

Little Cedar Lake Protection & Rehabilitation District 2024

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Little Cedar Lake Protection & Rehabilitation District

The Little Cedar Lake Protection & Rehabilitation District (LCLPRD) is an inland lake district with taxing authority created in accordance with Chapter 33 of the Wisconsin State Statutes. Its annual budget and tax levy are approved by District electors and property owners at the Annual Meeting. Services provided by the LCLPRD include lake patrol, aquatic invasive species management and weed harvesting. The LCLPRD also sponsors the Annual Boat Parade and Annual Summer Social. The LCLPRD is governed by a Board of Commissioners, three of whom are elected and two of whom are appointed. Elected commissioner terms are three years, and staggered. Appointees are selected by the Town of West Bend Board Chair and Washington County Executive. The LCLPRD Board of Commissioners meets eight to nine times a year at the Town of West Bend Town Hall. Meeting notices and agendas are posted at the Town of West Bend, Town of Polk, in the West Bend Daily News, and on the LCLPRD website. Meeting Minutes are likewise posted to the website. The meetings are a great way to stay apprised of current issues in our lake district community. District residents and property owners are encouraged to attend. ***The 2024 Annual Meeting will be on Tuesday, September 3rd at 6:30 p.m. at the Town of West Bend Town Hall.***

Website

Visit the LCLPRD website (<https://lclprd.org>) for updates on meetings, weed harvesting, events, etc. If you “subscribe” to the website (dropdown menu under the “Contact Us” tab), you will receive email or text notification of a new post. Consider using the website **Trading Post** to list items you would like to buy or sell.

LCLPRD email

The LCLPRD email account is used to communicate information regarding activities, events, high water restrictions, etc., as well as to provide a platform for District residents and property owners to communicate with the LCLPRD Board of Commissioners. Our email database contains addresses that have been provided by District residents and property owners. If you haven’t yet notified us of your email address, and would like to be included in these communications, please send it to us at lclprd@gmail.com.

LCLPRD Wake Surf Recommendations / Water and Ice Ordinances

The Wake Surface Recommendations adopted by the LCLPRD Board of Commissioners at the May 2024 meeting, as well as LCLPRD Water & Ice Ordinances, are included in this booklet and also appear on the LCLPRD website (<https://lclprd.org>). We encourage all to familiarize themselves with the Recommendations and Ordinances, as well as with current Wisconsin Boating Laws and Responsibilities (<https://dnr.wi.gov/files/pdf/pubs/le/le0301.pdf>).

LCLPRD Commissioners 2024

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2024 SPRING/SUMMER NEWSLETTER

Wake Surf Recommendations

Over the course of 2023, a number of individuals approached the LCLPRD Board with concerns over the impact of wake surf activity on and around Little Cedar Lake. At their August 2023 meeting, the Board of Commissioners decided to establish a committee to evaluate the issues that had been identified as areas of concern. The committee would report its findings and recommendations to the Board and District residents and property owners this spring. Brian Treinen was appointed Chair of the committee and given autonomy in its composition and procedure. The intent to form a committee was announced at the Annual Meeting in September and interested individuals contacted Treinen. Treinen subsequently assembled a group which worked in sub-teams to evaluate the major areas of wake surfing concern (impact on shoreline, piers, rafts, etc.; safety implications and impact on other recreational activities; impact on lakebed/fish habitats; implications for aquatic invasive species (AIS) transfer; considerations for restrictions/ordinances). The group met virtually on four occasions over the winter and spring and presented its findings and recommendations at the LCLPRD Board of Commissioners meeting on May 6, 2024. The recommendations, which intend to maximize safety and minimize shoreline, lakebed, and AIS impact of wake surf activity on Little Cedar Lake, appear on p. 8 of this booklet, and were approved by the Board at the meeting. Among its recommendations, the committee proposed an after-season review of their effectiveness. *This review will be included in a lake user survey, possibly distributed via email.* As noted earlier, if you have not yet provided your email to the LCLPRD, please do so as soon as possible (lclprd@gmail.com).

Boater Safety Classes for Certification

The LCLPRD Water Ordinance (2020-1.09) cites age restrictions and boater safety certification requirements for operation of motorboats and personal watercraft (PWC). Wisconsin law requires those born **on or after January 1, 1989** to pass a boater safety course and carry a boater safety card when independently operating a motorboat or PWC. Boat operators may earn their certification via an online (<https://www.boat-ed.com/wisconsin/>) or in-person course. ***In-person boater safety classes*** will be offered at the Big Cedar Lake Protection & Rehabilitation District (BCLPRD) building (4480 Gonring Drive) on **June 10, 11 and 12** from 6:00-9:00 p.m. The cost is \$10. Attendance at all three in-person classes is required to earn a boater safety certificate. For more information, contact the BCLPRD office [bigcedarlakeprd@gmail.com; (262) 629-9322]. Online registration for this class is through the WI DNR Go Wild website: <https://gowild.wi.gov/customers/safetypedclass>

Weed Harvesting

This season's aquatic weed harvesting will *tentatively* commence on **Tuesday, June 11**. For most of the summer, weather permitting, harvesting will occur *every other week* on Tuesday, Wednesday, and Thursday. There may be a slight deviation from this schedule in September, when harvesting will be postponed a week due to the Labor Day holiday. ***Pier pickups of weeds will be offered on Thursdays of harvesting weeks, tentatively beginning June 13. Weeds must be at the end of piers no later than 7:00 AM on pickup days.*** The LCLPRD has purchased a new conveyor trailer, which will significantly improve efficiency and flexibility for offloading weeds from the harvester. The harvesting and pier pickup schedule will be posted to the LCLPRD website (<https://lclprd.org>). Please consider subscribing to the website (see above) for updates to the harvesting schedule.

