

TOWN OF SCOTT
Burnett County, Wisconsin
Boat Launch Rules and Regulations
Ordinance O2017-01

State of Wisconsin)
Town of Scott)
Burnett County)

SECTION I – TITLE AND PURPOSE

This Ordinance shall be known and cited as the Town of Scott Boat Launch Rules and Regulations Ordinance in ordinary and customary usage. The purpose of this ordinance is to adopt rules and regulations for the use by the general public and the maintenance of all boat launches owned and operated by the Town of Scott and for the governance thereof within the Town of Scott, and to provide penalties for the violation thereof.

SECTION II – DEFINITIONS

The following words as used in this Ordinance shall be defined as provided herein. All other words and phrases shall be defined as they are in the ordinary and customary usage.

1. Motor Vehicles: Any and all kinds or types of motor driven or motor propelled automobiles, trucks, motorcycles, motor scooters, mopeds, snowmobiles, and any kind or type of off-road or all-terrain vehicle.
2. Litter: Any offal or refuse including, but not limited to, paper, cans, bottles, and animal feces.
3. Pets: Dogs, cats, horses, or any other domesticated animal or any other animal under the custody or control of a person.
4. Watercraft: Any and all kinds or types of flotation vessels designated for use on the water whether or not motorized including, but not limited to, boats, canoes, kayaks, jet skis, skidoos, pedal craft, pontoon boats, rafts, inflatable craft, tubes, or wind propelled surfboards.
5. Launch Facility Area: The geographic area owned and operated by the Town for the purposes of launching and recovering watercraft.
6. Power Launching / Recovery: Watercraft driven onto or off of trailers by the watercraft's propulsion system. This means that launched vessels must be floated and the trailer then pulled out from beneath; and that recovered vessels must be floated onto or pulled onto the trailer by a winch or other mechanism.

SECTION II – PROHIBITED CONDUCT

No person, firm, or corporation shall engage in any of the following conduct in a Town Launch Facility area:

1. Occupy or use any portion of a Town Launch Facility area for purposes of partying or camping.
2. Utilize the Town Launch Facility docks for any swimming or diving activities.
3. Fish, hunt, or trap any fish, animals, or birds within any portion of a Town Launch Facility area.
4. Possess any type of firework(s), or explosives within any portion of a Town Launch Facility area.
5. Use, park, or operate any motor vehicle outside of the traveled portion of the roadway or designated parking areas, or in any manner contrary to posted traffic controls within the Town Launch Facility area.
6. Spin or cause to spin, the tires of any motor vehicle(s) in such a manner that damage is caused to the roadway or parking area, or any ground within the Town Launch Facility area.
7. Allow a pet to run loose at any time within any portion of a Town Launch Facility area. For the purpose of this Ordinance, “allow a pet to run loose” shall mean that the pet is neither on a leash held by, nor otherwise under the immediate control of, the person in custody of the pet.
8. Damage, destroy, deface, or remove any tree, shrub, plant, building, fence, sign, table, bench, marker or any other equipment or structure within a Town Launch Facility area, unless necessary for the maintenance of the area as determined by the Town Board.
9. Light or maintain a fire within a Town Launch Facility area except as is necessary for the maintenance of the park or recreation area as determined by the Town Board.
10. Suffer or cause any litter to remain in a Town Launch Facility area including; but not limited to, any fecal matter generated by the pet(s) or animal(s) under the control of any person within the Town Launch Facility area.
11. Engage in the cleaning or gutting of any animal or fish within a Town Launch Facility area; or the disposal of the waste generated therefrom.
12. Leave unattended any launched or moored watercraft at any time.
13. Engage in the practice of power launching or power recovery of any watercraft.

SECTION II – VIOLATIONS

Any person, firm, or corporation who violates the provisions of this Ordinance shall be responsible for a municipal civil infraction. The sanction of a violation of this Ordinance shall include the following:

1. Civil fine of not less than fifty dollars (\$50.00), plus costs and other sanctions.
2. Increased civil fines may be imposed for repeated violations of this Ordinance by a person, firm, or corporation. A “repeat violation” of this Ordinance is a second or subsequent violation of this Ordinance committed by a person, firm, or corporation within six months of a prior violation of this Ordinance; and or which the person, firm, or corporation admits responsibility or is determined to be responsible.
3. The sanction for a violation of this Ordinance which is a first repeat violation shall be a civil fine of not less than two hundred fifty dollars (\$250.00), plus costs and other sanctions.
4. The sanction for a violation of this Ordinance which is a second or subsequent repeat violation shall be a civil fine of not less than five hundred dollars (\$500.00), plus costs and other sanctions.

Any law enforcement officer of the Burnett County Sheriff Department or Wisconsin Game Warden are authorized to issue municipal civil infractions citations for violations of this Ordinance. The service of citations or municipal civil infractions under this Ordinance may be served by personal delivery, by first class mail, or by affixing the citation to the vehicle, boat, trailer, or any other piece of equipment or item parked or left unattended in violation of this Ordinance.

In addition to the sanctions provided in this Ordinance for violation of its provisions, any person who is determined to be responsible for a municipal civil infraction because of any damage that he or she has caused to a Town Launch Facility area shall reimburse the Town for the amount of damages suffered by the Town to repair the damage for which the person is responsible, as determined by the court. If a person is responsible for an act of vandalism, that person shall reimburse the Town for up to three (3) times the amount of damages, as determined by the court.

SECTION II – REPEALER

This Ordinance shall have no effect upon the scope of any Ordinance, to the extent that such other Ordinances do not conflict herewith.

SECTION III – SEVERABILITY

Should any court declare any provision or section of this Ordinance unconstitutional or invalid, then such decision shall affect only the section or provision so passed upon, and shall not affect any other section or provision of this Ordinance.

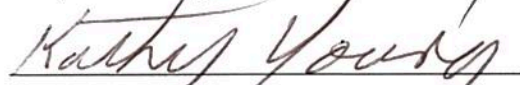
SECTION IV – EFFECTIVE DATE

This Ordinance shall take effect immediately after its publication as required under s. 60.80, Wis. Statutes.

Adopted this 29th day of March, 2017.




Gary Lundberg, Chairman



Kathy Young, Supervisor



Susan Braun, Supervisor



Attest: Karen Wiggins, Clerk