

ORDINANCE NO. 2016-01

AN ORDINANCE TO PROHIBIT
ANCHORING
IN THE VICINITY OF PEBBLE BEACH

WHEREAS, the Town of LaGrange has jurisdiction over Lauderdale Lakes, as it constitutes 50 percent of the towns, villages and cities having jurisdiction over Lauderdale Lakes, and at least 60 percent of the footage of shoreline of the Lauderdale Lakes chain of lakes, including Green Lake, Middle Lake, Mill Lake, and Don Jean Bay, are located within the boundaries of the Town of LaGrange; and

WHEREAS, pursuant to Wisconsin Statutes Section 30.77(3)(d), the Town Clerk has submitted this ordinance to the Department of Natural Resources for review at least 60 days prior to the Town of LaGrange taking final action in the matter; and

WHEREAS, pursuant to Section 30.772(3)(c) of the Wisconsin Statutes, these regulations have been submitted to the Department of Natural Resources at least 30 days before the vote to adopt the regulations and the Department of Natural Resources has provided its written approval of each regulation that is hereby established; and

WHEREAS, mooring boats within the Pebble Beach area of Green Lake, within the Lauderdale Lakes chain of lakes, can create a hazard for boat traffic safety; and

WHEREAS, the Town Board of the Town of LaGrange, Walworth County, Wisconsin, hereby finds that the following regulations are necessary and appropriate in the interests of public health, safety or welfare, including the public's interest in preserving the State's natural resources.

NOW, THEREFORE, the Town Board of the Town of LaGrange, Walworth County, Wisconsin, DO HEREBY ORDAIN AS FOLLOWS:

SECTION 1: Mooring Prohibited Near Pebble Beach.

A. For purposes of this section, "mooring" shall have the meaning as defined in Wisconsin Statutes Section 30.01(3e).

B. Mooring is prohibited within 75 feet of the shoreline in those areas designated with "No Anchoring" buoys near the Pebble Beach on Green Lake, within the Lauderdale Lakes chain of lakes. The specific area in which this prohibition applies is depicted within Exhibit A, attached hereto and incorporated herein by reference.

SECTION 3: Parties to a Violation.

Whoever directly commits a violation of this ordinance or aids and abets a violation, is as responsible as the person who directly commits the acts in violation of this ordinance.

SECTION 4: Enforcement.

A. The Town of LaGrange may enforce this ordinance by civil action or citation issued by the Town Attorney upon the request of the Town Board.

B. First offense. Any person violating any section of this ordinance shall forfeit not less than \$200 nor more than \$500 plus allowable statutory costs each first offense within one (1) year.

C. Second and subsequent offenses. Any person violating any section of this ordinance shall forfeit not less than \$600 nor more than \$1,500 plus allowable statutory costs for the second offense within one (1) year.

D. Bond is set at one-half the maximum forfeiture.

E. Violation of each provision of this ordinance is a separate offense. Each day a violation continues is a separate offense.

F. Failure to pay the forfeiture shall subject the violator to a term in the Walworth County Jail.

SECTION 5: Severability.

The several sections of this ordinance are declared to be severable. If any section or portion thereof shall be declared by a court of competent jurisdiction to be invalid, unlawful or unenforceable, such decision shall apply only to the specific section or portion thereof directly specified in the decision, and shall not affect the validity of any other provisions, sections or portions thereof of the ordinance. The remainder of the ordinance shall remain in full force and effect. Any other ordinances whose terms are in conflict with the provisions of this ordinance are hereby repealed as to those terms that conflict.

SECTION 6: Effective Date.

This ordinance shall take effect immediately upon passage and posting or publication as provided by law.

Adopted by at least a two-thirds majority of the Town Board of the Town of LaGrange on this 11th day of July, 2016_____.