Cedar Lakes Conservation Foundation (CLCF) Annual Kayak/Pontoon Tour

CLCF's Annual Kayak/Pontoon Tour will again feature Little Cedar Lake (LCL). The event will be held on **Saturday, June 15** from **9:00 a.m. to noon** at the **CBAI launch** (corner of Margolis & Wayne Drives). Lee Krueger, Town of West Bend historian, will be available to discuss historic places of interest in the area. If conditions permit, the guided kayak tour will explore the flora and fauna of the proximal segment of Cedar Creek (west side of the kettle). Kayaks will be available but must be reserved. Pontoon tours will circumnavigate the lake. ***Event planners request that all participants provide their own life jackets.*** For more information, and to register for a kayak or pontoon tour time slot, please visit the events page of the CLCF website: (<https://theclcf.org/event/kayak-tour/>)

Annual Boat Parade

The boat parade will be on **Wednesday, July 3rd at 7:00 PM**. This annual tradition has become one of the highlights of the summer. We encourage everyone to consider participating this year. Decorate your boat and join in the fun! Watch the website for more details. We're looking for several volunteers to photograph parade participants as well, especially from the west side of the lake. If interested, please contact us at lclprd@gmail.com. ***There will be no rain date.*** If required, event cancellation will be posted to the website by 6:30 PM on July 3rd.

Summer Social

The annual Summer Social will be on **Sunday, August 4 at 3:00 p.m. at Ackerman's Grove County Park, Shelter 3**. The LCLPRD will cover the shelter rental and park admission fees, as well as brats, burgers, condiments, and paper products. Attendees will be asked to bring their own beverages and an appetizer, salad, or dessert, based on the first letter of their last name. Because the event is subsidized by the LCLPRD, we must limit attendance to District residents and property owners. Please watch the website for details.

Geese

Canada Geese have been perennial visitors to Little Cedar. We have two ways of limiting the annual population: 1) Nest and egg depredation in the spring, and 2) Round-up of geese when they are molting, generally mid-June to early July. The LCLPRD has obtained permits for nest and egg depredation each of the past two years. This spring, one nest was identified by a property owner, and six eggs were treated, preventing hatching. The LCLPRD likewise has collaborated with the WI DNR and USDA Department of Fish & Wildlife in the past to conduct roundups. We continue to allocate funds for an annual roundup in our Annual Budget, but the minimum number of geese required for such has increased steadily since 2015, the last year in which a roundup was conducted on Little Cedar. The minimum number of geese required for roundup in 2024 is **40**. Please notify us (lclprd@gmail.com) ***no later than June 1*** if you observe a population of geese that approaches 40 in the lake or on your property.

Aquatic Invasive Species

Starry Stonewort

Starry Stonewort (SSW), an invasive macroalga that is spread via ballast water, boats, trailers, motors, anchors, etc., was first detected near the public boat launch at Ackerman's Grove County Park in August 2018. Since then, the LCLPRD has engaged in ongoing efforts to control its spread. We initiated control efforts in 2019, which have included Clean Boats, Clean Waters (CBCW) initiatives, Diver Assisted Suction Harvest (DASH) and diver assisted hand pull events. These activities have been partially funded through grants from the EPA and Wisconsin DNR (WDNR) and partially funded by the LCLPRD. In addition, LCLPRD residents, property owners and friends have contributed numerous hours to this effort. Point-intercept (PI) studies have been conducted annually since 2018 and have demonstrated a good response to our efforts at controlling the SSW population in the vicinity of the public launch but have also detected the presence of SSW in many other locations (the PI study conducted in August 2023 revealed SSW in 28% of the points sampled, 12.5-15% of the lake). However, the DNR's perception of the ecological impact of SSW has evolved over the past six years. Native aquatic vegetation provides a good source of competition to SSW, so SSW growing among natives does not present the threat once perceived and should be left undisturbed. Most of the SSW populations in Little Cedar are interspersed among diverse native aquatic plant populations. The diver-assisted hand pull effort in July 2023 addressed the monotypical patch of SSW near the launch that could potentially be disrupted and spread by boat motors. The PI study in August 2023 subsequently revealed another monotypical patch of SSW in the channel south of the launch. This is the final year of our second Rapid Response grant. We plan diver-assisted hand pull events in the area near and south of the launch on **June 29** and **August 3 from 8:00 a.m. to 1:00 p.m.** As in the past, we will need a robust contingency of volunteers (on shore and in kayaks) for these events. We will divide each day into two shifts. If you would like to assist on either (or both) days, or have any questions regarding volunteer tasks, please contact us at lclprd@gmail.com. Additional requests for help with this project will appear on the website and via LCLPRD email.

Purple Loosestrife

Purple loosestrife is an invasive plant that grows along the shoreline. Biocontrol efforts with *Galerucella* beetles are underway again this year. These beetles feed on Purple Loosestrife and will be released later this summer into shoreline areas with a high density of Purple Loosestrife to deter its growth and decrease flowering of the plants. If a property owner observes Purple Loosestrife along their shoreline, they are encouraged to remove the plants and dispose of them in the trash in order to decrease seed propagation. This DNR site contains helpful information pertaining to identification and control of Purple Loosestrife:

<https://dnr.wisconsin.gov/topic/Invasives/fact/PurpleLoosestrife>

Yellow Flag Iris

Populations of invasive Yellow Flag Iris have been identified along the shoreline in the kettle, as well as along the shorelines on the south end of the lake. Last Summer, yellow iris plants were removed from the shoreline on the south end and flowers removed from many other yellow iris plants in the area in order to decrease seed propagation. Property owners are encouraged to check their shorelines for this June-blooming iris and either remove the plants or cut the flowers. Plants and flowers should be disposed in the trash. **Purple iris is native and should not be removed.** This DNR site contains helpful information pertaining to identification and control of Yellow Flag Iris:

<https://dnr.wisconsin.gov/topic/Invasives/fact/YellowFlagIris>

Property owners with questions about Purple Loosestrife or Yellow Flag Iris may contact Sylvia Hillmann (shillmann@charter.net).

