

CHAPTER VII

BOAT CODE

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7.01 INTENT. The intent of this ordinance is to provide safe and healthful conditions for the enjoyment of aquatic recreation consistent with public rights and interest and the capability of the water source.

7.02 STATE STATUTE ADOPTED. The following statutory provisions describing and defining regulations with respect to water traffic, boats, boating and related water activities and safety in the following enumerated sections of the Wisconsin Statutes are hereby adopted and by reference made a part of the Chapter to be enforced upon the waters of Elkhart Lake, Sheboygan County, Wisconsin.

- (1) 30.50 Definitions
- (2) 30.51 Operation of Un-numbered Motor Boats Prohibited; Exemptions
- (3) 30.52 Certificates of Number; Applications, Issuance, Renewals, Fees
- (4) 30.53 Identifications Number to be Displayed on Boats; Certificates to be Carried
- (5) 30.54 Transfer of Ownership of Numbered Boat
- (6) 30.55 Notice of Abandonment or Destruction of Boat or Change of Address
- (7) 30.60 Classification of Motor Boat
- (8) 30.61 Lighting Equipment
- (9) 30.62 Other Equipment Required
- (10) 30.64 Patrol Boats Exempt from Certain Regulations
- (11) 30.65 Traffic Rules
- (12) 30.66 Speed Restrictions (Reasonable & Prudent)
- (13) 30.67 Accidents and Accident Reports
- (14) 30.68 Prohibited Operation
- (15) 30.69 (1b-2) Water Skiing
- (16) 30.70 Skin Diving
- (17) 30.07 (2a-b) Transporting, launching, placing vehicle, boat, trailer with aquatic plants/animals

7.03 LOCAL REGULATIONS OF PROHIBITED OPERATION.

(1) That no person may operate a motor boat towing a person on water skis, aquaplane or similar device, and that no person may engage in water skiing, aquaplaning or similar activity, at any time from 7:30 p.m. to 10:00 a.m. except to the extent that such activities are prohibited by Sec. 30.69 (1) (a) Wis. Stats.

(4) A speed of slow no wake speed is established at all hours for all boats operating on Big Elkhart Lake to the shoreside of no wake buoys designated as follows:

- 1. N43 49.801 W088 01.972
- 2. N43 49.730 W088 01.949
- 3. N43 49.636 W088 01.886
- 4. N43 49.604 W088 01.777
- 5. N43 49.583 W088 01.779
- 6. N43 49.508 W088 01.691

7.	N43	49.393	W088	01.740
8.	N43	49.356	W088	01.691
9.	N43	49.355	W088	01.611
10.	N43	49.270	W088	01.530
11.	N43	49.239	W088	01.387
12.	N43	49.192	W088	01.294
13.	N43	49.205	W088	01.228
14.	N43	49.239	W088	01.222
15.	N43	49.322	W088	01.263
16.	N43	49.403	W088	01.268
17.	N43	49.481	W088	01.222
18.	N43	49.514	W088	01.107
19.	N43	49.557	W088	01.101
20.	N43	49.596	W088	01.098
21.	N43	49.641	W088	01.095
22.	N43	49.695	W088	01.088
23.	N43	49.723	W088	01.196
24.	N43	49.721	W088	01.290
25.	N43	49.719	W088	01.404
26.	N43	49.721	W088	01.547
27.	N43	49.753	W088	01.673
28.	N43	49.846	W088	01.734
29.	N43	49.866	W088	01.811
30.	N43	49.879	W088	01.894
31.	N43	49.871	W088	01.985
32.	N43	49.853	W088	02.061
33.	N43	49.826	W088	02.141

Buoys are numbered in conjunction with their location beginning at the outlet in a counterclockwise direction.

(3) A speed limit of slow no wake speed is established on all village of Elkhart Lake waters between the hours of 7:30 p.m. and 10:00 a.m. except as prohibited by Wis. Stat. Sec. 30.68.

(4) No person may operate a motorboat towing a person on water skis, aquaplane or similar device unless there is in the boat a competent person as required by 30.69(1) of the Wisconsin Statutes. The operator of such motorboat shall meet all the requirements of Chapter 30 of the statutes of the State of Wisconsin.

7.04 SUNDAY OPERATION PROHIBITED.

(1) There shall be no power boating on Elkhart Lake, Little Elkhart Lake or Crystal Lake during the hours of 12:01 a.m. to midnight on Sundays, beginning the second Sunday in June through and including the second Sunday on September of any year, except as is provided in subsection (2). Power boating is defined as any craft propelled by an electrical, gasoline, diesel or other type of motor.

(2) Commencing the second Sunday in June and ending the third Sunday in September, craft propelled by electric motors and operated at a slow no wake speeds shall be allowed on Elkhart Lake, Little Elkhart Lake, and Crystal Lake.

7.05 **ENFORCEMENT.** The Elkhart Lake Police Department pursuant to contract with the Town of Rhine will provide law enforcement services and will patrol Elkhart Lake and Little Elkhart Lake and enforce all sections relating to boating and boating activities. Enforcement of this Chapter on Crystal Lake will also be provided by the Village of Elkhart Lake Police Department pursuant to said contract with the Town of Rhine. Said contract provides for an annual sum to be paid by the Town of Rhine to the Village of Elkhart Lake for said services. The officers patrolling and enforcing these sections shall be hired and under the control of the Elkhart Lake chief of Police and Village Board of Elkhart Lake.

7.06 **PENALTY.** Any person who shall violate any of the provisions of this Chapter shall be subject to the penalties of Wisconsin statutes Sec. 30.80, which is hereby adopted by reference.

7.07 **JURISDICTION.** It is expressly understood that the jurisdiction over the waters of Big Elkhart Lake is jointly held by the Town of Rhine and the Village of Elkhart Lake. It is further understood that the jurisdiction over the waters of Crystal Lake is jointly held by the Town of Rhine and the Town of Plymouth.

7.08 **MARKERS AND NAVIGATION AIDS.** The Police Officer Employed pursuant to 7.05 or anyone he directs shall have authority to place and remove markers and navigation aids as shall best carry out the intent of chapter VII of this Code and the public interest as authorized and in compliance with the regulations of the Wisconsin Department of Natural Resources. No other person shall place, remove, damage, destroy, moor or attach any watercraft to the same.

7.09 **STATE STATUTE ADOPTED-INTOXICATED BOATING.** Wis. Stats. Sec. 30.681, relating to intoxicated boating, is hereby adopted by reference thereto and made a part of this Chapter to be enforced upon the waters of Elkhart Lake, Little Elkhart Lake, and Crystal Lake, all in the County of Sheboygan, State of Wisconsin.

7.10 **SPEED LIMIT.** In addition to complying with the speed restrictions imposed by Section 7.02 no person shall operate a boat or vessel at at speed in excess of 35 miles per hour on Elkhart Lake.