

TITLE 12

Parks and Recreation

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Parks and Navigable Waters

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Sec. 12-1-1 Park Regulations.

- (a) **Purpose and Definition.** In order to protect the parks, parkways, recreational facilities and conservancy areas within the Village of Bristol from injury, damage or desecration, these regulations are enacted. The term "park" as hereinafter used in this Chapter shall include all grounds, structures and watercourses which are or may be located within any area dedicated to the public use as a park, parkway, recreation facility, playground, recreational area, river/lake access sites, swimming pool, or conservancy area in the Village of Bristol.
- (b) **Definitions.**
- (1) **Parks.** Includes all existing, proposed and future Village property set aside for active or passive use of leisure time, including conservancy areas and athletic fields.
 - (2) **Park Facilities.** Any park area, equipment or structure that has been set aside with a specific use intended.
 - (3) **Playgrounds.** An area, either within a larger park area or a small area set aside for the purpose of promoting imaginative and creative play of school children and providing a means of physical exercise through the use of play apparatus.
 - (4) **Swimming Areas.** Any open swimming area developed with the intent for public use for swimming purposes and with such activity at the swimmer's own risk.
 - (5) **Conservancy Areas (Green Belts).** Areas of municipally owned lands that are intended to serve an environmental control function such as erosion control, flood control and groundwater preservation which land is not generally desirable for public development, but may include any special interest activities which may lend themselves to the area, such as trails.

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- (6) **Open Spaces.** Areas of municipally owned lands maintained in their natural state, thus supporting native plants and animals.
- (7) **Public Property.** All municipally owned parks, park facilities, playgrounds, swimming areas, conservancy areas or green belts, open spaces, streets, parking facilities and easements for public use.
- (c) **Specific Regulations.**
 - (1) **Littering Prohibited.**
 - a. No person shall litter, dump or deposit any rubbish, refuse, earth or other material in any park. No such refuse or trash shall be placed in any waters in or contiguous to any park, or left anywhere on the grounds thereof, but shall be placed in the proper receptacles where these are provided. Where receptacles are not so provided, all such rubbish or waste shall be carried away from the park by the person responsible for its presence, and properly disposed of elsewhere.
 - b. No person shall throw, discharge, or otherwise place or cause to be placed in the waters of any fountain, pond, lake, stream, bay or other body of water in or adjacent to any park or any tributary, stream, storm sewer, or drain flowing into such waters, any substance, matter or thing, liquid or solid, which will or may result in the pollution of said waters.
 - (2) **Sound Devices.** No person shall operate or play any amplifying system unless specific authority is first obtained from the Village Board, or designated committee/official thereof.
 - (3) **Bill Posting.** No person shall post, paste, fasten, paint or attach any placard, bill, notice, sign or advertising matter upon any structure, tree or other natural object in any park, except park regulations and other signs authorized by the Village Board or designated committee/official thereof.
 - (4) **Throwing Stones and Missiles Prohibited.** No person shall throw stones or other missiles in or into any park.
 - (5) **Removal or Displacement of Park Equipment Prohibited.** No person shall remove benches, seats, tables or other park equipment from any park. If such park equipment is moved from its normal location in a park by users of such equipment, the person(s) responsible for such change of location are responsible for returning such park equipment to its proper place.
 - (6) **Trapping.** "Trapping" when used in this Section includes the taking, or the attempting to take, of any wild animal by means of setting or operating any device, mechanism or contraption that is designated, built or made to close upon, hold fast or otherwise capture a wild animal or animals; live traps on a person's property are excluded. The trapping of wild animals is hereby prohibited in any Village-owned park or conservancy area unless authorized by the Village Board.
 - (7) **Making of Fires.** No person shall start, tend or maintain a fire except in personal grills or designated fireplaces. Personal grills shall be used only in designated picnic

areas. The use of personal grills is permitted provided lawns and vegetation are not endangered. Unburned fuel and ashes shall be disposed of in such a manner as to prevent fire or damage to any park property. Control of the fire and the smoke will be the responsibility of the person using such a fire.

(8) **Protection of Park Property.**

- a. No person shall kill, injure or disturb or attempt to injure or disturb waterfowl, birds or animals, wild or domestic, within any park, except as permitted by this Chapter. No person shall climb any tree or remove flowers or fruit, wild or cultivated, or break, cut down, trample upon, remove or in any manner injure, deface, write upon or ill use any tree, shrub, flower, flower bed, turf, soil, sand, fountain, fireplace, monument, railing, waterline improvement, ornament, building, structure, apparatus, bench, table, official notice, sign or other property within any Village of Bristol park.
- b. No person shall deface, by throwing stones, pebbles or other debris at any of the toilets, bubblers or other sanitary facilities located in any Village park; or to deface by drawing with crayon, chalk, paint, or anything else on any of the buildings or equipment at any Village park; or to deface the equipment by means of a sharp instrument.