Fish Stocking in Little Cedar Lake

Walleye

Last fall, the LCLPRD worked with, and donated funds to, *Walleyes for Tomorrow* (<https://walleyesfortomorrow.org>) to acquire a fish hatchery structure suitable for smaller lakes such as Little Cedar. This spring, Little Cedar was one of two Wisconsin lakes to welcome the new hatcheries. As in previous years, the Cedar Bay Association, Inc. (CBAI) launch served as the staging point for hatchery operations. Many District volunteers assisted with the six week project. The results were encouraging, as approximately 500,000 walleye fry were released. The hatchery structure is now stored in the LCLPRD building and will be used annually with assistance from *Walleyes for Tomorrow*.

Perch

The LCLPRD will again request a fall permit for perch from WI DNR hatcheries, and, if necessary, from private hatcheries. We anticipate the release of up to 1,000 (4" to 6") mature fry in early October.

LCLPRD Equipment Acquisitions in 2024

The District has purchased and installed a 50' aluminum/composite grate pier for access to the harvester and patrol boat. The previous pier was short and in poor condition. The new pier provides safety and security. As mentioned in the Weed Harvesting paragraph above, the District also purchased a new conveyor/trailer, which replaces our older stationary conveyor. The new trailer with conveyor significantly increases the efficiency of weed offloading operations, allowing for use of either the public or CBAI launch, and minimizes the interruption to launch access. The trailer will be used for harvester transport when required.

Ackerman's Grove County Park

Enforcement of Parking Restrictions at Ackerman's Grove

In addition to Washington County Sheriff's Office Deputies, designated members of the Washington County Parks Department are now authorized to issue citations to those in violation of parking restrictions inside Washington County Parks. The fee for such citations has increased to \$50. To report illegally parked vehicles or vehicle/trailer units inside Ackerman's Grove County Park, please call either the ***Parks Department Weekend On-Call*** number ***(262.335.4615)*** or ***Washington County Sheriff's dispatch (262.335.4411)***.

Beer Garden

In 2022, Washington County entered a public-private partnership with *The Tap Yard* for provision of a beer garden at Ackerman's Grove County Park. The Tap Yard commenced its third-year operations on May 1. The beer garden will be open Wednesday through Sunday and feature craft beer, hard seltzers, wine, food truck(s) and special events. Live music will be provided on Fridays. Operating hours and event information can be found at <https://www.facebook.com/thetapyardwestbend>. District residents and property owners with concerns regarding the beer garden operation should direct them to ***Nick Marking***, Owner of the Tap Yard (***414.395.5860; thetapyards@gmail.com***), ***Logan Bliss*** (Washington County Parks Property Manager; ***262.335.4802; logan.bliss@washcowisco.gov***) or the ***Washington County Parks office (262) 335-4445***.



LCLPRD Summer 2024 Events

June 1

Last day to notify LCLPRD of large goose populations

June 3

LCLPRD Board of Commissioners Meeting (6:30 pm)
Town of West Bend Town Hall

**June
10,11,12**

In-person boater safety class (6:00pm- 9:00pm)
Big Cedar Lake PRD

June 15

CLCF Kayak Tour from CBAI Launch (9:00am- 12:00pm)

June 29

Starry Stonewort Containment Event (8:00am-1:00pm)
Ackerman's Grove County Park Boat Launch

July 3

Annual Boat Parade (7:00 pm)

July 8

LCLPRD Board of Commissioners Meeting (6:30 pm)
Town of West Bend Town Hall

Aug 3

Starry Stonewort Containment Event (8:00am-1:00pm)
Ackerman's Grove County Park Boat Launch

Aug 4

Little Cedar Lake Summer Social (3:00 pm)
Ackerman's Grove County Park Shelter #3

Aug 5

LCLPRD Board of Commissioners Meeting (6:30 pm)
Town of West Bend Town Hall

Sept 3

LCLPRD Annual Meeting (6:30 pm)
Town of West Bend Town Hall

WAKE SURFERS PLEASE OBSERVE:

- **Red Zone** = NO SURFING
- **Green Zone** = Preferred Surf Zone
- **Yellow Zone** = Surf when necessary to avoid other boat traffic
 - No closer than 300' from shore (Slow No Wake buoys are 150' so 2x that distance) and minimum 20' of water depth
- Stay 200' away from other boats, swimmers, rafts, etc
- Fill and empty ballast in same area of lake in water deeper than 20'
- Follow Clean Boats Clean Waters best practices
- Before going to or returning from another lake open ballast system and let air out for five (5) days.



**LAKE TRAFFIC ORDINANCE LITTLE CEDAR LAKE PROTECTION & REHABILITATION DISTRICT
ORDINANCE 2020-1**

Regulation of Activities on the Water of Little Cedar Lake

2020-1.01 GENERAL PROVISIONS.

- (1) APPLICABILITY. The provisions of this ordinance shall apply to the waters of Little Cedar Lake and the Cedar Creek Channel up to and including the Little Cedar Lake dam, within the Town of West Bend and the Town of Polk, Washington County, Wisconsin.
- (2) PURPOSE. The purpose of this ordinance is to promote the public health, safety, and general welfare of the persons and area affected by this ordinance.
- (3) AUTHORITY. This ordinance is adopted by the Little Cedar Lake Protection and Rehabilitation District, hereinafter referred to as LCLPRD, pursuant to the powers granted them by virtue of §30.77 Wis. Stats., and resolutions adopted by the Town of West Bend (Resolution 5-94 June, 1994) and the Town of Polk (Resolution 10-93 July, 1993).

2020-1.02 INTERPRETATION.

The sections of this ordinance pertaining to the use, operation or equipment of boats and other vehicles as well as the activities which are regulated by §§30.12, 30.50 to 30.74, and 30.75 to 30.80, Wis. Stats. and the rules and regulations of the State of Wisconsin Department of Natural Resources ("DNR") established pursuant thereto, shall be construed and interpreted, if possible, to be consistent with and not contrary to said statute sections, rules and regulations, nothing to the contrary herein notwithstanding.

