

**ORDINANCE NO. 2020-1001
TOWN OF SPRING GREEN
TEMPORARY WATERWAY MARKER ORDINANCE
DURING CONSTRUCTION AND REPAIR OF STATE HIGHWAY 23 OVER THE WISCONSIN RIVER
WISCONSIN DEPARTMENT OF TRANSPORTATION PROJECT NUMBER 5255-01-81
TO BE EFFECTIVE UNTIL SEPTEMBER 25, 2021, OR UNTIL CONSTRUCTION OR REPAIR IS COMPLETE**

WHEREAS, the Wisconsin Department of Transportation will be conducting construction or repair on the State Highway 23 bridge that crosses the Wisconsin River ("Project"), part of which is located in the Town of Spring Green, and

WHEREAS, the Wisconsin Department of Transportation has requested that the Town institute this Ordinance setting certain buoys in the Wisconsin River to provide for the public safety during the Project, and setting forth penalties for violation of the same, and

WHEREAS, the Project is scheduled to start on October 19, 2020, and is scheduled to be completed on or before September 25, 2021, and

WHEREAS, Sauk County has agreed to provide enforcement of this Ordinance in conjunction with any other enforcement authority including, but not limited to, the Wisconsin Department of Natural Resources.

NOW THEREFORE, The Town Board of the Town of Spring Green does ordain as follows:

Section 1 - Applicability and Enforcement: The provisions of this Ordinance shall apply to the waters of the Wisconsin River in the area identified in Exhibit A. This chapter may be enforced by the officers of the Town of Spring Green, Sauk County, the Wisconsin Department of Natural Resources, and any other authority having jurisdiction in the area depicted in Exhibit A.

Section 2 – Intent: The intent of this ordinance is to provide for the public safety during the repair and construction of State Highway 23.

Section 3 - State Boating and Safety Laws Adopted: State boating laws as found in §§. 30.50 to 30.71, Wis. Stats., are adopted by reference.

Section 4 – Penalties: Wisconsin state boating penalties as found in § 30.80, Wis. Stats., and deposits established in the Uniform Deposit and Bail Schedule established by the Wisconsin Judicial Conferences, are hereby adopted by reference and all references to fines amended to forfeitures and all references to imprisonment deleted.

Section 5 – Severability: The provisions of this ordinance shall be deemed severable and it is expressly declared that the Town of Spring Green 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 6 – Boat Restriction Area: No person shall operate a boat, as defined in § 30.50(6), Wis. Stats., on the waters of the Wisconsin River, in the areas depicted on Exhibit A during the bridge construction project.

