Minutes of the Public Hearing of
June 11, 2008

Chair Stebbeds called the Public Hearing to order at 6:30 PM with all members present except Supervisor Garbowicz and Supervisor Starke.

Motion by Hapka second by Cottingham to approve the agenda. Ayes 3. Noes 0. Motion carried.

Motion by Hapka second by Cottingham to approve the ordinance for Water Exhibitions and Races, document attached. Ayes 3. Noes 0. Motion carried.

Motion by Dave second by Cottingham to allow the, "Shootout," fundraiser for the Fire Department to fill out a permit for water exhibitions and races. Ayes 3. Noes 0. Motion carried.

Motion by Cottingham second by Hapka to adjourn. Ayes 3. Noes 0. Motion carried.

Courtney Peterson
Town Clerk

State of Wisconsin
Town of Three Lakes
Oneida County

ORDINANCE FOR WATER EXHIBITIONS AND RACES

A SOLE ORDINANCE TO REGULATE BOATING UPON THE WATERS OF THREE LAKES AND PRESCRIBING PENALTIES FOR VIOLATION THEREOF.

The Town Board Supervisors of the Town of Three Lakes does ordain as follows:

Section I. Applicability and Enforcement. Persons or groups wishing to conduct any water exhibitions or races as defined by State Statutes or the Wisconsin Administrative Code shall apply for a special permit issued by the Town Clerk after Town Board approval.

(a) The provisions of this Ordinance shall apply to water exhibitions and races in the Town of Three Lakes.
(b) Exceptions from State boating laws granted through the permitting process apply only to the specific event days and times. These exceptions from State boating laws do not apply for any practice time or dates.
(c) The officers of the Town shall enforce this chapter.

Section II. Intent. The intent of this Ordinance 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.

Section III. State Boating and Safety Laws Adopted. State boating laws as found in 30.50 to 30.71 and 30.742 Wis. State Stats., and NR 5.19 Wis. Admin. Code are adopted by reference.

Section IV. Water Exhibition and Race Permit. The permit shall include the following: Permittee, address, telephone number, day(s) or date(s) of the event, hours of the event, day(s) or date(s) of necessary practice, hours of the practice, legal description of the event area, legal description of the practice area, and expiration date.

Section V. Placement of Buoys. Under the authority granted in NR 5.09(7)(d), Wis. Adm. Code, the Town Board hereby authorizes the permittee to place waterski buoys at the event location described in the permit for the length of the permit.

Section VI. Exclusive Use Area. An exclusive use event location shall be described on the permit permitted by the Three Lakes Town Board. The permittee shall be granted exclusive use of the event location described above during the authorized day(s) or date(s) and hours of the permitted event. This section does not apply in the case of an

emergency, to the water patrol or to rescue craft, or for the ingress and egress of private riparian owners within the exclusive use area.

Section VII. Water Exhibition and Race Authorized Area.
A water exhibition and race authorized practice area on the body of water in Three Lakes as described in the permit authorized by the Three Lakes Town Board
The permittee's use of this area is limited to not more that the following days and hours described in the permit.

Section VIII. Penalties. Wisconsin state boating penalties as found in Wis. Stat. section 30.80, and deposits as established in the Uniform Deposit and Bail Schedule established 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 IX. 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 provisions of this Ordinance or the application to any person or circumstances are held invalid the remainder of the Ordinance and the application of such provisions to other persons and circumstances shall not be effected.

Section X. Effective Date. This section will become effective upon passage and the day after publication.

Passed this _____ day of_____, 2008.

Warren Stebbeds Jr., Town Chairman

_____
(Signature of Chairman)

Courtney Peterson, Town Clerk

_____
(Signature of Town Clerk

Adopted: _____

Effective: _____

Published: _____