(9) **Motorized Vehicles.** Except for authorized maintenance vehicles, no person shall operate an unlicensed or licensed motorized vehicle outside of areas specifically designated as parking areas or areas where the operation of such vehicles is specifically permitted. Motor vehicles are restricted to the roads and drives and parking areas. No motor vehicles of any nature may be used on the seeded areas except vehicles which have Village Board authorization for shows, rides or exhibits and then only for the purpose of loading and unloading.

(10) **Snowmobiles.** No person shall operate a snowmobile in a Village park except in designated areas. Snowmobiles shall only be operated on designated trails.

(11) **Speed Limit.** No person shall operate any vehicle in a Village park in excess of fifteen (15) miles per hour unless otherwise posted.

(12) **Glass Beverage Bottles in Parks Prohibited.** No person shall bring into, carry onto or possess while in any public park glass bottles or glass containers, including those containing or normally used for containing soda water, fermented malt beverages or alcoholic beverages.

(13) **Reckless Driving in Parks Prohibited.** No person shall operate a motor vehicle in a reckless manner in any of the public parks of the Village of Bristol.

(14) **Parking in Parks.** No person shall park any motor vehicle in any park in the Village of Bristol except in a designated parking area.

(15) **Horse and Carriages.** No person shall ride a horse or drive a horse-driven vehicle in any park, except on roads or designated bridle paths, except when approval of the Village Board or its designee is first obtained. It shall be unlawful for any person to ride a horse or drive a horse-driven vehicle in a careless, negligent or reckless manner

which may endanger the safety and well-being of others. Horseback riding shall be allowed only during the daylight hours. No person shall ride a horse which cannot be held under such control that it may be easily turned or stopped.

- (16) **Removing Tree Protectors.** No person shall remove any device for the protection of trees or shrubs.
- (17) **Golfing and Sporting Activities.** No golfing or practicing golf in Village parks or recreation areas shall be allowed except with the use of a whiffle ball. All sporting activities must be held in areas so designated for that purpose.
- (18) **Arrows.** No person shall use or shoot any bow and arrow in any Village park, except in authorized or designated areas.
- (19) **Fees and Charges.** The Village Board shall have the authority to establish such fees as deemed necessary for use of any park facility, shelter or land area. It shall be unlawful to use such areas without payment of such fee or charge when required.
- (20) **Firearms; Hunting.** Possessing or discharging of any firearm or weapon of any kind is prohibited in all Village parks.
- (21) **Fish Cleaning.** Cleaning of fish in shelters, toilet facilities or picnic areas is prohibited in all Village parks.
- (22) **Controlled Substances.** Possessing, using or dispensing of a controlled substance in violation of the Uniform Controlled Substances Act is prohibited in all Village parks.
- (23) **Vendors Restricted.** No person shall sell, vend or give away any article of merchandise whatever, without a written permit from the Village Board. No person shall expose or offer for sale any article or thing nor station or place any stand, cart, or vehicle for the transportation, sale or display of any such article or thing, excepting regularly authorized concessionaires acting by and under the authority and regulation of the Village Board unless special permission is granted by the Village Board during a special event.
- (24) **Alcohol Beverages.** The consumption or possession of alcohol beverages in Village parks shall be as regulated by Section 11-4-1.
- (25) **Pets.** Dogs and any other pets must be kept on a leash and under control at all times; pet owners are responsible for cleanup of pet waste. The Village may designate dog park areas specifically for exercising dogs.
- (26) **Skateboards.** No skateboards will be permitted in parks at any time, except in designated use areas.
- (27) **Restrooms and Washrooms.** No person shall fail to cooperate in maintaining restrooms and washrooms in a neat and sanitary condition. No person over the age of five (5) years shall use the restrooms and washrooms designated for the opposite sex.
- (28) **Misuse of Equipment.** Jumping, standing or misuse will not be permitted on any bench, bleachers or picnic tables; any misuse or use with intent to do damage will be considered vandalism and may result in dismissal from the park.

- (29) ***Loitering on Equipment Preventing Use.*** No loitering is permitted on playground equipment or in restrooms so as to disrupt use by persons waiting to use such equipment.
- (30) ***Responsibility for Equipment Damage.*** Any person or persons causing any damage to property in the Village park shall be punished and/or fined under the appropriate ordinance and be required to make full and complete restitution.
- (31) ***Camping.*** Overnight camping is not permitted in any Village park except in areas specifically designated and posted for camping. Campers shall pay applicable user fees and shall fully comply with all Village ordinances, specifically but not limited to this Chapter, and any official rules posted at the camping area.
- (32) ***Satellite Toilets; Dumpsters.*** It will be the obligation of civic organizations or other major park users to provide satellite toilets and extra garbage dumpsters during the time of celebrations or special events.
- (33) ***Waste Disposal Restrictions.*** No person shall dispose of any garbage, bottles, tin cans or any other solid waste material, including demolition material, in any Village park where the waste is generated from outside of the Village park property.
- (34) ***Bicycle Use Restrictions.*** No person shall ride a bicycle or skateboard or rollerblade in a reckless manner or ride in and around any bleacher area or shelter house areas. No bicycles are permitted in any park building whether ridden or parked there for any reason.
- (35) ***Picnic Areas.*** No person in a park shall leave a picnic area before a fire in the said picnic area is completely extinguished and before all trash, garbage and other refuse in the said picnic area is placed in the disposal receptacles provided for that purpose.
- (36) ***Bathing and Swimming.*** No person in the park shall swim, bathe, or wade in any waters or waterways in or adjacent to any park, except in such waters and at such places as are provided therefor, and in compliance with such regulations as are herein set forth or may be hereafter adopted.

