **Enforcement.**
- (1) The Village of Shiocton may order the owner of a fishing raft to remove the fishing raft from the waterway if provisions of this Section or Sec. 30.126(5), Wis. Stats., are not being complied with.
 - (2) If a person fails to comply with an order to remove issued under Subsection (o)(1) above, or if the Village of Shiocton is unable to determine the owner of a fishing raft, the Village of Shiocton may remove and dispose of the fishing raft.
 - (3) The owner or person responsible for the fishing raft shall reimburse the Village of Shiocton for any costs associated with removal and disposal of the fishing raft.

12-1-7

- (p) **Penalty.** A person who violates any provisions of this Section or any order issued under this Section shall forfeit not less than Ten Dollars (\$10.00) nor more than Two Hundred Fifty Dollars (\$250.00) for each offense. Each day of violation constitutes a separate offense.

Sec. 12-1-8 Regulation of Piers on the Wolf and Shioc Rivers.

- (a) **Permit Requirement.** No pier shall be constructed or maintained on the Wolf or Shioc Rivers or any waters flowing into said rivers within the corporate limits of the Village of Shiocton without a permit from the Village.
- (b) **Permit Issuance.**
- (1) All pier permits shall be issued by the Village of Shiocton Clerk-Treasurer.
 - (2) The Clerk-Treasurer, prior to issuing said permit, shall determine, to his/her satisfaction that said pier will be constructed and maintained in such a manner so as not to create hazardous conditions for those using the pier and so as not to extend into the waters set forth above to such an extent that it would constitute a hazard to river traffic.
- (c) **Fees.** The fee for each permit issued shall be Twenty Dollars (\$20.00) for each calendar year, with all permits expiring December 31 of each year.
- (d) **Posting of Permits.** Each permittee shall place and maintain the issued permit on the pier described in this Section, with the number of said permit clearly inscribed on said permit.
- (e) **Removal.** All piers as described in this Section shall be removed from or along the Wolf or Shioc Rivers and other waters flowing into said rivers before November 1 of each year, or at a later date if so extended by the Village Board of the Village of Shiocton, and shall be stored in such a manner that is satisfactory to the Village Board of the Village of Shiocton.
- (f) **Rules and Regulations.** The Village Board shall, from time to time, adopt rules and regulations governing pier removal and storage. The Village Clerk-Treasurer shall give public notice when any rule or regulation is to be considered for adoption by the Village Board.
- (g) **Enforcement of Rules and Regulations.** The Village Police Department shall enforce all such rules and regulations as are adopted by the Village Board of the Village of Shiocton, and the provisions of this Section.

**VILLAGE OF SHIOCTON
ORDINANCE NO. 12-1-9
PUBLIC FISHING PIER RESTRICTIONS**

The Village of Shiocton, by its Board of Trustees, does hereby ordain and enact the following ordinance:

Sec. 12.19 Public Fishing Pier Restrictions

- (a) No apparatus, equipment or device of any nature shall be attached to a designated Public fishing pier. This restriction shall apply whether or not the owner of the Apparatus, equipment or device is on the pier fishing. As an example, no bank Poles may be attached to any public fishing piers.
- (b) When a person leaves a public fishing pier, (s)he shall remove all of their personal property from them. Any personal property left unattended on a public fishing pier shall be considered abandoned and may be confiscated by any Village of Shiocton employee or official.
- (c) The following piers are designated as public fishing piers which are subject to the Restrictions set herein:
 - 1) The two piers located off the parking lot located at N5605 River St.
 - 2) The one pier at the east end of Bamboo Bend

The Village Board may by subsequent resolution designate additional public fishing piers which are subject to these restrictions.

This ordinance shall become effective upon the passage and posting of this ordinance.

Dated this 13th day of _____, 2009

f—e (A j-ka _____
Village Prudent

aik.A;s4, _____
ge Clerk

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