2020-1.03 ENFORCEMENT.

- (1) The provisions of this ordinance shall be enforced by the Washington County Sheriff's Department, the DNR and the law enforcement officers contracted by the LCLPRD.
- (2) A law enforcement officer operating a duly authorized water safety patrol watercraft, when responding to an emergency call or when in pursuit of an actual or suspected violator of this ordinance, need not comply with state law or this ordinance fixing maximum speed limits when a siren is being sounded and/or such safety patrol's watercraft oscillating or flashing blue lights are activated.
- (3) Upon the approach of a duly authorized safety patrol watercraft giving an audio or visual signal, the operator of a vehicle referred to in this ordinance shall reduce the speed of that vehicle to slowest possible speed under the circumstances and yield the right-of-way to the safety patrol watercraft until it has passed.
- (4) No person operating a vehicle referred to in this ordinance may refuse to stop after being requested or signaled to do so by a law enforcement officer.
- (5) Sections 30.79(l)(b), (3) and (4), Wis. Stats., are adopted herein by reference.

2020-1.04 DEFINITIONS.

Definitions as set forth in §30.01 and §§30.50 through 30.71, Wis. Stats., are incorporated herein by reference as though fully set forth herein, except as follows:

- (1) PERSONS. Includes individuals, firms, partnerships, corporations, agencies, or any other association of individuals organized together for any purpose whatsoever.
- (2) SHOREZONE. The surface of the lake that is within 100 feet from and parallel to the shore. Provided, however that on any part of said lake where the distance between the opposite shores is such that the foregoing formula is impossible or impracticable in application, then shorezone shall be as indicated by buoys placed for that specific purpose.
- (3) WATER TRAFFIC LANES. The water traffic lane is the surface of the lake that is beyond 150 feet distant from and parallel to the shore or 100 feet distant from the projecting extremities of any pier, wharf, restricted area or other structure built in or over the water, or the greater thereof, provided, however, that on any part of said lake where the distance between the opposite shores is such that the foregoing formula is impossible or impracticable in application, then the water traffic lane shall be as indicated by buoys placed for that specific purpose.
- (4) WATER TRAFFIC. All moving objects controlled by persons on the water surface.
- (5) SLOW-NO-WAKE SPEED. When used herein, slow-no-wake speed shall mean that speed at which a boat moves as slowly as possible without generating a wave-wake while still maintaining steerage control.
- (6) PERSONAL WATERCRAFT / PWC. Personal watercraft shall mean a motorboat that uses an inboard motor powering a water jet pump or a caged propeller as its primary source of motive power and that is designated to be operated by a person standing on, kneeling on or sitting astride the watercraft.
- (7) BOAT, WATERCRAFT. Boat or Watercraft means every description of watercraft used or capable of being used as a means of transportation on water.
- (8) MOTORBOAT. Motorboat means any boat equipped with propulsion machinery, whether or not the machinery is the principle source of propulsion.
- (9) UNPOWERED VESSELS. Unpowered vessels are sailboats or vessels that are paddled, pedaled, poled or rowed.
- (10) TUBE. An inflatable or solid device on which persons are towed by a motorboat or PWC.
- (11) WATER SKIING AND WATER SKIER. Being towed or the one being towed, respectively, on water skis, wake boards, wake surfboards, knee boards, aquaplane, or some similar devices by a Watercraft or PWC.

2020-1.05 DIRECTIONAL TRAVEL.

- (1) All Watercraft or Personal Watercraft traveling faster than a "Slow-No-Wake" speed are required to travel/follow in a counter-clockwise direction.

2020-1.06 LIGHTING OF BOATS AND WATERCRAFT EQUIPMENT.

- (1) MOORING LIGHTS REQUIRED. No person shall moor, drift, operate or anchor any boat or unpowered vessel from sunset to sunrise unless there is prominently displayed thereon a white light.

2020-1.07 SPEED RESTRICTIONS IN WATER TRAFFIC LANES.

- (1) Monday Through Friday.
10:00AM to 7:00PM (Maximum of 35 mph)
7:00PM to 10:00AM (Slow-No-Wake)
- (2) Weekends and Holidays
10:00AM to 6:00PM (Maximum of 35 mph)
6:00PM to 10:00AM (Slow-No-Wake)
- (3) Speeds outside of Water Traffic Lanes (inside buoys along shorezones) are considered SHOREZONE AREAS and are restricted as Slow-No-Wake.
- (4) When traveling in water traffic lanes and it is necessary to approach closer than the prescribed distances to a moored boat, a slow-moving boat, a flag or marker warning of subsurface activity, or a swimmer, the operating speed shall be Slow-No-Wake.

2020-1.08 DECLARATION OF HIGH-WATER EMERGENCY RESTRICTIONS.

- (1) When the water level exceeds the ordinary high-water mark (as established on the east wing wall of the Little Cedar Lake dam) by at least four (4) inches, the Chair of the LCLPRD Board of Commissioners may declare a high-water emergency. If a high-water emergency is declared, Boat, Watercraft and Personal Watercraft speeds are restricted to "Slow-No-Wake" until the emergency has been rescinded. Notice of imposition and rescission of a High-Water Emergency will be posted at the public launch at Ackerman's Grove, as well as on the homepage of the LCLPRD website.

2020-1.09 PROHIBITED BOAT AND PERSONAL WATERCRAFT OPERATION.

- (1) DISTANCE. No motorboat or personal watercraft shall pass within 100 feet of an unpowered vessel, moored boat, swimmer, skin diver, or skin diver's marker unless part of the skin-diving operation.
- (2) AGE RESTRICTIONS (§§30.678, 30.74 and 30.80 of the Wisc. Stats.)
 - A. Motorboats other than personal watercraft
 - i. No person ***under 10 years of age*** may operate a motorboat.
 - ii. ***No person who is at least 10 years of age but under 12 years of age*** may operate a motorboat unless he or she is accompanied in the motorboat by a parent or guardian or a person who is at least 18 years of age and who is designated by a parent or guardian and the parent, guardian or designated adult holds a valid boating safety certificate issued under §30.74(1)(a) or a

valid boating safety certificate that is honored under §30.74(1)(c) or was born before January 1, 1989.