Cross-Reference: Section 11-4-1.

Sec. 12-1-2 Operation of Remote or Radio-Controlled Airborne Toys or Devices Prohibited.

It shall be unlawful for any person to fly, operate or make use of any remote or radio-controlled model airplane, helicopter, or any other airborne device in, over or upon any street, park or other public property except in areas specifically designated and posted for such purpose.

Sec. 12-1-3 Turf Protection on Public Property.

Except as authorized by the Village Board or its designee, no person shall dig into the turf of any Village-owned park or recreational property for any purposes whatsoever or remove any trees or flowers. Absent authorization by the Village Board, the use of metal detectors and digging for

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buried objects on Village parks or recreational property, except beaches where no vegetation is present, is prohibited.

Sec. 12-1-4 Park Hours.

- (a) **Park Hours Established.** Except for permitted overnight campers in designated locations, no person is permitted to be in a Village of Bristol between the hours of 10:00 p.m. and 6:00 a.m.
- (b) **Exemptions.** The Village Board may modify park hours for specific events. In addition, the Village President, Village Administrator or a Public Safety Officer may order parks closed at any time due to weather, public safety concerns or other emergency. Closing times are also extended to one-half (1/2) hour past the end of an authorized athletic or other Village-approved event at a Village of Bristol park.

Sec. 12-1-5 Reservation of Park Space.

- (a) **Policy on Reservation.** The Village-owned park and park facilities and shelter areas are primarily for the nonexclusive use of the residents and visitors of the Village of Bristol. However, under proper circumstances, exclusive use of the same or parts thereof may be permitted. This Section is intended to regulate exclusive use of municipally-owned parks, park facilities, park shelters or parts thereof, excluding camping areas, in the Village of Bristol to the end that the general welfare of the Village is protected.
- (b) **Reservation of Park Space.** A person or group, firm organization, partnership or corporation may reserve the use of a park facility or a park shelter by written application filed with the Village Clerk for a permit for exclusive use of the same. The Village Clerk shall issue permits for exclusive use of a portion of a park or park shelter, while the Village Board shall issue permits for the exclusive use of Village parks. Park facilities are reserved on a first-requested, first-reserved basis.
- (c) **Application.** Applications shall be filed with the Village Clerk at least fourteen (14) days prior to the date on which the exclusive use of the entire park is requested, or at least three (3) days prior to the date on which a park shelter or a portion of a park is to be used, and shall set forth the following information regarding the proposed exclusive use:
 - (1) The name, address and telephone number of the applicant.
 - (2) If the exclusive use is proposed for a group, firm, organization, partnership or corporation, the name, address and telephone number of the headquarters of the same and the responsible and authorized heads or partners of the same.
 - (3) The name, address and telephone number of the person who will be responsible for the use of the said park, area or facility.

- (4) The date when the exclusive use is requested and the hours of the proposed exclusive date.
- (5) The anticipated number of persons to use the said park, area or facility.
- (6) Any additional information which the Village Board or Village Clerk finds reasonably necessary to a fair determination as to whether a permit should be issued.
- (d) **Action on Exclusive Use Application.** The Village Board shall act promptly on all applications for permits for exclusive park use (not shelter use) after consulting with the applicant, if necessary.
- (e) **Reasons for Denial.** Applicants may be denied for any of the following reasons:
 - (1) If it is for a use which would involve a violation of Federal or State law or any provision of this Code of Ordinances.
 - (2) If the granting of the permit would conflict with another permit already granted or for which application is already pending.
 - (3) If the application does not contain the information required by Subsection (c) above.
 - (4) The application is made less than the required days in advance of the scheduled exclusive use.
 - (5) If it is for a use of the park or park facility at a date and time when, in addition to the proposed use, anticipated nonexclusive use by others of the park or park facility is expected and would be seriously adversely affected.
 - (6) If the law enforcement requirements of the exclusive use will require so large a number of persons as to prevent adequate law enforcement to the park, park facility or shelter area involved or of the rest of the Village of Bristol.
 - (7) The exclusive use will reasonably create a substantial risk of injury to persons or damage to property.
 - (8) The exclusive use is so poorly organized that participants are likely to engage in aggressive or destructive activity.
- (f) **Indemnification.** Prior to granting any permit for exclusive use of the park, the Village may require the permittee to file evidence of good and sufficient sureties, insurance in force or other evidence of adequate financial responsibility, running to the Village of Bristol and such other third parties as may be injured or damaged, in an amount depending upon the likelihood of injury or damage as a direct and proximate result of the exclusive use sufficient to indemnify the Village and such third parties as may be injured or damaged thereby, caused by the permittee, its agents or participants.
- (g) **Permit Not Required For Village Activity.** A permit is not required for exclusive use of the park or a park facility sponsored by the Village of Bristol.
- (h) **Permit Revocation.** The Village President, Village Administrator, Clerk, and/or Public Safety Officer, after the Village of Bristol has granted a permit, may revoke a permit already issued if it is deemed that such action is justified by an actual or potential emergency due to weather, fire, riot, other catastrophe or likelihood of a breach of the peace or by a major change in the conditions forming the basis of the issuance of the permit.

