

## **Chapter 34 PARKS AND RECREATION**

### **ARTICLE I. - IN GENERAL**

### **ARTICLE II. - SHORELINE USE PERMITS**

**State Law reference**—Wis. Stat. §§ 27.13, 30.77, 349.13 & 170.105.

#### **ARTICLE I. IN GENERAL**

Sec. 34-1. Parking at boat landings and town parking lots restricted.

Sec. 34-2. Removal of ice shanties.

Secs. 34-3—34-18. Reserved.

#### **Sec. 34-1. Parking at boat landings and town parking lots restricted.**

It is unlawful to park vehicles, trailers and boats at any town boat landing or boat landing parking lots for a period of more than 48 hours.

(Ord. No. 2012-9-11-1, 9-11-2012)

#### **Sec. 34-2. Removal of ice shanties.**

Ice shanties must be removed from all boat landing parking lots not later than March 31 of each year.

(Ord. No. 2012-9-11-1, 9-11-2012)

#### **Secs. 34-3—34-18. Reserved.**

#### **ARTICLE II. SHORELINE USE PERMITS**

Sec. 34-19. Issuance; fees.

Sec. 34-20. Forms of permits; approval required; sticker display

Sec. 34-21. Maintenance of docks.

Sec. 34-22. Compliance with regulations required.

Sec. 34-23. Penalties and enforcement

Sec. 34-24. Revocation of permit

**Sec. 34-19. Issuance; fees.**

The clerk/administrator is hereby authorized to issue three-year, revocable permits in consideration of the annual permit fee in the amount provided in the town fee schedule to adjacent property owners for the use of the shoreline through the installation and maintenance of docks along Lake Onalaska, which is covered by a lease between the U.S. Department of the Army and the town, in coordination with the town shoreline advisory committee. Included in the dock permit are steps, boatlifts, and small storage boxes as per the lease agreement. No person shall erect, place, keep, or maintain a dock on leased land without this permit. Permits are non-transferable upon the sale of property.

(Ord. No. 24, § 1, 8-1-1990)

**Sec. 34-20. Form of permits; approval required; sticker display**

- (a) Applications for dock permits must be on forms approved under the U.S. Army Corps of Engineers, as provided in the lease agreement and amended from time to time. Each permit must be filed with the clerk/administrator, sent to the Shoreline Committee for review and recommendation for approval, as appropriate, to the Town Board and approved and signed by the town board chair or their designee, provided that the designee is a member of the town board.
- (b) The town board should consider and utilize the advice provided by the committee in official actions to approve, deny, or modify individual permits and concession agreements. (Res. No. 07120041,7-1-2004)
- (c) Each dock is required to display the corresponding residential fire number in clear view at the dock owner's expense. The Town may establish standards for the fire number signage. The Town may issue a dock permit sticker and designate where that sticker is to be placed by the permittee upon permitting of a dock. The permit is valid once compliance with fire number signage and sticker display designation requirements are completed.

**Sec. 34-21. Maintenance of docks.**

- (a) Every dock heretofore or hereafter erected, shall be kept in good repair and safely maintained. The Town may require the repair or removal of any dock or part thereof which has become deteriorated or deemed unsafe or a nuisance.
- (b) If, in the opinion of the Town, the dock is considered unsafe for use or a nuisance to others, the Town may order the property owner to repair and/or remove the dock. If the property owner is unwilling or unable to remove the dock, the Town may remove the dock. The expense thereof may be recovered from the owner and may be applied as a special charge on the owner's real estate tax bill.

**Sec. 34-22. Compliance with regulations required.**

All parties being issued a permit hereunder are required at all times to be in full compliance with the terms and provisions of the shoreline lease for said property between the town and Department of the Army, a copy of which is on file in the office of the clerk/administrator, and are further required to comply at all times with the town shoreline development and management plan and shoreline use regulations issued pursuant to the lease.

(Ord. No. 24, § 2, 8-1-1990)

**Sec. 34-23. Penalties and enforcement.**

The town board or its designee shall investigate any reports of violation of this article, and shall seek the advice of the shoreline committee regarding any violations. Upon discovery of such a violation, the town board or its designee shall notify the violator, in writing, of the violation and the steps that are necessary to correct the violation. In the event that the violation of this article is not corrected within 30 days of the mailing of written notice of violation by the town board or its designee hereunder, then the person violating the provisions of this article shall be subject to Section 1-17 of this Code.

(Ord. No. 24, § 3, 8-1-1990)

**Sec. 34-24. Revocation of permit.**

In addition to any other remedy under this article, the town board is empowered to revoke any permit issued hereunder upon the conviction of violation of this article. Upon correction of any violation of this article, the property owner shall be eligible to reapply for a permit.

(Ord. No. 24, § 4, 8-1-1990)

Board Adopted 3/14/2023