

Chapter 281

PARKS, BEACHES AND BOATING

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[HISTORY: Adopted by the Town Board of the Town of Washington as indicated in article histories. Amendments noted where applicable.]

ARTICLE I

Conduct on Public Beaches and Parks; Boating [Adopted 6-19-1986 as Ch. 9, Subch. I of the 1986 Code]

§ 281-1. Definitions.

As used in this article, the following terms shall have the meanings indicated:

BEACH — That area of land from the water's edge up to the line of permanent vegetation and the water immediately adjacent to such land.

DESIGNATED — As designated by the Town of Washington by signs posted by the Town.

PARK — That area of land owned by the Town of Washington and posted as a Town Park, and if the park includes a beach, the beach, as defined above, is included in the word "park."

§ 281-2. Applicability.

This article shall apply to all beaches and parks owned and operated by the Town of Washington located within the corporate limits of the Town.

§ 281-3. Curfew.

No one shall remain on any beach or in any park between the hours of 11:00 p.m. and 7:00 a.m., except in an area of a beach or park that is designated by the Town by posting as authorized for overnight use.

§ 281-4. Traffic and parking.

- A. No one shall operate or park any motor vehicle, motorcycle or all-terrain vehicle on any beach. Foot traffic only is permitted on all beaches.
- B. No one shall operate or park any motor vehicle, motorcycle or all-terrain vehicle in any park except on roads, paths or parking areas designated for that purpose.
- C. No one shall park any type of motor vehicle, bicycle, motorcycle or all-terrain vehicle on the west side of the road at Gislason Beach.
- D. No one shall park any type of motor vehicle, motorcycle, bicycle or all-terrain vehicle at the Red Barn except on the Town property directly across from the beach.

§ 281-5. Fires.

No fire may be made, started or continued on any beach nor in any park except in grills or pits designated for such purpose. All fires allowed under this section shall be extinguished before leaving the beach or park.

§ 281-6. Animals.

- A. No dog shall be allowed on any beaches or in any park within the Town unless such dog is on a leash and under the control of its owner or some other person.
- B. No cat shall be allowed on any beaches or in any park within the Town unless such cat is under the control of its owner or such other person.
- C. No other animals, including but not limited to horses, cows, goats, sheep or swine, shall be allowed on any beach or in any parks within the Town at any time.

§ 281-7. Glass bottles.

No person may possess or use any glass beverage containers on any beach within the Town or in any park.

§ 281-8. Boating.

- A. No person shall operate a motor boat within 200 feet of the shoreline at School House Beach.
- B. No person shall operate a motor boat at a speed greater than is reasonable and prudent under the conditions, and having regard for the actual and potential hazards then existing on the waters adjacent to any beach within the Town. Speed of a motor boat shall be so controlled as to avoid colliding with any object lawfully in or on the water, or with any person, boat or other conveyance in or on the water in compliance with legal requirements, and exercising due care.

§ 281-9. Violations and penalties.

The penalty for violation of any provisions of this article shall be a forfeiture of not less than \$50 for each offense, together with the costs of prosecution. The penalty for second and subsequent offenses and continuing violations shall be as provided in § 1-5 of this Code.

§ 281-10. Adoption of boating regulations.

Except as hereinabove specifically provided, the Town of Washington hereby adopts along with this Code and incorporates the same herein by reference all of the provisions of §§ 30.50 to 30.71, Wis. Stats., concerning regulations of boating, inclusive of the revised statutes of the State of Wisconsin, including any penalties therefor.

ARTICLE II
Slow No-Wake Area
[Adopted 11-13-1995]

§ 281-11. Applicability and enforcement.

- A. The provisions of this article shall apply to the waters of West Harbor and Figenschau Bay, located on Washington Island.
- B. This article shall be enforced by the officers of the Town of Washington.

§ 281-12. Intent.

The intent of this article 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.

§ 281-13. State boating and safety laws adopted.

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

§ 281-14. Definitions.

"Slow-no wake" means that speed at which a boat moves as slowly as possible while still maintaining steerage control.

§ 281-15. Controlled area.

No person shall operate a boat faster than "slow-no wake" in the waters of West Harbor and Figenschau Bay. The Harbor and Bay are defined as being the waters from the shoreline to a point 100 feet beyond the narrows defining the Harbor and Bay from the open waters of Green Bay.

§ 281-16. Posting requirements.

The Town of Washington of Door County shall place and maintain a copy of this article at all public address points within the jurisdiction of the Town.

§ 281-17. Violations and penalties.

Wisconsin state boating penalties as found in § 30.80, Wis. Stats., are adopted by reference.

ARTICLE III**Removal or Disturbance of Beach Rocks
[Adopted 4-12-1999 by Ord. No. 99-1]****§ 281-18. Authority.**

This article is adopted pursuant to the authority granted in §§ 60.22(3) and 60.23(23), Wis. Stats.

§ 281-19. Purpose. [Amended 12-13-2005 by Ord. No. 2005-3]

This article is created by the Town Board of the Town of Washington to prevent the removal or disturbance of the rocks located upon all Town properties on Washington Harbor in the Town of Washington.

§ 281-20. Definitions. [Amended 12-13-2005 by Ord. No. 2005-3]

- A. "Rocks" or "beach rocks" as used herein include all stones, rocks or boulders of any size or shape which, prior to being moved, are or were located upon property owned by the Town of Washington on Washington Harbor.
- B. A "substantial disturbance" of beach stones or beach rocks as used herein is the movement or relocation of a sufficient quantity of beach stones or beach rocks to cause a noticeable change in the aesthetic character of Town properties on Washington Harbor.

§ 281-21. Removal or disturbance prohibited. [Amended 4-22-1999; 12-13-2005 by Ord. No. 2005-3]

- A. No person shall take or carry away one or more beach stones or beach rocks from Town properties on Washington Harbor in the Town of Washington.
- B. No person shall create a substantial disturbance of the beach stones or beach rocks located on Town properties on Washington Harbor in the Town of Washington.
- C. No person shall be in possession, off of Town properties on Washington Harbor, of any beach stones or beach rocks from the Town properties on Washington Harbor in the Town of Washington.

§ 281-22. Violations and penalties.

Any person who violates any provision of this article shall be subject to a forfeiture of \$250.