- (i) **Form of Permit.** Each permit shall be in a form prescribed by the Village Board and shall designate the park, park facility or shelter area involved, date, hours of the exclusive use, purpose of the exclusive use and the name of the person, group, firm, organization, partnership or corporation to which the permit is issued.
- (j) **Class B Fermented Malt Beverage Licenses.** When fermented malt beverages are sold at any event authorized by this Section, a valid Fermented Malt Beverage license shall be obtained and the provisions of Sections 7-2-11 and 11-5-1 shall be fully complied with. Said license must be held by the person who filed the original license and shall be presented to any law enforcement officer upon request.
- (k) **Care of Facilities.** Persons reserving Village facilities shall be completely responsible for cleaning up the facilities after the event to the satisfaction of Village officials. All reserved areas shall be left in a clean condition, with refuse placed in containers provided for such purpose. Any organization or corporation reserving any area in a Village park shall agree to assume full responsibility for all damage to Village property by any invitee of said organization or corporation and shall make full payment therefore upon billing by the Village Clerk. Failure to do so shall deny future use of park facilities until such payment be made, in addition to any other remedy which the Village may have.

Sec. 12-1-6 George Lake Boating and Recreation Regulations.

(a) **Purpose; Applicability.**

(1) **Intent.**

- a. The natural waters and adjacent beaches located in the Village of Bristol are valuable natural resources and those portions of such waters and beaches which are owned by the public are threatened by overuse and by misuse. This Section is intended to promote the health, safety and welfare of the public by placing reasonable regulations on the use of said waters and beaches to preserve their natural beauty and usefulness and to avoid conflicts with those members of the public enjoying said waters and beaches.
- b. This Section is intended to be consistent with Chapter 30, Wis. Stats., governing navigable waters, harbors and navigation, and with all valid administrative rules of the Wisconsin Department of Natural Resources and with all applicable zoning regulations of Kenosha County, to the end that all interests may enjoy the aquatic recreation available consistent with public rights, interests and capability of the water resource.

- (2) **Applicability; Enforcement.** The provisions of this Section shall apply to the waters of Lake George located in the Village of Bristol. The provisions of this Section shall be enforced by the law enforcement officers of the Village of Bristol, Kenosha County and the State of Wisconsin. The Lake George Lake District also has jurisdiction over Lake George.

- (3) **Enforcement Patrol Boat Exception.** The provisions of this Section shall not apply to the operator of a duly authorized enforcement patrol boat when operated in the performance of duty, and sounding the required audible signal (siren), with due regard given to the safety of people and watercraft in the vicinity.
- (b) **State Boating and Water Safety Laws Adopted; Definitions.** Sections 30.50 through 30.71, Wis. Stats., describing and defining regulations with respect to water traffic, boats, boating and related water activity and safety are hereby adopted and incorporated herein by reference. In addition to the definitions incorporated from Sections 30.50 through 30.71, Wis. Stats., the following definitions shall apply in this Section:
 - (1) **Shore Zone.** All surface water within one hundred (100) feet of the shoreline;
 - (2) **Swimming Zone.** An authorized area marked by regulatory markers to designate a swimming area.
 - (3) **Designated Anchorage.** An area of water established and marked as an anchorage by lawful authority.
 - (4) **Public Access.** Any access to the water by means of public property.
 - (5) **Navigation Lane.** An area designated by authorized aids to navigation.
 - (6) **Public Boat Ramp.** The gravel access ramp located on the north side of 106th Street approximately four-tenths (4/10) of a mile east of U.S. Highway 45.
- (c) **Additional Regulations.**
 - (1) **Water Skiing Limited.** Water skiing is limited due to the shallow depth and limited acreage of George Lake (59 acres), with fully developed shoreline, fishermen and other recreational uses requiring slow moving boats. No person shall operate a motorboat towing a person on water skis, aquaplane, parasail or similar device except during the hours of 12:00 noon until 6:00 p.m. daily.
 - (2) **Floatation Device Requirement.** No person shall engage in water skiing, aquaplaning, parasailing or similar activity unless that person is wearing a Coast Guard approved Type 1, 2 or 3 personal floatation device.
- (d) **Speed Restrictions – Slow-No-Wake.** No person shall operate a motorboat at a speed greater than slow-no-wake except during the hours of 12:00 noon until 6:00 p.m. daily.
- (e) **Swimming Regulations.**
 - (1) **Shore Zone Restrictions.** No person shall swim outside of the shore zone unless accompanied by a boat, attended by a competent observer.
 - (2) **Swimming From Boats.** No person shall swim from any boat unless the boat is attended by a competent observer who is in the boat, and the swimmer shall stay within twenty-five (25) feet of the boat.
 - (3) **Designated Swimming Area.** The following described area is hereby declared the designated swimming area, and shall be buoyed accordingly:
 - a. The north and south lines of the public beach at 101st Street extended into the water for a distance of two hundred (200) feet and the east and west lines of the public beach at 192nd Avenue extended into the water for a distance of two hundred (200) feet.

