

**LAUDERDALE LAKES LAKE MANAGEMENT DISTRICT
BOARD OF COMMISSIONERS**

The Lauderdale Lakes Lake Management District will have a meeting on Saturday, April 3rd, 2021 at 9:00 AM at the **Lauderdale Lakes Maintenance Building*** located adjacent to the Community Center at N7511 Sterlingworth Drive, Elkhorn, WI 53121.

Agenda

1. ROLL CALL
2. APPROVE AGENDA
3. APPROVE MINUTES OF OCTOBER 31, 2020
4. OPEN COMMENTS
5. CONFIRM AUTHORIZATION FOR JIM KROEPLIN TO ENTER INTO DNR SHORELINE GRANT AT DON JEAN BAY GOLF COURSE SHORELINE (RESOLUTION No. 2020-05) AND GREG WISNIEWSKI TO ENTER INTO A DNR WEED HARVESTER GRANT (RESOLUTION No. 2020-03).
6. DISCUSS AND CONSIDER RECOMMENDATIONS FOR REVISIONS TO THE TOWN OF LAGRANGE ORDINANCE PERTAINING TO THE USE OF BUBBLERS TO MITIGATE ICE
7. DISCUSS AND CONSIDER RECOMMENDATIONS FOR REVISIONS TO THE TOWN OF LAGRANGE PIER ORDINANCE
8. DISCUSS AND CONSIDER AN ONGOING PLAN TO MAINTAIN OR REPLACE PATROL BOATS
9. DISCUSS AND CONSIDER THE USE OF BODY CAMERAS FOR THE SAFETY PATROL
10. TREASURER'S REPORT
11. PROJECT REPORTS
12. OTHER BUSINESS
13. ADJOURNMENT

*Please wear face masks

PROPOSED PIER ORDINANCE 3/29/21
STATE OF WISCONSIN TOWNS OF LAGRANGE & SUGAR CREEK WALWORTH
COUNTY

ORDINANCE NO. 20 _____

**AN ORDINANCE TO REPEAL AND RE-CREATE ORDINANCE NUMBERS 2018-03 TO
REGULATE WHARFS, PIERS AND MOORING FACILITIES AND. ESTABLISH A PIER HEAD
LINE FOR LAUDERDALE LAKES**

WHEREAS, The Town of LaGrange and the Town of Sugar Creek have jurisdiction over
Lauderdale Lakes, as they constitute 100 percent of the towns, villages and cities
having
shoreline of the Lauderdale Lakes chain of lakes, including Green Lake, Middle
Lake, Mill
Lake, and Don Jean Bay; and

WHEREAS, this ordinance is adopted pursuant to Wisconsin Statutes Chapter 30;
and

WHEREAS, pursuant to Wisconsin Statutes Chapter 30, the Town Clerk has
submitted this ordinance to the Department of Natural Resources for review at
least 60 days prior to the Town of LaGrange taking final action in the matter; and

WHEREAS, the Towns of LaGrange and Sugar Creek have entered a cooperative
Agreement
with the Lauderdale Lakes Lake Management District (District) which was formed
pursuant to Wisconsin Statutes Chapter 33; and

WHEREAS, the purpose and duties of the District in working with the Towns, is to carry
out the
environmental protections as contained in various sections of Wisconsin Statutes
Chapter 33. In accord with the DNR bathymetric maps Lauderdale Lakes have a
ratio of
.99 Acres of open water per mile of shoreline; this is the most dense ratio of Lake
shoreline in our area; including Geneva Lake, Delavan Lake, Lake Beulah,
Whitewater
Lake, Big Cedar Lake and Twin Lakes; and

WHEREAS, The District, LaGrange and Sugar Creek hereby find that the following
regulations
are necessary and appropriate in the interest of public health, safety or welfare,
adjacent riparian's rights, including the public's interest in preserving the State's
natural resources; the placement of structures in and on Lauderdale Lakes may
materially impact the health, safety and welfare of the public, environmental

concerns relating to clean water, and aquatic habitat for fish and plant life, and recreational opportunities for all; and