- iii. ***No person who is at least 12 years of age but under 16 years of age*** may operate a motorboat unless one of the following applies:
 - a. The person holds a valid boating safety certificate issued under Wisc. §30.74(1)(a) or a valid boating safety certificate that is honored under §30.74 (1)(c).
 - b. The person is accompanied by a parent or guardian or by a person who is at least 18 years of age and who is designated by a parent or guardian, and the parent, guardian or designated adult holds a valid boating safety certificate issued under §30.74 (1)(a) or a valid boating safety certificate that is honored under §30.74 (1)(c) or was born before January 1, 1989.
- iv. ***No person who was born on or after January 1, 1989 and who is 16 years of age or older*** may operate a motorboat unless one of the following applies:
 - a. The person holds a valid boating safety certificate issued under §30.74(1)(a) or a valid boating safety certificate that is honored under §30.74(1)(c).
 - b. The person is accompanied by another person who is at least 18 years of age and that person holds a valid boating safety certificate issued under §30.74(1)(a) or a valid boating safety certificate that is honored under §30.74(1)(c) or was born before January 1, 1989.

B. Personal Watercraft (PWC)

- i. ***No person under 12 years of age*** may operate a PWC.
- ii. ***No person who is 12 years of age or older but under 16 years of age*** may operate a PWC unless he or she is in possession of a valid certificate issued under §30.74(1)(a) or a valid boating safety certificate that is honored under §30.74(1)(c).
- iii. ***No person who was born on or after January 1, 1989, and who is 16 years of age or older*** may operate a PWC unless the person holds a valid safety certificate issued under §30.74(1)(a) or a valid boating safety certificate that is honored under §30.74(1)(c).

C. Proof of certificate

Any person required to hold a safety certificate while operating a motorboat or PWC shall carry proof of such and shall display such proof to a law enforcement officer upon request.

D. Exemptions

The above restrictions do not apply to a person while the person is operating a motorboat as may be required as part of a boating safety course under §30.74(1).

E. Parent and guardian liability

Any violation of the above restrictions that is done with the knowledge of a parent or guardian shall be considered a violation by the parent or guardian and be punishable under §30.80.

- (3) TIGHT CIRCULAR AND REPETITIVE OPERATION OF MOTORBOATS AND PWCs. No person may operate a motorboat or PWC repeatedly in a tight, circuitous course, or in a prolonged, repetitive manner in the same area of the lake.
- (4) POWER LAUNCHING AND RETRIEVING PROHIBITED. No person shall launch or retrieve a motorboat off or onto a trailer at the Ackerman's Grove public launch unless the motorboat's motor is turned off or the motor is being operated in its neutral gear. No person shall have the motorboat's motor operating in a gear other than neutral while engaged in retrieving a motorboat onto a trailer after the motorboat is at rest on the trailer.
- (5) WEED BED AREA. No person shall waterski, tube, wakeboard, wake surf, aquaplane or use personal watercraft in a marked weed bed area. No person shall operate a motorboat or PWC in a marked weed bed area at a speed in excess of Slow, No Wake.
- (6) EXHAUST/MUFFLER EQUIPMENT. No person shall operate a motorboat or watercraft unless equipped and maintained with a muffler and exhaust system in compliance with Wis. Stat. §30.62. It is unlawful to operate a vessel which exceeds a noise level of 86 dBA.

2020-1.10 WATER SPORT REGULATIONS.

- (1) HOURS OF OPERATION. No person shall operate a boat or PWC for the purpose of towing a water skier, wake boarder, wake surfer, aquaplane, tube, or similar device, or engage in water skiing, wake boarding, wake surfing, aquaplaning, tubing, or similar activity except during the following hours:
 - (a) Monday through Friday 10:00 A.M. to 7:00 P.M. (No more than two (2) lines per Watercraft are allowed).
 - (b) Weekends and Holidays 10:00 A.M. to 6:00 P.M. (No more than one (1) line per Watercraft is allowed).
 - i. Exception: Towing a flotation device (e.g., tube) behind a single line is allowed at a speed which does not exceed Slow, No Wake for up to 30 minutes after sunset.
- (2) REQUIREMENT TO WEAR A USCG-approved PERSONAL FLOTATION DEVICE (PFD). Any person on board a PWC, or anyone being towed behind a vessel must wear a USCG-approved PFD.
- (3) AIRBORNE DEVICES PROHIBITED. No motorboat operator shall tow any water skier, aquaplane, or person engaged in similar activity, or tow any tube or similar device using or equipped with any airborne devices, i.e., kite, sail, plane, Jet-ski or other device designed to lift such skier, aquaplane, or person engaged in similar activity above the surface of the water for a sustained period of time.
- (4) FLYBOARDS PROHIBITED. The use of flyboards are prohibited on Little Cedar Lake.

2020-1.11 SWIMMING REGULATIONS.

- (1) WATER TRAFFIC LANE. No person shall swim in the water traffic lane unless accompanied by and within (50) feet of a manned boat, Watercraft or PWC.

- (2) HOURS. No person shall swim in the traffic lanes from sunset to sunrise unless accompanied by manned boat or Watercraft with proper lighting.
- (3) FISH SPAWNING AREA. No person shall skin dive in any marked fish spawning areas, unless sanctioned by the DNR for specific purposes supporting fish habitat.

2020-1.12 SWIMMING BEACHES MARKED.

- (1) GENERAL. All beaches used by the public shall be identified by markers placed on the outer perimeter thereof by the riparian owner; markers are to be of a size normally visible for a distance of 300 feet and securely fastened so as to keep the markers in place, and painted as required by regulations adopted by the DNR.
- (2) BOATS PROHIBITED FROM ENTERING. All boats and PWCs are prohibited from entering such swimming beach, except a boat used by a lifeguard, safety patrol unit, or law enforcement officer.