(f) **Mooring Buoys, Rafts and Piers.**

(1) **Mooring Buoys.** The use of mooring buoys is prohibited.

(2) **Swimming and Diving Rafts.**

- a. No person shall place or maintain any raft or platform on George Lake more than one hundred (100) feet from the shoreline.
- b. Each raft shall have at least eighteen (18) inches above the water line and not more than twelve (12) inches from each corner or projection attached thereto a red reflector of not less than three (3) inches in diameter.

(3) **Piers.** No person shall construct or maintain a pier or boat lift which extends more than fifty (50) feet from the shoreline nor shall any person maintain a swimming and/or diving raft more than one hundred (100) feet from the shoreline.

(4) **Prohibited in Public Areas.** No pier, swimming or diving raft shall be placed in waters of the extended boundaries of any street, fire lane or public park.

(5) **Removal of Rafts and Piers.**

- a. All piers, rafts or similar structures, and their supports, shall be removed from the waters on or before December 1, and remain out of the water until April 1 of the following year.
- b. In the event that such structures are not removed by December 1, the Village, after notice to the riparian owners, may remove the structure and the cost and expense of such removal shall be charged to the riparian owner. If such charges are not paid within thirty (30) days of the date of billing, a penalty of ten percent (10%) shall be added to such charges and the same shall constitute a lien on the property of the riparian owner and be inserted on the tax roll by the Village Clerk upon order by the Village Board.

(g) **Marking Ice Fishing Shelters.** No person shall place any ice fishing shanty, shelter or similar structure upon the ice of any lake, and leave it either unattended during hours of darkness, unless the shanty is marked with a bright orange reflectorized paint or tape at least three (3) inches wide, applied in a continuous strip on all sides, no less than two (2) feet nor more than four (4) feet above the level of the ice.

(h) **Littering.** No person shall place, throw or otherwise deposit any cans, bottles, debris, garbage, refuse, waste, sewage or effluent into or on the waters, ice or shores of George Lake and any person who shall violate this Subsection shall, upon conviction, pay the cost of removal in addition to any fine or forfeiture.

(i) **Motor Vehicles on the Ice.** No person shall operate any motor vehicle (as defined in Chapter 340.01, Wis. Stats.) on the ice of George Lake at any time, except that a vehicle equipped with a snowplow may operate on the ice at their own risk for the purpose of snowplowing and such vehicle shall be removed from the ice as soon as the vehicle has completed plowing the area.

(j) **Public Beaches.**

(1) **Public Beaches Designated.** There shall be two (2) public beaches on George Lake located at 101st Street, immediately north of 192nd Avenue, and the fire lane on

103rd Street. Said public beaches shall be closed at 10:00 p.m. each night and remain closed until sunrise of the following day.

- (2) **Closed Hours Presence Prohibited.** No person shall enter or remain on the property or the adjacent water area of a public beach during the period of time that the beach is closed.
- (3) **Pets.** No person shall allow a pet of any type to be on any public beach area at any time.
- (4) **Fishing Prohibition.** Fishing is prohibited in designated public swimming areas.
- (k) **Power Loading.** No person shall engage in the act of powering a motorboat on or off a trailer at the Village boat launch site on George Lake with the engine being operated at a speed greater than idle speed. No person shall continue to operate the engine while engaged in the act of launching or retrieving a motorboat after the motorboat is at rest on the trailer. A sign shall be posted at the Village boat launch site advising of the requirements of this Subsection as follows: "No driving onto trailers with motor operating above idle speed."
- (l) **Penalties and Forfeitures.**
 - (1) **Statutory Counterpart Offenses.** Any person convicted of a violation of offenses listed in Subsections (a) through (k) and defined in Sections 30.50 through 30.71, Wis. Stats., with references to imprisonment deleted. Uniform deposit and bail schedules established by the Wisconsin Judicial Conference shall be applicable to citations issued for violation of offenses adopted by this Section and defined in Sections 30.50 through 30.71, Wis. Stats.
 - (2) **Other Violations.** The penalties for violations of any other Subsection shall, upon conviction, be as prescribed in Section 1-1-6.