WHEREAS, the State Statutes Chapters 23, 30 and 33 state that the legislature places value in

the protection and rehabilitation of state waters

NOW, THEREFORE, the Town Boards of Town of LaGrange and the Town of Sugar Creek, Walworth County, Wisconsin, **DO HERBY ORDAIN AS FOLLOWS:**
Towns of LaGrange and Sugar Creek Ordinance 2018-03 entitled “An Ordinance to Regulate Wharfs, Piers and Mooring Facilities and Establish a Pierhead Line for Lauderdale Lakes” is hereby repealed and re-created as follows:

SECTION 1: DEFINITIONS

- A. The definitions set forth in Section 30.01, Wis. Stats., as amended from time to time, are adopted by reference.
- B. Mooring facility - means any allotted space, place or contrivance to which a single water craft is attached, secured or berthed, including, but not limited to, a mooring buoy, pier slip or shore-station, wet boat house, boat lift or boat hoist . By way of example, a pier of sufficient size to moor two (2) boats counts as two (2) mooring facilities.
- C. Pier head line - means the distance into the water from the ordinary high water mark, as defined in NR 320.03(4), Wisconsin Administrative Code, in which area piers maybe allowed.
- D. Raft - is any properly anchored structure which floats on the water by means of inflation, barrels, logs, or similar means, and is designed for swimming and related activities and is not used for transportation.
- E. Wharf – is a structure built over the water that is parallel and adjacent to the shoreline and must placed on piles or posts.
- F. Environmentally Sensitive Areas – Seven Environmentally Sensitive Areas have been designated by the Department of Natural Resources Lauderdale Lakes Sensitive Area Report 1990/2004 and the Town of LaGrange Ordinance 2010-001.
- G. Non-Environmentally Sensitive Areas – Areas of Lauderdale Lakes that are not a part of the seven Environmentally Sensitive Areas of the lakes.
- H. New piers, wharfs or mooring facilities are those:
 - a. That did not exist prior to this ordinance, or
 - b. That are changed to be brought into compliance with this ordinance
 - c. That are erected, constructed, placed, extended or enlarged from their existing condition as of the effective date of this ordinance.

SECTION II: PERMIT REQUIREMENTS FOR NEW AND PRE-EXISTING PIERS, WHARFS AND MOORING FACILITIES AND REPAIRS

- A. Permit is required for any property owner, tenant, agent, business or person to construct, place, extend, enlarge, replace (except seasonal replacement), or repair (as below) a pier, wharf or mooring facility in any waters of Lauderdale Lakes. In the Environmentally Sensitive Areas, New permanent structures including piers, wharfs, boat lifts, boat hoists and mooring facilities require a DNR permit [Chapter 30.12(1g) and 30.12(1g (b))], as well as a Town permit.
- B. A pier, wharf or mooring facility that was placed on the bed of navigable water before April 17, 2012, is grandfathered by the State of Wisconsin.
- C. Any complying or non-complying pier, wharf or mooring facility legally existing in place as of April 17, 2012, may be maintained, repaired or replaced as provided in Section (E) below, so long as the pier, wharf or mooring facility is not expanded or enlarged in any way and remains in the footprint of the current pier, wharf or mooring facility in any area of Lauderdale Lakes.
- D. Any changes in dimensions to a non-complying pier, wharf or mooring facility require a permit and must bring the pier, wharf or mooring facility into compliance with the current ordinance in any area of Lauderdale Lakes.
- E. Repairs to existing piers:
 - 1. No permit is required for repairs to decking or handrails of a pier, wharf or mooring facility in any waters of Lauderdale Lakes.
 - 2. In areas other than Environmentally Sensitive Areas, a Town Permit is required for repairs or replacement of more than 2 vertical supports of a pier, wharf or mooring facility because that constitutes replacement.
 - 3. In Environmentally Sensitive Areas, a Town Permit is required for repairs or replacement of any vertical supports of a pier, wharf or mooring facility because that constitutes replacement.
 - 4. Piers, wharfs and moorings that encroach on any riparian rights must be brought into compliance as part of any permit for repairs.
- F. Where conflicts may occur between this local ordinance (to remain consistent with previous ordinances and Lauderdale Lakes policies) and the state statutes, the more restrictive rules shall apply.