2020-1.13 RAFTS, BUOYS AND MARKERS.

- (1) COLORS. All buoys and markers of any kind anchored in the water, except docks and piers, shall be painted in conformity with the color scheme established by the rules and regulations of the DNR. Any such marker which does not comply with such color scheme is deemed an unlawful obstruction of navigable waters and can be removed in accordance with law.
- (2) POSITION. All rafts, platforms, buoys and markers shall be anchored so that they shall have at least 12 inches of free board above the water line and so that they will not float or drift in excess of 10 feet in any direction from the position that is directly above their anchor.
- (3) SHOALS. If any shoals are marked, the same shall be indicated with markers normally visible for a distance of 300 feet and which are securely fastened to prevent moving, and painted in conformity with the DNR.

2020-1.14 UNDERWATER CRAFT.

- (1) No person shall engage in any activity employing a craft capable of operating below the surface of the water unless such craft submerges and surfaces in that area of the surface of the lake that has not been designated herein as the water traffic lane, or submerges or surfaces in the water traffic lane within a radius of 50 feet from a flag similar to that required by §30.70, Wisconsin Statutes, which regulates skin diving, except in the case of emergency.

2020-1.15 AIRCRAFT.

- (1) It shall be unlawful for manned aircraft to use any part of the lake for landing or taking off unless the pilot in command has declared an official "Mayday" emergency.

2020-1.16 MARKERS AND NAVIGATION AIDS: POSTING ORDINANCE.

- (1) LCLPRD is authorized and responsible to direct, place and maintain suitable markers, buoys, navigation aids and signs in such water areas as shall be appropriate to advise the public of the provisions and regulations of this ordinance at all public access points to Little Cedar Lake.

- (2) INTERFERENCE WITH MARKERS PROHIBITED. No person shall, without authority, remove, damage, or change the placed mooring.

2020-1.17 MISCELLANEOUS PROVISIONS AND RESTRICTIONS.

- (1) LITTERING LAWS STRICTLY ENFORCED. No person shall deposit, place, or throw from any boat, watercraft, raft, pier, platform structure or shore any refuse, garbage, debris, cans, paper, bottles, or solid or liquid waste on or into the Lake.
- (2) DISORDERLY CONDUCT PROHIBITED. No person shall engage in violent, abusive, threatening, tumultuous, indecent, obscene, profane, boisterous, unreasonably loud, or otherwise disorderly conduct. Public urination or defecation shall be considered disorderly conduct.
- (3) LIMITATION ON NUMBER OF MOORINGS (§30.12(1)(f) Wis. Stats. and Pier Planner, WDNR Pub. FH 017, August 2012). The number of boat slips, or the total number of watercraft docked at a pier or wharf including boats in a boat lift or hoist, is limited to two (2) boat slips for the first 50 feet of the riparian owner's shoreline frontage, and no more than one (1) boat slip for each additional fifty (50) feet of shoreline, unless otherwise lawfully permitted by the DNR. In addition to the boat slip allowance, a riparian owner can secure up to two (2) personal watercraft (PWC) for the first 50 feet of the riparian owner's shoreline frontage and one additional PWC for each additional 50 feet of shoreline.
- (4) STATE UNDERAGE ALCOHOL PROVISIONS ADOPTED. State underage alcohol laws as found in §§125.07(1), 125.07(4)(a),(b),(bs),(c) and(cd), and 125.085(1), (3)(b) and (3)(bd) of the Wisconsin Statutes are adopted herein by reference, including amendments adopted by the State subsequent to the enactment of this ordinance. Any act required to be performed or prohibited by the provisions of any said statute adopted herein by reference is required to be performed or prohibited by this ordinance.
- (5) RESISTING OR OBSTRUCTING WATER SAFETY PATROL OFFICERS PROHIBITED. No person shall resist or obstruct any water safety patrol officer in the performance of duty.

2020-1.18 PENALTIES.

- (1) Any person who violates the provisions of this ordinance shall pay a determined forfeiture/penalty as provided for in Wis. Stat. §30.80 as applicable to a violation of Wis. Stat. §§30.50 through 30.71, §346.65(2) through (7), and §346.655, §§350.11(1)(b) through (11)(4) as to any violation in this ordinance which is similarly described in said statutes, plus court costs shall apply for violations of the provisions referred to therein.
- (2) Any person who shall violate any of the provisions of this ordinance which are not covered under §2020-1.19(1) above shall, upon conviction of such violation, forfeit not more than the amounts provided in §30.80(1), Wisc. Stats.

2020-1.19 SEVERABILITY.

- (1) The provisions of this ordinance shall be deemed severable and it is expressly declared that the LCLPRD would have passed the other provisions of this ordinance irrespective of whether one or more provisions may be declared invalid. If any provision of this ordinance or the application to any person or circumstances is held invalid, the remainder of the ordinance and the application of such provisions to other persons or circumstances shall not be affected.

2020-1.20 EFFECTIVE DATE. This Ordinance supersedes all previous Water Ordinances of the Little Cedar Lake Protection & Rehabilitation District and shall become effective upon its passage on September 8, 2020.

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LAKE TRAFFIC ORDINANCE LITTLE CEDAR LAKE PROTECTION & REHABILITATION DISTRICT

ORDINANCE NO. 2020-2

Regulation of Activities on the Ice on Little Cedar Lake

2020-2.01 GENERAL PROVISIONS.

- (1) **APPLICABILITY.** The provisions of this ordinance shall apply to all the icebound waters of Little Cedar Lake within the Town of West Bend and the Town of Polk, Washington County, Wisconsin.
- (2) **PURPOSE.** The purpose of this ordinance is to promote the public health, safety, and general welfare of the persons and area affected by this ordinance.
- (3) **AUTHORITY.** This ordinance is adopted by the Little Cedar Lake Protection and Rehabilitation District, hereafter referred to as LCLPRD, pursuant to the powers granted it by virtue of Wis. Stat., 30.81, 33.22, 33.235 and 33.29, and resolutions adopted by the Town of West Bend (No. 5-94, June 1994) and the Town of Polk (No. 10-93, July, 1993).