Sec. 12-1-7 Lake Shangri-La Boating and Recreation Regulations.

(a) Purpose; Applicability.

(1) Intent.

- a. The natural waters and adjacent beaches located in the Village of Bristol are valuable natural resources and those portions of such waters and beaches which are owned by the public are threatened by overuse and by misuse. This Section is intended to promote the health, safety and welfare of the public by placing reasonable regulations on the use of said waters and beaches to preserve their natural beauty and usefulness and to avoid conflicts with those members of the public enjoying said waters and beaches.
- b. This Section recognizes that Lake Shangri-La is in the jurisdiction of both the Village of Bristol and the Town of Salem.
- c. This Section is intended to be consistent with Chapter 30, Wis. Stats., governing navigable waters, harbors and navigation, and with all valid administrative rules of the Wisconsin Department of Natural Resources and with all applicable zoning

regulations of Kenosha County, to the end that all interests may enjoy the aquatic recreation available consistent with public rights, interests and capability of the water resource.

- (2) **Applicability; Enforcement.** The provisions of this Section shall apply to the waters of Lake Shangri-La located in the Village of Bristol. The provisions of this Section shall be enforced by the enforcement officers of the Water Safety Patrol of the Town of Salem and officers of the Wisconsin Department of Natural Resources.
- (3) **Enforcement Patrol Boat Exception.** The provisions of this Section shall not apply to the operator of a duly authorized enforcement patrol boat when operated in the performance of duty, and sounding the required audible signal (siren), with due regard given to the safety of people and watercraft in the vicinity.
- (b) **State Boating and Water Safety Laws Adopted; Definitions.** Sections 30.50 through 30.71, Wis. Stats., describing and defining regulations with respect to water traffic, boats, boating and related water activity and safety are hereby adopted and incorporated herein by reference. Any act required to be performed or prohibited by the provisions of the above-referenced statutory provisions incorporated herein is required or prohibited by this Section. In addition to the definitions incorporated from Sections 30.50 through 30.71, Wis. Stats., the following definitions shall apply in this Section:
 - (1) **Shore Zone.** All surface water within two hundred (200) feet of the shoreline;
 - (2) **Swimming Zone.** An authorized area marked by regulatory markers to designate a swimming area.
 - (3) **Moorage.** An area where continuous mooring of boats for more than twenty-four (24) hours is permitted.
 - (4) **Public Access.** A marina or landing facility and the adjoining public shoreline under the ownership of the state, county or other local government.
 - (5) **Slow-No-Wake.** That speed at which a boat moves as slowly as possible while still maintaining steerage control.
- (c) **Speed Restrictions – Slow-No-Wake.** In addition to the speed restrictions set forth in Subsection (b) above adopting Section 30.66, Wis. Stats., no person shall operate a motorboat in excess of the slow-no-wake speed:
 - (1) **Defined Shoreline Zone.** On Lake Shangri-La within a defined shoreline zone; and
 - (2) **Hours Limitation.** On Lake Shangri-La between the hours of 7:00 p.m. and 10:00 a.m. on either the shore zone or the traffic lane.
- (d) **Capacity Restrictions.** No person shall operate or loan, rent or permit a boat to leave the place where it is customarily kept for operations on the waters covered by this Section with more passengers or cargo than shall be stated on the capacity information plate as required by Section 30.501, Wis. Stats.
- (e) **Buoys, Rafts and Piers.**
 - (1) **Removal of Piers and Rafts.**
 - a. All piers, rafts or similar structures, and their supports, shall be removed from the waters on or before December 1, and remain out of the water until April 1 of the following year.