SECTION III: PIERHEAD LINE REGULATIONS

- A. The Towns of LaGrange and Sugar Creek, pursuant to Chapter 30 of the Wisconsin Statutes, are empowered to regulate wharfs and piers and to establish a pier head line. It is in the interest of the Towns of LaGrange and Sugar Creek to preserve and protect the property within the Towns of LaGrange and Sugar Creek at the same time as preserving and protecting public rights in navigable waters and non-uniformity with respect to wharfs and piers in Lauderdale Lakes can be detrimental to these interests. It is in the interest of the Towns of LaGrange and Sugar Creek and the public to establish uniform requirements for the establishment of piers and wharfs on Lauderdale Lakes, Walworth County, Wisconsin.
- B. For many years previous to this revision of the Pier Ordinance, the pierhead length has been established at thirty-five feet (35). It is the desire of the District and Towns to remain consistent with the majority of piers currently approved, grandfathered and built upon the bed of Lauderdale Lakes.

- C. There is established, in the Towns of LaGrange and Sugar Creek on Lauderdale Lakes, a pier head line. Such pier head line is established to remain at the existing distance of thirty-five (35) feet channel ward from the ordinary high water mark of the shore. No pier or wharf shall be so placed or so constructed such that it extends a distance greater than the established pier head line channel ward from the ordinary high water mark of the shore from which such pier or wharf is constructed, unless a Variance from the Town Board as required by Section VIII has been obtained. No pier or wharf may exist more than thirty-five (35) feet from the ordinary high water mark of the shore, except as hereinafter set forth. "Ordinary high water mark" is defined by NR 320.03(4), Wisconsin Administrative Code. Where the bank or shore, at any particular place, is of such a character that it is impossible or difficult to ascertain where the point of ordinary high water mark is, recourse may be had to other places on the shore of the lake to determine whether a given stage of water is above or below the ordinary high water mark.
- D. Prohibition and Exceptions. Any wharf or pier extending into navigable water beyond the limit set forth herein constitutes an unlawful obstruction of navigable water unless a permit for such wharf or pier has been obtained by the Town Board and pursuant to Section 30.12(2) of the Wisconsin Statutes, or is otherwise accepted.

SECTION IV: PERMIT APPLICATION REQUIREMENTS

Any person, firm, corporation or association desiring to erect, construct, place, extend, enlarge or replace or repair to an extent defined in Section II any pier, wharf or mooring facility on or about the bed of Lauderdale Lakes along or beyond the shoreline as it exists or as it may have been determined and established by ordinance shall be required, regardless of other permits obtained, make and file a written application in the office of the Pier Inspector for the Town of LaGrange or Town of Sugar Creek.

All applications shall contain the following information:

- A. Describe the real estate, existing mooring facilities, wharfs and piers and describe proposed mooring facilities, wharfs and piers or extension thereof in detail;
- B. The structures' locations in regard to the shoreline and pier headline;
- C. Distances to all property lines of abutting riparian lands;
- D. Details of the dimensions and kinds of materials, together with drawings;
- E. Any additional details and specifications that the Town Board may request, such as a Certified Survey Map;
- F. The name, addresses of legal residence of riparian property, and signature of the riparian proprietor of the shoreline or easement holder who otherwise meets the criteria in Sec. 30.131, Stats., on whose behalf the application is made, and the name and post office address of the applicant, if different;
- G. In cases where a DNR permit is also needed, the DNR permit must be attached to the application. If a DNR permit has been deemed unnecessary by the DNR, information to that affect shall be attached to the Town permit application.
- H. Should a DNR permit be required under G above, then proof of compliance with the Walworth County Shoreland Zoning Ordinance Chapter 74 is needed, such proof must be attached to the Town permit application. If it is deemed unnecessary by Walworth County, documentation to that affect shall be attached to the Town permit application.
- I. In order to clarify the rights of adjacent riparian owners, the Pier Inspector or Commissioner has the authority to require a property survey with staking at the expense of the riparian owner to be attached to the application;

- J. A fee in the amount established from time to time by the respective Town Board.