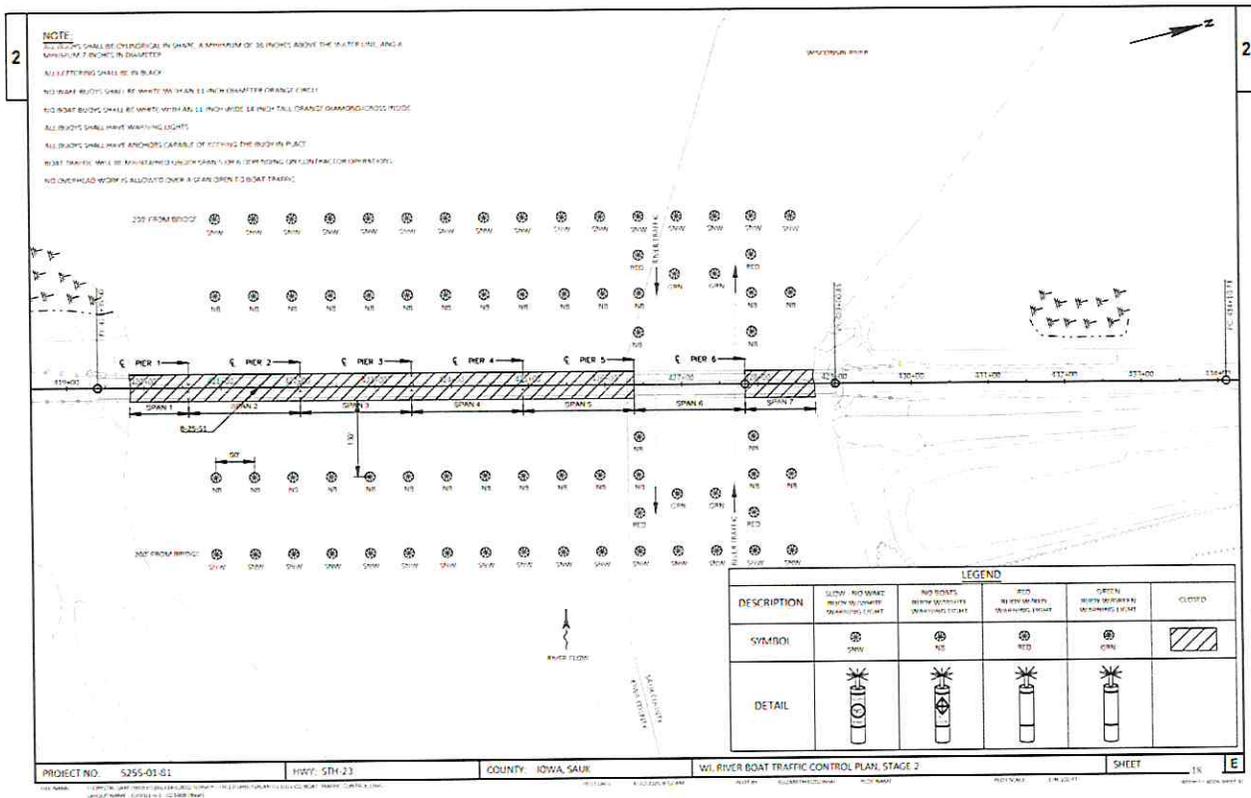
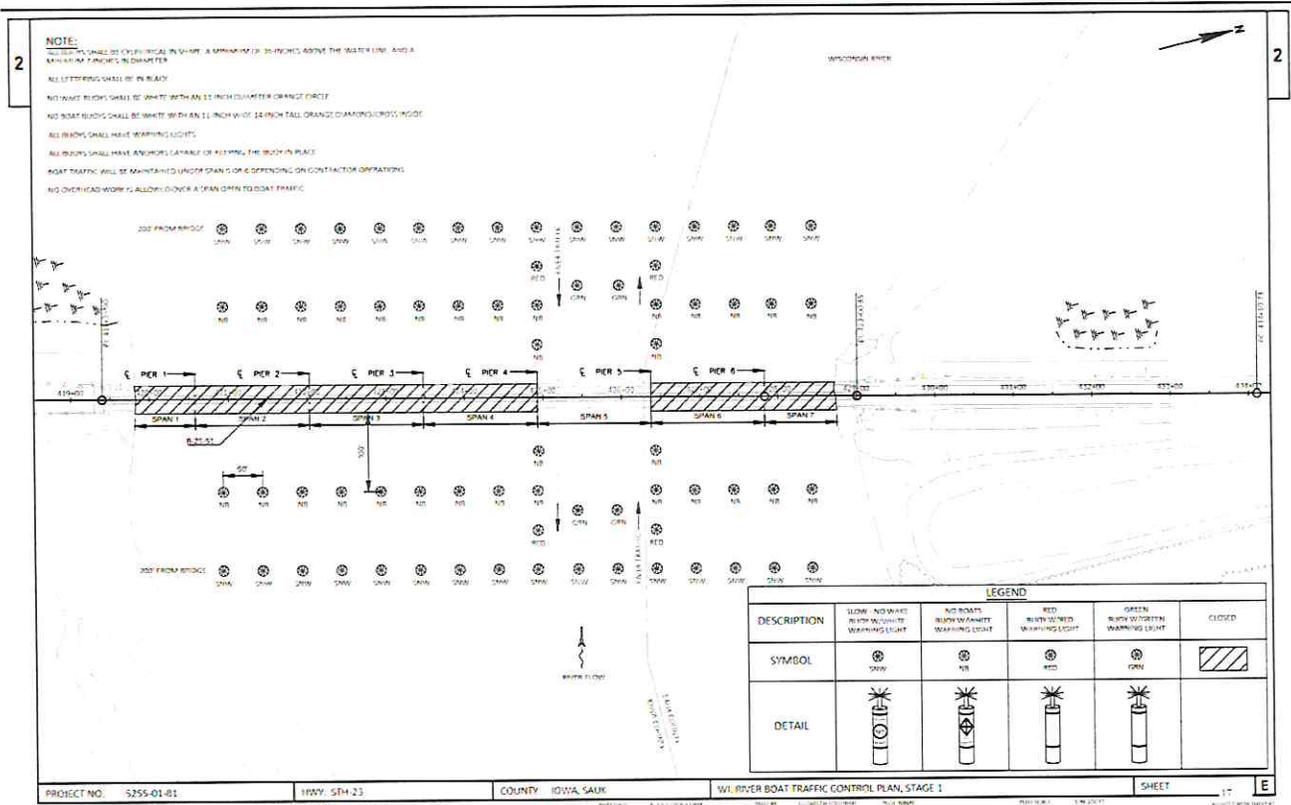
Section 7. Slow No Wake Area: No person shall operate a boat faster than slow-no-wake in the waters of the Wisconsin River in the areas depicted on Exhibit A when so posted during the bridge construction project.

Section 8 - Posting Requirements: The Town will 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, Wis. Adm. Code.

Section 9 - Effective Date: This Ordinance will only become effective upon approval of a permit from the Wisconsin Department of Natural Resources that authorizes the placement of the buoys or markers in the waterway. This ordinance will become effective the day following authorization of said permit.

ORDINANCE NO. 2020-1001 TOWN OF SPRING GREEN

Section 10 – Effective Time Period: If effective, this Ordinance shall remain in effect until September 25, 2021, or until the Project is completed, whichever occurs first.



**ORDINANCE NO. 2020-1001
TOWN OF SPRING GREEN**

Adopted this 1st day of October, 2020 by the Town Board of the Town of Spring Green, Sauk County, Wisconsin.



Kevin Lins, Chair



Dave Radel, Supervisor



Carla Carmody, Supervisor

Attested by:



Vicki Terpstra - Clerk



Date