- b. In the event that such structures are not removed by December 1, the Village, after notice to the riparian owners, may remove the structure and the cost and expense of such removal shall be charged to the riparian owner. If such charges are not paid within thirty (30) days of the date of billing, a penalty of ten percent (10%) shall be added to such charges and the same shall constitute a lien on the property of the riparian owner and be inserted on the tax roll by the Village Clerk upon order by the Village Board.
- (2) **Compliance.** All buoys and aids to navigation shall comply with Section 30.74(2), Wis. Stats., and administrative regulations and shall have affixed thereto such numbers as assigned to them by the permit. Such numbers shall be located at least twelve (12) inches above the waterline and shall not be less than three (3) inches in height.
- (3) **Wharves and Piers.** No person shall erect or maintain any wharf or pier contrary to the statutes and regulations of the state or extending more than one hundred (100) feet from the shore.
- (4) **Pier or Mooring Buoys.** No pier or mooring buoy shall be placed in the waters located within the boundary of a designated fire lane, extended into the water.
- (5) **Rafts and Platforms.**
 - a. No person shall place or maintain any raft or platform more than one hundred (100) feet from shore.
 - b. Each raft or platform must:
 - 1. Be firmly anchored with at least eighteen (18) inches of freeboard above the waterline;
 - 2. Be painted white; and
 - 3. Have attached thereto not less than twelve (12) inches from each corner or projection, a red reflector of not less than three (3) inches in diameter.
- (6) **Buoy Permits.**
 - a. No bathing beachmarker, speed zone marker, information marker, mooring buoy, fishing buoy or other marker shall be anchored or shall be placed on any of the waters of Lake Shangri-La under the jurisdiction of the Village of Bristol unless a written application therefor is made to and approved by the Town Board of the Town of Salem. The Town of Salem shall issue numbers for buoys as required above. It is intended that the Town of Salem will have exclusive jurisdiction and control over the placement of and permits for all buoys.
 - b. Any person making application for the placement of a mooring buoy or other approved marker in the waters of Lake Shangri-La within the Village of Bristol in accordance with the above Subsection shall pay to the Clerk of the Town of Salem a permit fee of Ten Dollars (\$10.00). Such permit shall remain in effect so long as the applicant owns or rents the property for which such permit is granted. The permits granted hereunder shall automatically expire when an applicant sells or no longer occupies the premises for which the permit has been granted.

- (7) **Placement of Authorized Markers.** The Chief of the Water Safety Patrol of the Town of Salem is authorized and directed to place authorized markers, navigation aids and signs in such water areas of Lake Shangri-La under the jurisdiction of the Village of Bristol as shall be appropriate to advise the public of the provisions of this Section and to post and maintain a copy of this Section at all public access points within the jurisdiction of the Village as is deemed necessary.
- (f) **Swimming Regulations.**
- (1) **Swimming From Boats Prohibited.** No person shall swim from any unmanned boat in Lake Shangri-La unless such boat is anchored.
 - (2) **Distance From Shore or Boats.** No person shall swim beyond the shore zone or more than fifty (50) feet from any pier unless within marked or authorized areas, or more than twenty-five (25) feet from anchored rafts or boats unless accompanied by a boat manned by a competent person and having readily available a ring buoy. Such boat shall stay reasonably close to and guard such swimmer, not less than one (1) boat for each two (2) swimmers.
 - (3) **Hours.** No person shall swim more than two hundred (200) feet from the shoreline between the hours of 7:00 p.m. and 10:00 a.m.
 - (4) **Fishing Prohibition.** Fishing is prohibited in designated public swimming areas.
- (g) **Waterskiing.**
- (1) **Hours.** No person shall operate a boat for the purpose of towing a water-skier, aquaplane, parasail or similar device or engage in waterskiing between the hours of 7:00 p.m. and 10:00 a.m. on Lake Shangri-La.
 - (2) **Traffic Lane.** Any boat engaged in towing a person on water skis, aquaplane, parasail or similar device shall conform to all sections of this Section and, in addition, shall operate in a counterclockwise pattern on Lake Shangri-La in the traffic lane. There shall be no waterskiing, aquaplaning, parasailing or similar activity within the shore zone.
 - (3) **Towing.** There shall be not more than two (2) persons being towed by one (1) boat and each shall have an individual tow line. Persons being towed shall wear personal flotation devices as defined in Section 30.62(3), Wis. Stats.
 - (4) **Exceptions.** The limitations of this Subsection shall not apply to participants in ski meets or exhibitions authorized and conducted as provided in Subsection (i) below.
- (h) **Littering Waters Prohibited.**
- (1) **Houseboat Standards.** Any boat or craft which is designed for persons to use as living, sleeping or camping activities, commonly referred to as a "houseboat", shall be equipped with suitable sanitation facilities and comply with Subsection (b) above adopting Section 30.71, Wis. Stats.
 - (2) **Unlawful Littering.** No person shall leave, deposit, place or throw on the waterways, ice, shores or waterways or upon any other public or private property adjacent to waterways any cans, bottles, debris, refuse or other solid waste material of any kind.
- (i) **Races, Regattas, Sporting Events and Exhibitions.**
- (1) **Permit Required.** No person shall direct or participate in any boat race, regatta, waterski meet or other water sporting event or exhibition on Lake Shangri-La unless

such event has been authorized jointly by the Town Board of the Town of Salem and the Village Board of the Village of Bristol.