If a permit application is denied, the applicant may apply to the Town of LaGrange for a variance. See Section VIII.

SECTION V: REQUIREMENTS FOR THE INSTALLATION, REPLACEMENT AND REPAIRS OF PIERS, WHARFS AND MOORING FACILITIES IN THE NON-ENVIRONMENTALLY SENSITIVE AREAS

- A. Applications for piers, wharfs and mooring facilities must adhere to the following rules, regulations, and requirements in order to receive permit approval. The Pier Inspector is authorized to issue permits to riparian owners or easement holders which meet the following standards.
1. The location, design and construction will not detrimentally impact the health, safety and welfare of the public which consideration shall include water quality, aquatic habitat and other environmental concerns, including factors considered by the DNR.
 2. The location, design and construction will not interfere with public rights in the waters, the public rights to navigate the waters, or with the rights of neighboring riparian proprietors or occupants;
 3. Meets the criteria in Sec. 30.13 and 30.12, Stats., for piers, wharfs, mooring facilities and shore stations, boat lifts and boat hoists.
 4. Placed in a location not inconsistent with the pier planner used by the Department of Natural Resources, as amended from time to time;
 5. Constructed so as to allow the free movement of water underneath all parts of the structure extending beyond the natural shore;
 6. Constructed in such manner as will not cause the formation of land on the lake bed;
 7. No longer than the established pier head line, (35 ft);
 8. No pier or wharf shall be located closer than eight (8) feet to an abutting riparian zone and any pier, wharf, mooring facility or moored watercraft must be placed entirely in the "riparian zone";
 9. In accordance with previous ordinances and to remain consistent, no more than one mooring facility for each twenty-two (22) feet of shoreline owned by the riparian owner. Those riparian owners with less than 22 feet of shoreline frontage are permitted one pier, provided the mooring facility complies with other portions of this ordinance;
 10. No pier wider than 5 feet measured at its point of greatest width, except the pier or wharf may exceed 5 feet width for a triangle at an angle of an L or T shaped pier or wharf, no greater than 3 feet on any side of the triangle attached to the pier or wharf;
 11. In accordance with previous ordinances and to remain consistent, a pier or wharf can be a maximum of 5 feet wide. A pier can have a loading platform as part of the pier as long as it complies with other portions of this ordinance. The surface area of the platform cannot exceed 200 square feet (length x width. The calculation of square feet includes the section that would be the normal pier to the 35 foot pierhead length);
 12. In accordance with previous ordinances and to remain consistent, no riparian owner shall have more than five (5) mooring facilities per lot regardless of the length of the riparian owner's shoreline;

13. A boat lift or boat hoist is allowed without a specific permit. A boat lift or boat hoist is a mooring facility. A boat lift or boat hoist may have a removable fabric canopy. Stats. 30.01 (1c);
 14. No pier, wharf or mooring facility may interfere with the riparian rights of other riparian owners.
 15. Where conflicts may occur between this local ordinance (to remain consistent with previous ordinances and Lauderdale Lakes policies) and the state statutes, the more restrictive rules shall apply.
- B. For applications that are denied a permit by the Pier Inspector because they do not meet the requirements in Section V, the applicant may request a variance from the Town of LaGrange. The applicant must submit the denied application together with the Pier Inspector's report and all documentation and the variance fee to the Town Clerk. Refer to Section VIII.

