

**TOWN OF SEVASTOPOL
ORDINANCE NO. 2007-04**

**A SOLE ORDINANCE TO REGULATE BOATING UPON THE WATERS OF CLARK
LAKE AND PRESCRIBING PENALTIES FOR VIOLATION THEREOF**

The Town Board of the Town of Sevastopol , Door County, Wisconsin, does ordain as follows:

Section 1- Applicability and Enforcement

- A. The provisions of this Ordinance shall apply to the waters of Clark Lake.
- B. The Town shall be responsible for the placement and removal of regulatory markers in the lake.
- C. This Ordinance shall be enforced by officers of the Town of Sevastopol, County of Door and the State of Wisconsin.

Section 2 – Intent

The intent of this Ordinance is to protect the ecology of the East Bay of Clark Lake by installation of regulatory markers, marked SLOW-NO-WAKE. The markers will delineate two areas of bulrushes and associated Sensitive Areas now being damaged and destroyed by powered watercraft. The objective of this protective program under the Ordinance is to reduce the disturbance to the areas by powered watercraft to enable the bulrush population and other natural aquatic vegetation to become reestablished under natural conditions. An appended Condition Report provides additional descriptive information.

Section 3 - State Boating and Safety Laws Adopted

State boating laws as found in Sections 30.50 to 30.71, Wis. Stats., are adopted by reference.

Section 4 - Definitions

"Slow-No-Wake" means that speed at which a watercraft moves as slowly as possible while still maintaining steerage control.

Section 5 - Controlled Area

No person shall operate a watercraft faster than "slow-no-wake" in two areas of the waters of East Bay, Clark Lake as set forth on the attached map. The two areas shall be bounded by regulatory markers which shall be positioned as shown on the map of East Bay, Clark Lake, a copy of which is attached hereto as Exhibit "A" and incorporated herein. The regulatory markers will be installed with the aid of a GPS monitor so as to return them to the same location each year.

Section 6 – Posting Requirements

The Town of Sevastopol shall place and maintain a synopsis of this Ordinance at all public access points within the jurisdiction of the Town pursuant to the requirements of NR 5.15, Wisconsin DNR Administrative Code.

Section 7 - Penalties

Wisconsin state boating penalties, as found in Section 30.80, Wis. Stats., and deposits as established in the Uniform Deposit and Bail Schedule by the Wisconsin Judicial Conference, are

hereby adopted by reference and all references to fines amended to forfeitures and all references to imprisonment deleted.

Section 8 - 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 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 not be affected.

Section 9 - Effective Date

This Ordinance shall take effect upon passage and the day following its publication.

Adopted this 21st day of January, 2008.

TOWN OF SEVASTOPOL

Submitted by:

Leo W. Zipperer, Town Chairman

| Board Members | Aye | Nay | Exc. |
|----------------|-----|-----|------|
| Tom Girman | x | | |
| John Staveness | x | | |
| Chuck Tice | x | | |
| Dan Woelfel | x | | |
| Leo Zipperer | x | | |

Certification:

I, Linda Wait, Clerk of the Town of Sebastopol, hereby certify that the above is a true and correct copy of an Ordinance that was adopted on the 21st day of January 2008, by the Town Board of Supervisors.

Linda Wait, Clerk
Town of Sebastopol