- (2) **Permit.** A permit issued under this Subsection shall specify the course or area of water to be used by participants in such event and the permittee shall be required to place markers, flags or buoys approved by the Chief of the Water Safety Patrol of the Town of Salem designating the specified area. Permits shall be issued only when the proposed use of the water can be carried out safely and without danger to or substantial obstruction of other watercraft or persons using the lake.
 - (3) **Right-of-Way of Participants.** Boats and participants in any such permitted event shall have the right-of-way on the marked area and no other persons shall obstruct such area during the race or event or interfere therewith.
 - (4) **Permit Fee Required.** Upon making application for a special event permit, the applicant shall pay a permit fee per Section 1-3-1 to the Town Clerk of the Town of Salem.
- (j) **Driving Automobiles or Other Motor Driven Vehicles on the Ice.**
- (1) **Speed.** No person shall use or operate any automobile at a speed in excess of ten (10) miles per hour on the ice of Lake Shangri-La.
 - (2) **Hours.** No person shall use or operate any automobile on the ice of Lake Shangri-La after 9:00 p.m.
 - (3) **Definition.** The word "automobile" as used in this Subsection shall be construed to mean all motor vehicles of the type and kind permitted to be operated on the highways of the State of Wisconsin.
 - (4) **Risk and Liability.** All traffic on the ice-bound waters of Lake Shangri-La shall be at the risk of the traveler as set forth in Section 30.81(3), Wis. Stats. Nothing in this Subsection shall be construed as rendering the Village liable for any accident to those engaged in permitted traffic while this Subsection is in effect.
- (k) **Jurisdiction.** Recognizing the joint jurisdiction of the Town of Salem and the Village of Bristol over the waters of Lake Shangri-La, it is the intent of this Section that the Town of Salem and the Village of Bristol shall cooperate and coordinate ordinances, rules and regulations. Violations occurring in the Village of Bristol shall be brought before the Municipal Court of the Town of Salem and the Town of Salem shall have exclusive jurisdiction over all such citations issued for violations of this Section, regardless of whether such violations occurred within the jurisdiction of the Town of Salem or the Village of Bristol.
- (l) **Penalties.** Unless otherwise provided herein, any person violating any provisions of this Section shall, upon conviction, be subject to the penalty provided in Section 20.15 of the Code of Ordinances of the Town of Salem.

Title 12 ► Chapter 2

Public Property Naming Procedures

12-2-1 Naming Procedures for Public Property

Sec. 12-2-1 Naming Procedures for Public Property.

(a) **Renaming Streets.**

- (1) To request the renaming of a Village street, road or highway by anyone other than the Village, a petition signed by at least fifty percent (50%) of all property owners along the street in question shall be submitted to the Village Board. Petition signatures shall be limited to one per parcel. Naming shall be accomplished through adoption of a formal resolution by the Village Board.
- (2) For streets within a recorded subdivision or certified survey map, an affidavit of correction shall be recorded with the Register of Deeds as specified under Sec. 236.295, Wis. Stats.
- (3) All street, road or highway names may also require the approval of Kenosha County.
- (4) All costs associated with the name, including the cost of any recording necessary and the cost of signage shall be paid by the person(s) submitting the request. This cost may be waived by the Village Board.

(b) **Naming of Public Waters.** (Note: proposed names for public waters require approval of the Wisconsin Geographic Names Council in order to be recognized on maps outside the Village.)

- (1) Requests to name or rename a creek, stream, river or lake shall be made in writing and brought before the Village Board. The person(s) who submitted the request shall provide background information into the rationale behind the request, including biographical information if to be named after a person. Any letters from appropriate organizations and individuals which provide evidence of substantial local support for the proposal shall be submitted at that time. If the creek, stream, river or lake is included in a Lake Protection and Rehabilitation District, approval from the district must be obtained prior to the submittal of the request to the Village. Upon approval of the Village Board, the proposed name change shall be submitted to the Wisconsin Geographic Names Council for approval. The Village Board meets every February to act on all requests.
- (2) Once a public body of water is named after a person, the name of the public body of water cannot be changed for a period of fifty (50) years.

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- (3) All costs associated with the naming, including the cost of any recording necessary and the cost of signage, shall be paid by the person(s) submitting the request. This cost may be waived by the Village Board.
- (c) **Naming of Public Facilities.**
 - (1) Requests for the naming or the renaming of public buildings, faculties, and parks shall be submitted in writing. Requests concerning parks shall be brought before the Village Board. The person(s) who submitted the request shall provide background information into the rationale behind the request, including biographical information if to be named after a person. Any letters from appropriate organizations and individuals which provide evidence of substantial local support for the proposal shall be submitted at that time. Naming shall be accomplished through adoption of a formal resolution by the Village Board.
 - (2) Once a public building, park or facility is named after a person, the name of the public property cannot be changed for a period of fifty (50) years.
 - (3) All costs associated with the naming, including the cost of any recording necessary and the cost of signage, shall be paid by the person(s) submitting the request. This cost may be waived by the Village Board.
- (d) **Recommendations.** At its option, the Village Board may ask for advisory recommendations on renaming applications from Village committees/commissions or civic organizations.