SECTION VI: REQUIREMENTS FOR THE INSTALLATION, REPLACEMENT AND REPAIRS OF PIERS, WHARFS AND MOORING FACILITIES IN THE ENVIRONMENTALLY SENSITIVE AREAS

- A. Applications for piers, wharfs and mooring facilities must adhere to the following rules, regulations, and requirements in order to receive permit approval. The Pier Inspector is authorized to issue permits to riparian owners or easement holders which meet the following standards.
1. The location, design and construction will not detrimentally impact the health, safety and welfare of the public which consideration shall include water quality, aquatic habitat and other environmental concerns, including factors considered by the DNR.
 2. The location, design and construction will not interfere with public rights in the waters, the public rights to navigate the waters, or with the rights of neighboring riparian proprietors or occupants;
 3. Meets the criteria in Sec. 30.13 and 30.12, Stats., for piers, wharfs, mooring facilities and shore stations, boat lifts and boat hoists.
 4. Placed in a location not inconsistent with the pier planner used by the Department of Natural Resources, as amended from time to time;
 5. Constructed so as to allow the free movement of water underneath all parts of the structure extending beyond the natural shore;
 6. Constructed in such manner as will not cause the formation of land on the lake bed;
 7. No longer than the established pier head line, (35 ft);
 8. No pier or wharf shall be located closer than eight (8) feet to an abutting riparian zone and any pier, wharf, mooring facility or moored watercraft must be placed entirely in the "riparian zone";
 9. In accordance with previous ordinances and to remain consistent, no more than one mooring facility for each twenty-two (22) feet of shoreline owned by the riparian owner. Those riparian owners with less than 22 feet of shoreline frontage are permitted one pier, provided the mooring facility complies with other portions of this ordinance;
 10. No pier wider than 5 feet measured at its point of greatest width, except the pier or wharf may exceed 5 feet width for a triangle at an angle of an L or T shaped pier or wharf, no greater than 3 feet on any side of the triangle attached to the pier or wharf;

11. In accordance with previous ordinances and to remain consistent, a pier or wharf can be a maximum of 5 feet wide;
 12. In accordance with previous ordinances and to remain consistent, no riparian owner shall have more than five (5) mooring facilities per lot regardless of the length of the riparian owner's shoreline;
 13. No pier, wharf or mooring facility may interfere with the riparian rights of other riparian owners.
 14. New piers, wharfs and mooring facilities, including boat lifts and boat hoists, shall be permanent structures and remain in place year-round, so as to minimize the disturbance of the bottom of the lake.
 15. In the Environmentally Sensitive Areas, New permanent structures including piers, wharfs, boat lifts, boat hoists and mooring facilities require a DNR permit [Chapter 30.12(1g) and 30.12(1g (b))], as well as a Town permit. The DNR permit shall be attached to the Town permit application form (Section IV). If a DNR permit has been deemed unnecessary by the DNR, documentation to that affect shall be attached to the Town permit application. Chapter 30.12 (1g), exemptions from pier requirements do not apply within areas of special resource interests (environmentally sensitive areas). Chapter 30.12 (2m) and (2m. (b) permitting may be required if environmental pollution (Chapter 299.01 (04) is of concern.
 16. In the Environmentally Sensitive Areas, New permanent structures including piers, wharfs, boat lifts, boat hoists and mooring facilities require proof of compliance with the Walworth County Shoreland Zoning Ordinance Chapter 74. Such proof shall be attached to the Town permit application (Section IV). If Walworth County has deemed such proof to be unnecessary, documentation to that affect shall be attached to the Town permit application.
 17. A boat lift or boat hoist is a mooring facility and shall be placed adjacent to a legal pier and shall comply with other portions of this ordinance. A boat lift or boat hoist may have a removable fabric canopy. (Chapter 30.01 (1c).
 18. Loading platforms are not allowed in the Environmentally Sensitive Areas.
 19. Floating piers, wharfs and mooring facilities are not allowed in the Environmentally Sensitive Areas.
 20. In Environmentally Sensitive Areas materials used for vertical supports for piers, wharfs and mooring facilities including boat lifts and boat hoists shall be non-leaching of detrimental chemicals into the lake. Treated lumber may not be used. Recommended materials consist of aluminum, composite, galvanized steel or untreated lumber.
 21. Where conflicts may occur between this local ordinance (to remain consistent with previous ordinances and Lauderdale Lakes policies) and the state statutes, the more restrictive rules shall apply.
- B. For applications that are denied a permit by the Pier Inspector because they do not meet the requirements in Section VI, the applicant may request a variance from the Town of LaGrange. The applicant must submit the denied application together with the Pier Inspector's report and all documentation and the variance fee to the Town Clerk. Refer to Section VIII.