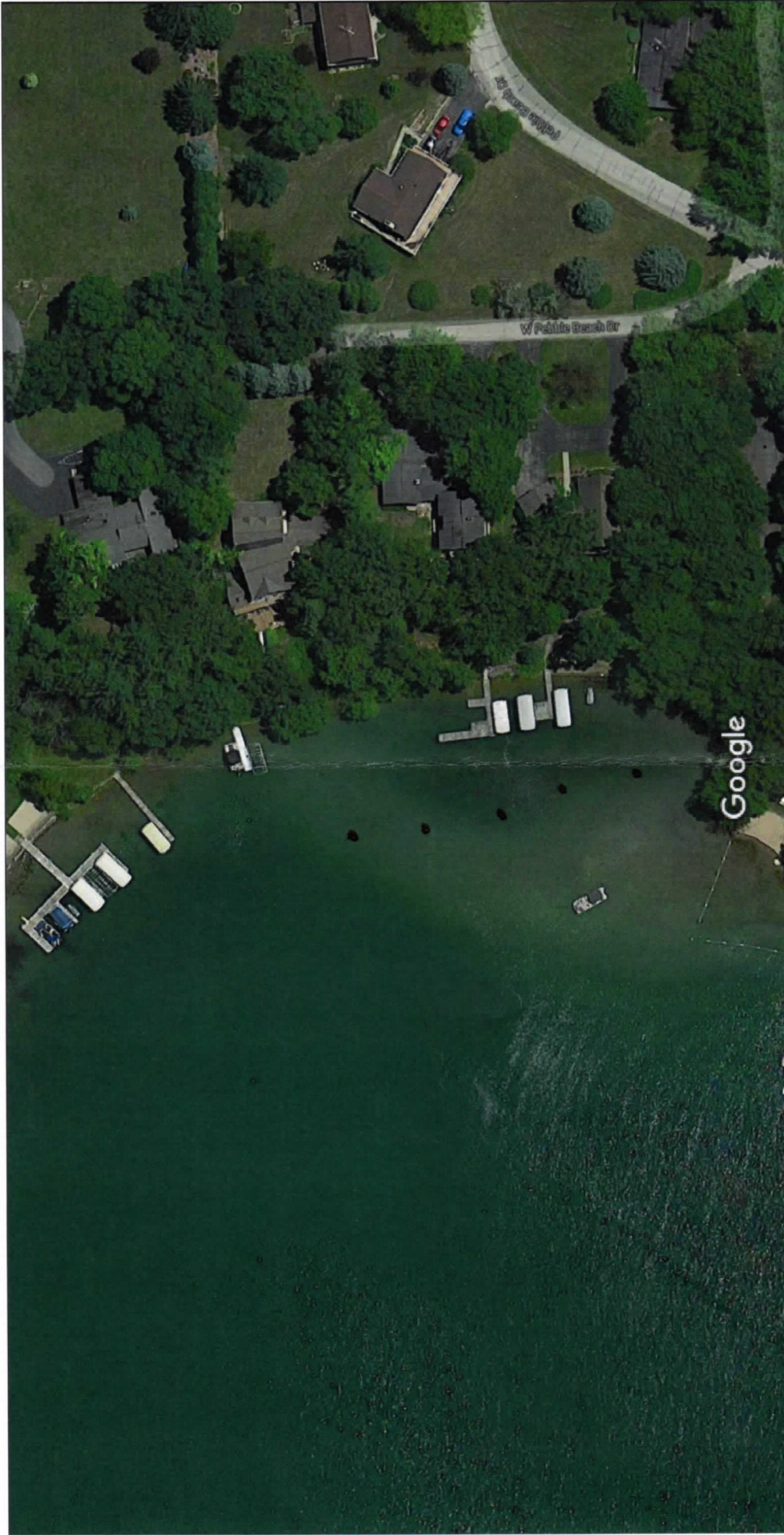
TOWN OF LAGRANGE
Frank Taylor, Town Chair

ATTEST:
Crystal Hoffmann, Town Clerk
Published and/or posted this 20th day of October, 2016.



Google Maps

Pebble Beach area "NO ANCHORING" Buoy Placement



Imagery ©2015 Google, Map data ©2015 Google 50 ft

• No Anchor Buoys - Exhibit A