

Town of Hayward
ORDINANCE #04-2007
REVISED ORDINANCE #18

AN ORDINANCE RESTRICTING SWIMMING, WATER SKIING, AQUA PLANING BEHIND A MOTOR BOAT, OPERATION OF PERSONAL WATER CRAFT, AND OTHER SIMILAR ACTIVITIES ON SPECIFIED LAKES WITHIN THE TOWN OF HAYWARD.

The Town Board of the Town of Hayward, Sawyer County Wisconsin, do ordain as follows:

SECTION ONE: It shall be unlawful for a person to swim or to operate a motor boat towing a person on water skis, aqua plane, inner tube, or similar device, from the Linden Public Access on Round Lake in said Town of Hayward and from the end of Peninsula Road between Lots 29 and 31 of Round Lake park Subdivision in said Town of Hayward.

SECTION TWO: It shall be unlawful for any person to swim or to engage in the act of water skiing, aqua planing behind a motor boat, inner tubing behind a motor boat, or operating a personal water craft, as that is defined in Section 30.50(9d), Wis. Stats., from the Linden Public Access on Round Lake in said Town of Hayward and from the end of Peninsula Road between Lots 29 and 31 of Round Lake park Subdivision in said Town of Hayward, except that swimming shall be permitted from the end of said Peninsula Road.

SECTION THREE: Forfeiture. Any person who shall violate the provisions adopted by this ordinance shall upon conviction thereof, forfeit not more than \$50.00 for the first offense and shall forfeit not more than \$100.00 upon conviction of the same offense at any subsequent time within one (1) year, together with court costs and the costs of prosecution.

SECTION FOUR: Pursuant to Section 30.77(4), Wis. Stats., this ordinance shall be prominently posted by the Town of Hayward at Linden Public Access, and at the end of Peninsula Road between Lots 29 and 31, Round Lake Park Subdivision in the Town of Hayward said ordinance shall be filed with the Department of Natural Resources upon its passage and publication pursuant to law.

SECTION FIVE: The provisions of this ordinance shall be deemed severable, and it is expressly declared that the Town Board of the Town of Hayward would have passed the other provisions of this ordinance, irrespective of whether or not one or more provisions may be declared invalid and if any provision of this ordinance or the application thereof to any person or circumstances is held invalid, the remainder of the ordinance, and the application of such provisions to other person or circumstances, shall not be affected thereby.

SECTION SIX: Pursuant to Section 66.119, Wis. Stats., the Town of Hayward hereby adopts and authorizes the use of a citation to be issued for the violations of this ordinance, the form of the citation being such that all of the provisions of Section 66.119(1) (b), Wis. Stats., are included therein.

SECTION SEVEN: Citations authorized pursuant to this ordinance shall be under the jurisdiction of the Circuit Court for Sawyer County, Wisconsin and all cash deposits made

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pursuant to the violations of this ordinance shall be made to the Clerk of Court for Sawyer County, Wisconsin. A schedule of cash deposits shall be those as used by said Court for the violations of Section 30.69, Wis. Stats., as set by said Court from time to time.

SECTION EIGHT: This ordinance shall become effective upon its passage of the Town Board of the Town of Hayward and publication thereof as provided by law.

SECTION NINE: Invalidation of any part of this ordinance by a Court shall not invalidate the remaining portions of said ordinance in any manner.

SECTION TEN: This ordinance repeals Ordinance #18, as adopted by the Town of Hayward on August 1, 1989.

Passed this 20 day of March, 2007

The original Ordinance is on file at the Town of Hayward