SECTION VII: Additional Requirements for Mooring Buoys and Anchors and Rafts

- A. No permit for placement of a mooring buoy or anchor shall be granted by the Town Board beyond 60 feet from the ordinary high-water mark;

- B. Mooring buoys shall extend eighteen (18) inches above the waterline, be white in color with a blue band clearly visible above the waterline, and be spherical or ovate in shape;
- C. The mooring line between a mooring buoy and any watercraft attached to it shall not exceed ten (10) feet in length; and Section 30.772(3)(d) (1 through 4), Stats., are adopted by reference as though fully set forth herein and as amended from time to time;
- D. No person may use a raft or water trampoline greater than 200 square feet in surface area on Lauderdale Lakes;
- E. All rafts floating on Lauderdale Lakes shall have reflectors affixed to the outside perimeter;
- F. No rafts may be installed within the Environmentally Sensitive Areas.
- G. In all cases, the raft, mooring ball or water trampoline must be confined to the riparian zone of interest and may not interfere with neighboring riparian's or public rights in the waterway.

SECTION VIII: VARIANCE PROCEDURES FOR NON-ENVIRONMENTALLY SENSITIVE AREAS AND FOR ENVIRONMENTALLY SENSITIVE AREAS

- A. The Town Board of the Town of LaGrange may grant variances from the terms of this ordinance.
- B. At a Town of LaGrange Board meeting, the Town Board may, after considering the standards and requirements applicable from this ordinance, the permit application and all evidence presented, and hearing all parties desiring to be heard, grant a permit to riparian owners for piers, wharfs, mooring facilities, moorings, mooring buoys, mooring anchors and rafts.
- C. Petition for a variance under this subsection may be made only by the riparian owner. Such petition shall be filed with the Town Clerk of the Town of LaGrange.
- D. The Town Board may by resolution establish reasonable filing fees for variance petitions. Such filing fees shall be paid at the time of filing of the petition with the Town Clerk.
- E. A public hearing shall be held on each petition within a reasonable time following receipt of a complete application.
- F. Notice of hearing shall be given by Class 2 notice, under Ch. 985, Wis. Stats., the last insertion to be at least one week prior to the date set for the hearing. In addition, written notice shall be given at the same time to the Department of Natural Resources, the petitioner, the Town Clerks of the Town of Sugar Creek and the Town of LaGrange, the owners of each parcel of land adjoining the petitioner's riparian land in question and any applicable statutorily created lake district. At the hearing, any person may appear in person, by agent, or by attorney.
- G. Following the hearing, the Town Board may authorize such variance from the terms of the ordinance as will not be contrary to the public interest, where, owing to special conditions, a literal enforcement of the provisions of the ordinance will result in practical difficulty or unnecessary hardship, so that the spirit of the ordinance shall be observed, public safety and welfare secured, and substantial justice done. In making its determination the Town Board shall consider whether the proposed variance would detrimentally impact the health, safety and welfare of the public and neighboring riparian rights which consideration shall include water quality, aquatic habitat and other environmental concerns. The following standards also apply:

1. The hardship or difficulty must be peculiar to the parcel in question, due to unique property features, and not something that affects other parcels similarly.
 2. Loss of profit or financial hardship and/or additional expense incurred to comply with the ordinance is not in and of itself sufficient grounds for a variance.
 3. Self-imposed hardship is not grounds for a variance.
 4. The hardship cannot be one that would have existed in the absence of the ordinance.
 5. The public interest must be protected. (Consideration of whom the variance benefits vs those that it may or would adversely affect.)
 6. No variance can be granted that would conflict with a deed restriction that was required by the Town or Walworth County, or the State of Wisconsin, whether noted in a plat, certified survey map, or separately recorded.
- H. If the variance is granted, the Town Board may impose such requirements and conditions with respect to locations, construction, maintenance and operation, in addition to any which may be stipulated in this chapter or are deemed by the Town Board to be reasonable and appropriate for the protection of adjacent properties and the public interest and welfare.
- I. The decision on any variance petition shall be in writing and shall be made within a reasonable time after completion of the hearing thereon.
- J. All permits granted shall state the location and size of the allowed mooring facility, as well as the number of permitted watercraft.
- K. The holder of any variance granted under this subsection shall record it in the office of the Walworth County Register of Deeds and provide proof of recording to the Town Clerk, and the variance runs with the land.
- L. This subsection shall not be interpreted to authorize variance from applicable preemptive requirements of State or federal laws, codes, regulations or other lawful orders.

SECTION IX: REMEDIES AND PENALTIES

- A. All actions to recover forfeitures and penalty assessments under this ordinance are civil actions in the name of the Town of LaGrange or Town of Sugar Creek and shall be heard in Circuit Court for Walworth County.
- B. Any person (riparian owner and / or contractor) violating any provisions of this ordinance relating to mooring facilities shall forfeit not less than \$10 nor more than \$200 for each day that a violation takes place or continues, plus costs and assessments. The cash deposit amount shall be \$100 plus costs and assessments per day for each day that a violation takes place or continues.
- C. In the event a mooring facility for which a permit has been granted shall not be erected, constructed, placed, extended or maintained in accordance with the plans, specifications, details and drawings submitted, or not maintained in a safe condition, or in the event such mooring facility shall not be constructed within one (1) year from date permit was granted, or that it be used in a manner detrimental to the general public, or interfere with the rights of the neighboring riparian owners, then, in such event, the board may cancel and revoke the permit provided it shall first hold a meeting after fixing a time and place of hearing and shall cause a written notice thereof to be issued and delivered or mailed to the holder of such permit, and also to the owners of the neighboring abutting riparian lands, not less than five (5) days before the time fixed for hearing.

- D. Every pier, wharf or mooring facility constructed, placed or extended, enlarged or replaced in violation of this ordinance is declared to be a public nuisance, and the construction thereof may be enjoined and the maintenance thereof may be abated by action at the suit of the Town.
- E. The Pier Inspector(s) of the Towns of LaGrange and Sugar Creek is authorized to issue citations for violations of this ordinance.

SECTION X: SEVERABILITY

The several sections of this Ordinance are declared to be severable. If any section or provision thereof shall be declared by a court of competent jurisdiction to be invalid, unlawful, or unenforceable, such declaration shall apply only to the specific section(s) or portion(s) thereof directly specified in said declaration, and shall not affect the validity of any other provisions, sections, or portions of the Ordinance, which shall remain in full force and effect. Any other Ordinances whose terms are in conflict with the provisions of this Ordinance are hereby repealed as to those terms that conflict.

SECTION XI: REPEAL OF CONFLICTING ORDINANCE

All ordinances and parts of ordinances in conflict with this ordinance heretofore enacted by the Towns of LaGrange and Sugar Creek, Walworth County, Wisconsin, are hereby repealed.

SECTION XII: EFFECTIVE DATE

This ordinance shall take effect immediately upon the Town of Sugar Creek adopting an identical ordinance, following passage and posting or publication as provided by law.

Adopted by the Town Board of the Town of LaGrange this ____ day of _____,
20____.

Approved:

Frank Taylor, Town Chairman

Mark Bromley, Supervisor

Don Sukala, Supervisor

Marcia Sahag, Supervisor

John Anderson, Supervisor

ATTEST: _____
Crystal Hoffmann, Town Clerk, LaGrange