2020-2.02 LAW ENFORCEMENT.

- (1) The provisions of this ordinance shall be enforced by the Washington County Sheriff's Department, Wisconsin DNR and the law enforcement officers contracted by the LCLPRD.

2020-2.03 DEFINITIONS.

- (1) **ATV (All-Terrain Vehicle) or UTV (Utility Terrain Vehicle)** mean any engine driven device as defined in Wis. Stat. §340.01(2g) and any other multi-axle, two to six wheeled vehicles, or combination wheel and track (runner) vehicles, not otherwise defined herein, powered by a small motor(s) or fan and designed to be operated on snow, ice, grass, dirt, gravel, sand and wetland whether or not required to be licensed by State Law.
- (2) **SNOWMOBILE** means any engine driven vehicle as defined in Wis. Stat. §340.01(58a).
- (2) **AUTOMOBILE** means any motor vehicle as defined in Wis. Stat. §340.01(4) and including mini vans.
- (4) **TRUCK** means any motor vehicle as defined in Wis. Stat. §340.01(34) and including pickup trucks, sport utility vehicles, regular size vans and combination automobile/trucks.
- (5) **RV** means any Recreational Vehicle as defined in Wis. Stat. §340.01(6m), (29) and (33m) designed or constructed to operate either under its own power or towed and defined to be used for temporary habitation.
- (6) **MOTORCYCLE** means any motorized vehicle as defined in Wis. Stat. §340.01(32) and including motorized bicycles and scooters.
- (7) **HOVERCRAFT** means any engine driven vehicle which travels across land or water just above a

cushion of air provided by a downward jet as from its engines, propellers, etc. For purposes of this ordinance, a hovercraft shall be considered an ATV subject to the provisions of Wis. Stat. §22.33, adopted herein by reference in Section 2004-2.12.

- (8) VEHICLE Includes all the above vehicles plus any other vehicle powered by motor.
- (9) FISHING SHANTIES means structures parked or erected on the ice for use as warming buildings and ice fishing shelters, and not including RVs, trucks, and automobiles.
- (10) ICE BOAT means a sailboat-like structure with runners or wheels intended to be wind powered on a solid surface.

2020-2.04 SPEED LIMITS FOR VEHICLES ON ICE.

- (1) WITHIN 100 FEET OF SHORELINE, PERSONS AND OTHER OBJECTS. No person may operate a vehicle on the ice in excess of 10 mph at any time day or night when within 100 feet of: a) the shoreline, b) any person not in, on, or of a vehicle (except vehicles of the same type), c) an ice boat, or d) an ice shanty.
- (2) BEYOND 100 FEET FROM THE SHORELINE, PERSONS AND OTHER OBJECTS. No person may operate a vehicle in excess of the respective speed limits listed below when beyond 100 feet of:
 - a) shoreline, b) any person not in, on, or of a vehicle (except vehicles of the same type), c) an ice boat, or d) an ice shanty:
 - (a) SNOWMOBILES. During the hours from sunrise to sunset, not in excess of a speed of 50 miles per hour; during the hours from sunset to sunrise, not in excess of a speed of 35 miles per hour anywhere on the ice.
 - (b) ATVs, UTVs, MOTORCYCLES & SIMILAR VEHICLES. During the hours from sunrise to sunset, not more than a speed of 25 miles per hour; during the hours from sunset to sunrise, not in excess of a speed of 10 miles per hour.
 - (c) AUTOMOBILES, RVs & TRUCKS. Not in excess of a speed of 10 miles per hour at any time day or night.
 - (d) HOVERCRAFT. During the hours from sunrise to sunset, not in excess of a speed of 25 miles per hour. No person shall operate a hovercraft on the ice between the hours from sunset to sunrise.

2020-2.05 PROHIBITED OPERATIONS.

- (1) No person shall operate a vehicle on the ice in such a manner as to exceed a noise level of 86 dBA, as measured by society of automotive engineers' standards. No vehicle operating on ice shall be modified in any manner that shall amplify or otherwise increase total noise emission above that emitted by the vehicle as originally constructed, regardless of date of manufacture.
- (3) No person shall operate any vehicle on the ice repeatedly in a tight, circuitous course, or in a prolonged, repetitive manner in the same area.

(4) DNR age restrictions for off-road operation on ice follows State of Wisconsin UTV/ATV/Snowmobile Vehicle Laws and Regulations.

- a. All-Terrain Vehicles (ATVs)
 - i. No person under age 12 may operate an ATV.
 - ii. All ATV operators at least age 12 and born on or after January 1, 1988 must possess a valid ATV Safety Certificate.
 - iii. All ATV operators age 12-15 must also be accompanied by an adult when riding on the ice.
- b. Utility Terrain Vehicles (UTVs)
 - i. No person under 16 may operate a UTV.
 - ii. All UTV operators at least age 12 and born on or after January 1, 1988 must possess a valid ATV Safety Certificate.
- c. Snowmobiles
 - i. Any person who is at least 12 years old and who was born on or after January 1, 1985 is required to possess a valid Snowmobile Safety Certificate.
 - ii. There is no safety certificate requirement for a child under age 12, but a parent, guardian or person 18 years or older must accompany the child on the (same) snowmobile when operating on the ice.

2020-2.06 REGULATION OF ICEBOATS.

- (1) No person shall operate an iceboat on the ice in any careless way to endanger the person or property of another.
- (2) No person shall operate an iceboat on the ice during the hours from sunset to sunrise.
- (3) Within 100 feet of any person not in or upon a vehicle, or of a vehicle or fishing shanty, a person operating an iceboat on the ice shall reduce the speed of the iceboat to the slowest speed reasonable under the circumstances.

2020-2.07 RIGHT-OF-WAY RULES BETWEEN VEHICLES AND ICEBOATS.

- (1) When a vehicle and an iceboat are proceeding in such a direction as to involve risk of collision, the vehicle shall yield the right-of-way to the iceboat.

2020-2.08 AIRCRAFT.

- (1) It shall be unlawful for manned aircraft to use any part of the lake for landing or taking off unless the pilot in command has declared an official "Mayday" emergency.

2020-2.09 RACING OR CONTESTS.

- (1) No person shall participate in a race or contest involving two or more vehicles unless the race or contest has been allowed by permit as provided in this subsection. A person may apply for a permit for such a race by applying therefor to the Board of Commissioners of the LCLPRD on the application form provided by the LCLPRD.

- (a) Individuals or organizations wishing to conduct a race consisting of any of the defined vehicles in this ordinance may apply for a permit for such by submitting a completed application to the LCLPRD Board of Commissioners. The Permit Application form will be provided per written request.
- (b) Permits for racing activities/events are restricted to nonprofit and charitable organizations. Participants must have valid operators' licenses to operate the vehicle being utilized in the event.
- (c) All such permits shall be limited so as not to exceed two days of actual event activities.
- (d) The LCLPRD Board of Commissioners may impose additional restrictions per permit request depending on the nature of the event. A Board decision and conditions on the permit application will be rendered within 30 days after receipt of the complete application.

2020-2.10 MISCELLANEOUS PROVISIONS AND RESTRICTIONS.

- (1) DISORDERLY CONDUCT PROHIBITED. No person shall, engage in violent, abusive, threatening, tumultuous, indecent, obscene, profane, boisterous, unreasonably loud, or otherwise disorderly conduct. Public urination or defecation shall be considered disorderly conduct.
- (2) LITTERING ON ICE IS PROHIBITED.
No person shall deposit or place, or throw from any vehicle, iceboat, raft, pier, platform, fishing shanty, structure or shore, any cans, paper, bottles, debris, refuse, garbage, or solid or liquid waste, feces or urine onto or through the ice of the lake or onto or into the waters of the lake.
- (3) STATE UNDERAGE ALCOHOL PROVISIONS ADOPTED. State underage alcohol laws as found in Sections 125.07(1), 125.07(4)(a), (b), (bs), (c) and (cd) and 125.085(1), (3)(b) and (3) (bd) of the Wisconsin Statutes are adopted herein by reference, including amendments adopted by the State subsequent to the enactment of this ordinance. Any act required to be performed or prohibited by the provisions of any said statute adopted herein by reference is required to be performed or prohibited by this ordinance.
- (1) HOLES IN THE ICE. No person may cut a hole in the ice that is in excess of 12 inches in diameter.

2020-2.11 WISCONSIN STATUTES AND RELATED PROVISIONS.

- (1) THE WISCONSIN ADMINISTRATIVE CODE IS ADOPTED BY REFERENCE. Wis. Stats. §22.33, §346.61, §§346.63 through 346.655, §350.01, §§ 350.05 through 350.12(3m)(d), §350.135 and §350.15, and the related provisions of the Wisconsin Administrative Code, including Chapter NR 6 and NR 64, are adopted herein by reference, including those statutes or rules and regulations related thereto that are adopted by the State or the Department of Natural Resources subsequent to the enactment of this ordinance. Any act required to be performed or prohibited by the provisions of any such statute, rule or regulation adopted herein by reference is required to be performed or prohibited by this ordinance.

2020-2.12 WINTER SAFETY PATROL VEHICLES.

- (1) A law enforcement officer operating a duly authorized winter safety patrol vehicle, when responding to an emergency call or when in pursuit of an actual or suspected violator of this

ordinance, need not comply with state law or this ordinance fixing maximum speed limits when a siren is being sounded and/or such winter safety patrol vehicle is oscillating or flashing blue lights are activated.

- (2) Upon the approach of a duly authorized winter safety patrol vehicle giving an audio or visual signal, the operator or a vehicle referred to in this ordinance or an iceboat shall reduce the speed of that vehicle or iceboat to the slowest possible speed under the circumstances and yield the right-of-way to the winter safety patrol vehicle until it has passed.
- (3) No person operating a vehicle, or an iceboat referred to in this ordinance or an iceboat may refuse to stop after being requested or signaled to do so by a law enforcement officer.

2020-2.13 CITATION ENFORCEMENT.

- (1) The LCLPRD hereby adopts and authorizes the use of a citation to be issued for violations of this ordinance as provided in for in Wis. Stat. § 66.0113. Citations authorized under this ordinance may be issued by law enforcement officers of the LCLPRD. Nothing herein shall be construed to prohibit the LCLPRD from enforcing this ordinance by any other lawful means.

2020-2.14 PENALTIES.

- (1) Any person who violates the provisions of this ordinance shall pay a determined forfeiture/penalty as provided for in Wis. Stats. §§30.80 as applicable to a violation of Wis. Stat. 30.50 through 30.71, §346.65(2) through (7), and §346.655, §§350.11(1)(b) through (11)(4) as to any violation in this ordinance which is similarly described in said statutes, plus court costs shall apply for violations of the provisions referred to therein.
- (2) Any person who shall violate any of the provisions of this ordinance which are not covered under Section 2020-1.19(1) above shall, upon conviction of such violation, forfeit not more than the amounts provided in Section 30.80(1), Wisconsin Statutes.

2020-2.15 SEVERABILITY.

- (1) The provisions of this ordinance shall be deemed severable and it is expressly declared that the LCLPRD would have passed the other provisions of this ordinance irrespective of whether one or more provisions may be declared invalid. If any provision of this ordinance or the application to any person or circumstances is held invalid, the remainder of the ordinance and the application of such provisions to other persons or circumstances shall not be affected.

2020-2.16 EFFECTIVE DATE. This Ordinance supersedes all previous Ice Ordinances of the Little Cedar Lake Protection & Rehabilitation District and shall become effective upon its passage on September 8, 2020.



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